



# Little Calumet River Basin Development Commission

6100 Southport Road  
Portage, Indiana 46368

(219) 763-0696 Fax (219) 762-1653

E-mail: [littlecal@nirpc.org](mailto:littlecal@nirpc.org)

ARLENE COLVIN, Chairperson  
Mayor of Gary's  
Appointment

ROBERT MARZALEK, Vice Chairman  
Governor's Appointment

ROBERT HUFFMAN, Treasurer  
Governor's Appointment

JOHN MROCZKOWSKI, Secretary  
Governor's Appointment

WILLIAM BILLER  
Governor's Appointment

GEORGE CARLSON  
Mayor of Hammond's  
Appointment

STEVE DAVIS  
Dept. of Natural Resources  
Appointment

CHARLES RAY  
Porter County Commissioners'  
Appointment

DR. MARK RESHKIN  
Governor's Appointment

VACANCY  
Governor's Appointment

VACANCY  
Lake County Commissioners'  
Appointment

DAN GARDNER  
Executive Director

LOU CASALE  
Attorney

## MEETING NOTICE

**THERE WILL BE A MEETING OF THE  
LITTLE CALUMET RIVER BASIN  
DEVELOPMENT COMMISSION  
AT 6:00 P.M. WEDNESDAY, JULY 7, 2004  
AT THE COMMISSION OFFICE  
6100 SOUTHPORT ROAD  
PORTAGE, IN**

## WORK STUDY SESSION - 5:00 P.M.

### A G E N D A

1. Call to Order by Chairperson Arlene Colvin
2. Pledge of Allegiance
3. Recognition of Visitors and Guests
4. Approval of Minutes of June 2, 2004
5. Chairperson's Report
  - Update on Gary, COE, LCRBDC comprehensive agreement completing project construction in Gary and finalizing O&M responsibilities/funding - Meeting held on June 28 with Gary representatives
6. Executive Director's Report
  - Update on Highland Town and Park property donation
    - Town Council public meeting July 12
    - Highland Parks public meeting July 15
  - Communication with Hammond regarding City, Sanitary, and Park Board property easements for Stage VI-1N
  - Working to brief Munster town officials at their Work Study Session on July 12 regarding west of Hart Ditch construction
    - Petition requesting meeting to discuss status of project
    - Notice of DNR hearing regarding this issue
7. Outstanding Issues
  - Hammond meeting with Christopher Burke Engineering

Sandy

Chris Buono  
add. ~~Chris Buono~~  
1842 S. R.D.  
Munster

per AD -  
get J. Reynolds  
next meeting

1-4

5

6-14  
15-20

white slacks  
red blazer  
red + white striped  
knit shirt  
+ Sandy O'Brien

8. Standing Committees

**A. Finance Committee – Bob Huffman, Treasurer**

- Financial status report
- Approval of claims for June 2004
- Issues for Discussion

21  
22-23

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

**Land Acquisition**

- Appraisals, offers, acquisitions, recommended actions
- Right-of-entry for Stage VI-1S expected to be signed mid July
- COE implementing new real estate tracking program called "Remis"
- Issues for Discussion

**Land Management**

- Status of 3120 Gerry Street
- Action required to use C&H Mowing to complete East Reach mowing contract
- Issues for Discussion

**C. Operation & Maintenance – Committee Chairman Bob Huffman**

- East Reach flood control project inspection with COE and locals
- Issues for Discussion

**D. Environmental Committee – Committee Chairman Mark Reshkin**

- Mitigation status of Hobart Marsh area
- IDEM mitigation agreement
- Issues for Discussion

24-25

**E. Legislative Committee – Committee Chairman George Carlson**

- Federal House approval of \$6 million for flood control on the Little Calumet River – still needs Senate approval
- Status of State Budget Committee release of remaining \$2 million
- Receipt of 2005/07 State biennial submission due by August 16
- Issues for Discussion

26

**F. Project Engineering Committee – Committee Chairman Bob Huffman**

- Landscaping Phase II contract award
- Grant & Broadway interchange construction crediting
- 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**

- Charles Agnew Handicapped Park dedication will be scheduled
- Boy Scout Troop #280 completed trail cleaning and repair work between Columbia and Northcote in Hammond
- Issues for Discussion

• Bob Huffman –  
web page

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, June 2, 2004**  
**6100 SOUTHPORT ROAD**  
**PORTAGE, INDIANA**

Chairperson Arlene Colvin called the meeting to order at 6:10 p.m. Seven (7) Commissioners were present. Pledge of Allegiance was recited. The guests were recognized.

**Development Commissioners:**

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

**Staff:**

Dan Gardner  
Sandy Mordus  
Lou Casale  
Jim Pokrajac  
Judy Vamos

**Visitors:**

Jomary Cray - IDNR, Div. of Water  
Mark Lopez - Congressman Visclosky's office  
Don Ewoldt - LEL  
Sandy O'Brien - Hobart  
Spike Peller - GSD/GSWMD  
Steve Enger - Munster citizen  
Imad Samara - COE

A motion to approve the minutes of the May 5, 2004 meeting was made by Bob Marszalek; motion seconded by Bill Biller; motion passed.

**Chairperson's Report** - Chairperson Arlene Colvin read the resignation letter from Mark Lopez. Mark is resigning from the Development Commission board because he has taken a position with Congressman Visclosky's area office as District Director. As Mark held the office as treasurer for the Commission, his resignation causes a vacancy in the offices. After a brief discussion, George Carlson nominated Bob Huffman to fill out the term as treasurer; motion seconded by Bill Biller; motion passed unanimously.

**Executive Director's Report** - Mr. Gardner reported that the court hearing for the "friendly condemnation" with the town of Highland was held on May 26. The purpose is to establish fair value of the public lands for crediting purposes. Attorney Casale reported that three appraisers were appointed and will be sworn in tomorrow; it is hoped that they can complete their appraisals and set a value quicker than the normal 30 day allowed period; the official deadline date for the appraisers to submit their value is July 2. The deadline date for signing the right-of-entry for Stage VI-15 is July 15 so staff is trying to meet that date.

• Mr. Gardner stated that we will be meeting with the city of Hammond on the easements that are needed from them for the Stage VI-1N segment. They will most likely wish to proceed the same way as the town of Highland has; that is, entering into a "friendly condemnation" in order for the court to set a truer value of the public lands. Mr. Gardner will talk with Dan Repay, councilman for Hammond, and coordinate with him.

• A meeting has not been scheduled yet with the city of Gary, the Gary Sanitary District, and the COE. There are issues remaining that need to be resolved; it is getting critical that this be done. There are features that need to be brought up to par; and cost is a factor. We had previously sent a letter to the Mayor regarding FEMA saying that Gary has to accept O&M before they can be removed from the floodplain. The Commission has also offered to work with the City for the transfer of Commission surplus property to the city in exchange for their commitment to do O&M.

• Spike Peller, Gary Sanitary District, asked whether the Commission has appraisals on the surplus properties. Attorney Casale replied that we did not have an appraisal but an appraisal could be done as part of the Indiana Disposal of Property Act, which the Commission will need to follow.

- Commissioner Bob Huffman expressed his frustration with the lengthy appraisal process, especially with the COE reviewer. Mr. Gardner added that the COE will not review the appraisal on the 179 acres; it is already credited and we only have to follow the State disposal of property procedure.

**Finance Committee** – Treasurer Bob Huffman presented the financial report. Mr. Huffman questioned the three appraisal claims from Janet O'Toole on DC85, DC92 and DC1174 for \$5,250 each. Judy Vamos stated that the appraisals were started, stopped, then started again and that they were for crediting purposes. After attorney Casale stated he will check into the amounts invoiced to us, the three claims were pulled from the claim sheet.

- Bob Marszalek made a motion to approve the payment of \$260 to Superior Sign Service for two project signs in Gary; motion seconded by Bill Biller; motion passed unanimously.
- Mr. Huffman referred to the audit report for years 2002 and 2003 that was distributed for review. Mr. Gardner added that it was a clean audit with only a couple of minor bookkeeping procedure changes that were recommended.
- Discussion ensued on the Commission's CDs in regard to the interest rate being paid on them. NIRPC Bookkeeping personally contacts various local banks and is quoted their current interest rate for that particular CD. The bank that can offer the highest interest rate secures the CD for the Commission. This procedure was previously approved by the Commission members and it has been our adopted method to secure the highest rate. Commissioner George Carlson questioned whether we secured the highest rate we could. He personally was able to secure a higher rate as an individual and thought we could do the same. It was explained that there are different rates for an individual versus a government rate. We were assured that the rate we received was indeed the highest rate we could secure. Staff will double-check with the bank to be sure.

**Land Acquisition/Land Management Committee** – Committee Chairperson Arlene Colvin gave the Land Acquisition report. Ms. Colvin reported that there were no increased offers or condemnations this month. In regard to the Highland properties "friendly condemnation", court appraisers will be sworn in the first week of June and return with their findings 30 days later. It is anticipated that Hammond will probably follow the same procedure (a "friendly condemnation") as Highland is doing in order to establish a true value. The Hammond properties are needed for Stage VI-1N segment.

- Staff is continuing acquisition on the few remaining properties in Burr Street Betterment Levee P2 – LCRBDC portion.
- The rental house at 3120 Gerry has been cleaned up and disinfected and is ready for staff to advertise for sale.
- Staff will advertise for mowing of the levees to be done mid-July.
- Boy Scout Troop #280 will clean debris and repair trails for the fifth year between Columbia and Northcote in Hammond. They have asked us to provide pizzas for their lunch as we have done in prior years. Attorney Casale kindly offered to pick up the cost of the pizzas this year.

**Operation & Maintenance Committee** – Committee Chairman Bob Huffman stated that an O&M committee meeting was held on May 25. Discussed was the letter from the COE which states that FEMA needs a commitment from the city of Gary to operate and maintain the system for the flood plain remapping process to continue. It is critical that we meet with the city so progress can continue.

- Mr. Huffman informed the members that staff has been contacted by the COE to schedule an inspection of all completed flood control features. The COE is anxious to turn over the O&M but a complete inspection needs to be done first to determine the current condition of the project. Jim Pokrajac has recommended that the inspection be delayed until mid-July until the levee mowing has been completed. Communication with the COE to coordinate a date will be needed.
- Demolition of barn in east reach remediation area has been completed.
- Jim Pokrajac added that there have been Burr Street pump station problems with high water. The COE/LCRBDC have been currently operating the pumps manually to keep level of detention pond down.

**Environmental Committee** – Mark Reshkin reported that TPL has updated its list of remaining properties to be acquired with existing Commission funds. We need 411 acres of which 25% must be restoration. To date, we have acquired 173 acres. TPL has a possible 130 acres they are hoping to acquire. We will be meeting with Save the Dunes Foundation to discuss a possible 60 acre acquisition that could be used for mitigation.

- 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 decided to sell the property as is.
- Dr. Reshkin and Dan Gardner both talked about the watershed conference that was recently held. Mr. Gardner is participating as a speaker about the Little Calumet River project, as well as NW Indiana development impact. Originally, some tours were planned but they have since been cancelled.

**Legislative Committee** – Committee Chairman George Carlson stated that he has been in contact with Stan Dostatni to inquire about any progress update with the city meeting with Christopher Burke Engineering Company. This is the firm that the town of Highland retained to help the Wicker Park Manor Sub-division come out of the flood plain. He was informed that the city did enter into an agreement with the engineering firm. We have requested that we also meet with the city and the engineering firm so there is some coordination. Hammond was meeting with the firm on June 4 but the Commission was not included in this meeting. Mr. Carlson referred to a news article about portions of Hammond coming out of the floodplain that contained inaccurate dates. It is important to keep the public informed with correct information.

**Project Engineering Committee** – Committee Chairman Bob Huffman referred to the meeting held on May 14 with the Lake County Highway Dept. regarding Kennedy Avenue Bridge. The bridge deck will be re-built next year. Costs will be identified that will be incurred to include flood control features into their project. The Coe will coordinate with the lake County Highway Dept. to compensate their contractor for doing our work. It would save money now to incorporate some earthwork, a wider walkway, and concrete closure structures while the County is rebuilding. The contract is currently scheduled to start in early 2005.

- Mr. Huffman referred to the INDOT letter from Richard Whitney stating they would request that INDOT pay for the work to be done at Grant Street and Broadway in Gary. They would intend to pay for the work with 100% state funds and ask that the full amount of state funds paid on the contract be credited toward the Commission.
- The in-project mitigation inspection was held on May 12. The contractor will perform O&M on the project for three years to assure all plantings are established.
- Mr. Pokrajac added that only one (1) mowing of the levees will be done this year. The Landscaping II contract has an herbicide application scheduled for this fall, so a second mowing is not necessary.

**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** – Mr. Gardner stated that, once construction is underway in Hammond and Highland, we will investigate the possibility of holding monthly Commission meetings in the respective areas so that residents will have more of an opportunity to attend and express their concerns.

**Statements from the Floor** – Don Ewoldt, LEL, asked if final payment on the in-project mitigation area had been made. Imad Samara answered that money was held back for the contractor to perform O&M for the three year period. Steve Enger, resident of Munster, informed the members that he walked River Drive and Hawthorne along Hart Ditch and talked to residents. Most of the people were not aware of plans adjacent to Hart Ditch. He asked if he could have

LCRBDC Minutes

June 2, 2004

Page 4

some time at the next meeting for discussion of the Hart Ditch area. He is meeting with some neighborhood residents next week and he would like to bring their concerns to the Board. Mr. Gardner offered that the LCRBDC could attend any neighborhood meetings they would have to explain the project to them. Mr. Enger stated that would be fine for later on but felt the residents needed to get organized with each other first.

There being no further business, the next meeting was scheduled for 6:00 p.m. Wednesday, July 7, 2004.

# Highland wants levee work to stay on course

BY CHARLES F. HABER  
Times Correspondent

HIGHLAND — The Town Council on Monday assured residents that everything possible is being done to keep the Little Calumet River levee project flowing smoothly.

About 15 residents were on hand to complain that homeowners in the Wicker Park Manor subdivision and those along the Cady Marsh Ditch

no longer have to pay flood insurance, while others still must pay because of the unfinished levee.

The councilmen explained that the ditch is under Lake County control, whereas the river levee is the providence of the federal government. But progress is being made on the levee. The overall plan is to build it on both sides of the river from Interstate 65 to the Illinois state line.

For the past two years, the

work has been stalled at Cline Avenue and the residents expressed displeasure over this. However, "the work on the project should begin in August," board attorney Rhett Tauber said.

This could mean that bids will go out at this time, board members said, and that work will resume at Cline shortly afterward. Public Works Director John Bach said the work through Highland should take about 18 months.

Afterward, the federal government will be petitioned to provide official documentation that will allow residents to cancel their flood insurance policies.

This entire process could take a couple more years, said Councilman Joseph Wszolek, R-4th.

The board assured the residents it will keep a close watch as the work is scheduled to resume. It also will stay in touch with Dan Gardner, exec-

utive director of the Little Calumet River Basin Development Commission. He has fought long and hard to keep the project moving, board members said.

"Dan Gardner would like your support very much," Wszolek told the audience.

The councilmen also said they will schedule a future meeting and invite Gardner to speak with the people and give them an update on the project.

THE TIMES  
Wednesday, June 30, 2004

June 15, 2004

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

Dear Mr. Gardner,

During the last week of May and the first week of June 2004, I canvassed the 42 residences along the west side of Hart's Ditch and the Little Calumet River between Ridge Road and Northcote Avenue. These houses are located on Hawthorne Drive and South River Drive in Munster, Indiana.

I was able to speak to 32 of these residents. I questioned if they were aware of the LCRBDC's flood control plan. Most of the residents were vaguely familiar with it but had scant detailed knowledge.

On Sunday, June 6, 2004, we held a meeting in the park located on the west side of Hart's Ditch. There were 32 attendees, representing 50% of the households. At this meeting I attempted to inform the residents of the LCRBDC's flood control plan, as I understand it from information that I have received from the LCRBDC. The overall opinion was that we would all like to know more details about this plan and that we suspect our concerns have not been adequately understood by the LCRBDC.

I attended the Munster Town Council meeting on Monday, June 14, 2004 to present to Council Members a petition, (enclosure #1) signed by 32 residents living along Hart's Ditch. The petition requested that the Town Council members and the concerned citizens meet to discuss the status of this project. Town Council Member, Mr. Nellans, stated that he and Town Engineer, Mr. Mandon should contact you to have a meeting with the concerned residents. I assume you should be hearing from them soon.

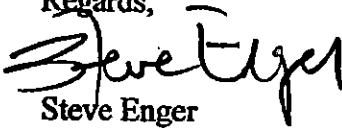
In addition to requesting a meeting with the Munster Town Council, I have also, with the support of 32 residents, requested a meeting with the Division of Water of the Department of Natural Resources of the State of Indiana, (enclosure #2). As your November 13, 2002 letter to Current Property Owners noted, this meeting was requested per IC 4-11-4-8(a)(2). A similar request was also sent to the Divisions of Hearings for the Natural Resources Commission, (enclosure #3).

The NRC responded within days with a letter, (enclosure #4) requesting specific license application number. I'm requesting that you provide me with such so that I can respond to the NRC. I would appreciate if you would email or mail me the license application number.

I believe as a group, the concerned residents along Hart's Ditch and the Little Calumet River have completed the prescribed formal steps for requesting meetings with the proper authorities in regards to the Little Calumet River Flood Control/Recreation plan.

Our desire is to work in an open cooperative manner to assure that this valuable project is completed to the satisfaction of all parties. We look forward to discussing this project with the LCRBDC.

Regards,

  
Steve Enger

#1

## RESIDENT ACTION REQUEST

Resident's Name: Please see the attached letter and list dated 6-6-04

Address: Please see the attached letter and list dated 6-6-04

Desired Contact: Steve Enger  
8248 Hawthorne Drive  
Munster, IN

☐ E-mail: senger@gsb.uchicago.edu

☐ Phone: 219-608-0752

Action Request: The residents on the attached list wish to have a meeting with the Munster Town Council in regards to the Little Calumet River Flood Control/Recreation project.

Items we wish to discuss are:

- How does the Town Council keep abreast of this project?
- Is there a specific Town Council Member directly in charge to monitor this project?
- Is the Town Council in support or in opposition to the current plan?
- What Town Official represents to the Little Calumet River Basin Development Commission the residents' views -- IE: political, technical social?
- How does the Town Council and how can the residents stay current with this project?
- How can the Town Council and the residents work together to assure that this project is implemented in a manner that all parties achieve mutual satisfaction?

Referred to:

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8

June 6, 2004

Town Council Members  
Town of Munster, Indiana  
1005 Ridge Road  
Munster Indiana

Dear Ms. Brown, and Messrs. Mellon, Eddington, Mangus, Nellans:

We, the undersigned are requesting a meeting with the members of the Town Council of Munster to discuss the current and pending Little Calumet River Flood Control/ Recreation project as currently being managed by the Little Calumet River Basin Development Commission.

All of the undersigned are residents living on Hawthorne Drive or River Drive between Ridge and Northcote roads, directly across from Hart's Ditch.

This project will have a significant effect upon the value, esthetics, and character of our neighborhood. We feel such a project should have an early and thorough public hearing to help assure its success and satisfaction to all concerned.

We suggest a meeting at the Town of Munster town hall at the earliest time convenient to all.

Correspondence should be directed to:

Stephen J. Enger  
8248 Hawthorne Drive  
Munster, IN 46321

Phone: 219.608.0752  
Email: senger@gsb.uchicago.edu

Sincerely,

The Undersigned

Signatures for June 6, 2004 letter to the Town Council of the Town on Munster, Indiana

Page 1 of 2

#	Signature	Name	Address
1	<i>Al Masleip</i>	A. MASLEIP	8348 Hawthorne
2	<i>Olivia Masleip</i>	OLIVIA MASLEIP	8348 Hawthorne
3	<i>Don J Korach</i>	Louis J. Korach	8356 Hawthorne
4	<i>Tom O'Shea</i>	Tom O'Shea	1906 Fairway
5	<i>Charles O'Shea</i>	GISELE O'SHEA	1906 Fairway
6	<i>Jack Schueren</i>	Jack Schueren	8506 Hawthorne
7	<i>Margie Schueren</i>	Margie Schueren	8506 Hawthorne
8	<i>Mary Neveitt</i>	MARY NEVEITT	1856 South River Dr
9	<i>Michael Neveitt</i>	MICHAEL NEVEITT	1856 South River Dr
10	<i>James Turk Davis</i>	JAMES TURK DAVIS	8400 Hawthorne Dr
11	<i>Shari L. Kowiser</i>	Shari L. Kowiser	8540 Hawthorne
12	<i>Bub Skorupa</i>	Bub Skorupa - Buono	1842 S. River Dr
13	<i>Barb Ronberg</i>	BARB RONBERG	8136 Hawthorne Dr
14	<i>EVANINE FAY</i>	EVANINE FAY	1816 S. RIVER DR.
15	<i>BEVERLY F. COOMES</i>	BEVERLY F. COOMES	1832 So. River Dr.
16	<i>Ruth Eggers</i>	Ruth Eggers	1852 S. River Dr
17	<i>LEATHA DILLON</i>	LEATHA DILLON	1836 S. River Dr
18	<i>Charles Buono</i>	Charles Buono	1842 S. River Dr.
19	<i>Sam Coltan</i>	Sam Coltan	Sam Coltan
20	<i>Patricia Hawthorne</i>	Patricia Hawthorne	Patricia Hawthorne
21	<i>William Coomes</i>	William Coomes	William Coomes
22	<i>Barbara Whitaker</i>	Barbara Whitaker	1921 Alto Vista
23	<i>Norman L. Rusty</i>	Norman L. Rusty	8236 Hawthorne
24	<i>Janet Rusty</i>	Janet Rusty	8236 Hawthorne
25	<i>Mark Beauchamp</i>	Mark Beauchamp	8230 Hawthorne
26	<i>LOUI BRANCO</i>	LOUI BRANCO	8230 Hawthorne
27	<i>PAUL BRANCO</i>	PAUL BRANCO	8218 Hawthorne
28	<i>James Fairman</i>	James Fairman	8334 Hawthorne
29	<i>Paul Fairman</i>	Paul Fairman	8334 Hawthorne
30	<i>Sherwin Friduss</i>	Sherwin Friduss	8212 Hawthorne
31	<i>STEVE ENGER</i>	STEVE ENGER	8248 Hawthorne
32	<i>MEDIA ENGER</i>	MEDIA ENGER	8248 Hawthorne
33			
34			
35			
36			

June 6, 2004

Technical Service Section  
Division of Water  
Department of Natural Resources  
402 West Washington Street, Room W264  
Indianapolis, Indiana 46204-2641

Dear Responsible,

We, the undersigned are requesting a public hearing per IC 4-11-4-8(a)(2) regarding the Little Calumet River Flood Control/Recreation project currently being implemented in Lake County, North Township, Indiana. The name of the applicant is The Little Calumet River Basin Development Commission. We request that such a public hearing be held at a location within Lake County, preferably in the town of Munster.

All of the undersigned are residents of Munster, Indiana, living on Hawthorne Drive or River Drive between Ridge and Northcote roads, directly across from Hart's Ditch, (properties adjacent to Hart's ditch, separated by a paved one-way street).

This project will have a significant effect upon the value, esthetics, and character of our neighborhood. We feel such a project should have an early and thorough public hearing to help assure its success and satisfaction to all concerned.

We suggest a meeting at the Town of Munster town hall at the earliest time convenient to all.

Each of the undersigned affirms that by signing this request that individual qualifies under subsection (b).

Correspondence should be directed to:

Stephen J. Enger  
8248 Hawthorne Drive  
Munster, IN 46321

Phone: 219.608.0752  
Email: senger@gsb.uchicago.edu

Sincerely,

The Undersigned

Signatures for June 6, 2004 letter to the state of Indiana DNR

#	Signature	Name	Address
1	<i>Shari LeMornier</i>	Shari LeMornier	8540 Hawthorne Dr
2	<i>James T Mac Donald</i>	JAMES T MAC DONALD	8460 Hawthorne Dr
3	<i>Barb Skorupa-Buono</i>	Barb Skorupa-Buono	1842 S. River Dr.
4	<i>Jack Schwertin</i>	Jack Schwertin	8506 Hawthorne
5	<i>Maggie Schwertin</i>	Maggie Schwertin	8506 Hawthorne
6	<i>Elaine Fay</i>	ELAINE FAY	1816 S. RIVER DR
7	<i>Beverly F. Coomes</i>	BEVERLY F. COOMES	1832 S. RIVER DR
8	<i>Tom O'Shea</i>	Tom O'Shea	1906 FAIRWAY
9	<i>Gisela O'Shea</i>	Gisela O'Shea	1906 FAIRWAY
10	<i>Leatha Dillon</i>	LEATHA DILLON	1836 S. RIVER DR.
11	<i>Barb Runberg</i>	BARB RUNBERG	8136 Hawthorne
12	<i>Barbara Whitaker</i>	Barbara Whitaker	1921 Alta Vista
13	<i>Norm J. Trusty</i>	Norm J. Trusty	8236 Hawthorne
14	<i>Janet Trusty</i>	Janet Trusty	8236 Hawthorne
15	<i>Sam Colton</i>	SAM COLTON	8242 HAWTHORNE DR.
16	<i>Cathy Colton</i>	Cathy Colton	8242 Hawthorne Dr
17	<i>Ruth Eggers</i>	Ruth Eggers	1852 S. River Dr.
18	<i>Chris Buono</i>	CHRIS BUONO	1842 S. River Dr.
19	<i>Alice Mashlaid</i>	ALICE MASLAIN	8348 H/D
20	<i>Albert Mashlaid</i>	ALBERT MASLAIN	8348 H/D
21	<i>Louis J. Kovach</i>	LOUIS J. KOVACH	8356 Hawthorne Dr
22	<i>William K. Coomes</i>	WILLIAM K. COOMES	1832 S. RIVER DR.
23	<i>Jacqueline Kovach</i>	Jacqueline Kovach	8356 H. D.
24	<i>Mary Neveitt</i>	MARY NEVEITT	1856 South River Dr.
25	<i>Michael Neveitt</i>	MICHAEL NEVEITT	1856 South River Dr.
26	<i>Mark Brandon</i>	MARK BRANDON	8230 Hawthorne Dr
27	<i>Lois Brandon</i>	LOIS BRANDON	8230 Hawthorne Dr.
28	<i>James Keilman</i>	James Keilman	8334 Hawthorne
29	<i>Lois Keilman</i>	Lois Keilman	8334 Hawthorne
30	<i>Paul Baran</i>	PAUL BARAN	8218 Hawthorne
31	<i>Sherwin Friduss</i>	Sherwin Friduss	8212 Hawthorne
32	<i>Steve Enger</i>	STEVE ENGER	8246 Hawthorne
33	<i>Meda Enger</i>	MEDA ENGER	8248 Hawthorne
34			
35			
36			

June 6, 2004

Divisions of Hearings  
Natural Resources Commission  
402 West Washington Street, Room W272  
Indianapolis, Indiana 46204

Dear Responsible,

The attached request for a public hearing per IC 4-11-4-8(a)(2) was sent to the Technical Service Section of the Division of Water of the Department of Natural Resources.

The signers of the attached request are requesting a public hearing per IC 4-11-4-8(a)(2) regarding the Little Calumet River Flood Control/Recreation project currently being implemented in Lake County, North Township, Indiana. The name of the applicant is The Little Calumet River Basin Development Commission. We request that such a public hearing be held at a location within Lake County, preferably in the town of Munster.

This project is being completed in phases; each phase to our knowledge is being permitted separately. As such, we are not certain if the phase of the project affecting our residential property (contiguous to the project) has yet been permitted by the Division of Water of the Department of Natural Resources.

If the phase affecting our property (described in the attached request) has been permitted then we wish to request an administrative review by the Natural Resources Commission under IC 4-21.5 and 312 IAC 3-1.

Correspondence should be directed to:

Stephen J. Enger  
8248 Hawthorne Drive  
Munster, IN 46321

Phone: 219.608.0752  
Email: [senger@gsb.uchicago.edu](mailto:senger@gsb.uchicago.edu)

Sincerely,

Steve Enger  
Representative of the undersigned

Indiana Natural Resources Commission



NRC

jkane@nrc.in.gov

June 10, 2004

Stephen J. Enger  
8248 Hawthorne Drive  
Munster, IN 46321

Dear Mr. Enger:

Thank you for your letter of June 6, 2004. My hope is that I am responsive.

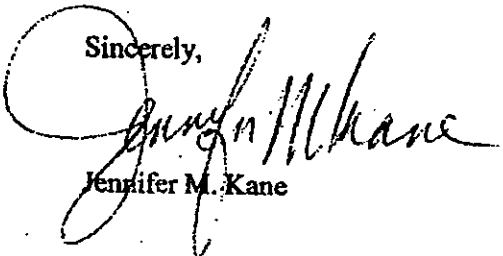
As the paralegal for the Natural Resources Commission, one of my functions is to assist in identifying requests for review so they may be assigned to an Administrative Law Judge. A critical element to performing the function is an understanding of what licensure or other action by the Department of Natural Resources would be under review.

Your correspondence does not reference a license application number. In an effort to facilitate the process, however, I reviewed the database for the DNR's Division of Water. Unfortunately, the Little Calumet River Basin Development Commission has sought multiple floodway applications. Understanding which application would be under review is critical because the information is needed to provide full notice to potentially affected persons, as well as to serve the practical function of identifying a particular project.

22-241 In a further effort to determine the subject of your request, I emailed the DNR's Division of Water. In response to my email, one suggestion was that you might be interested in FW-22,323 22, 313 for the Hart Ditch portion of the levee project. Another suggested possibility is your interest may be in FW-22,241 which I'm informed was issued for the placement of flood control levees. If one of these license applications is the subject of your interest, please inform me and I will pass the information along to the Director of the Commission's Division of Hearings. He can then assign himself or another Administrative Law Judge to preside. If you do not believe either of these license applications is the subject of your interest, my recommendation is that you speak with the Division of Water to identify the applicable license application number. Again, upon receipt, I would forward your information to our Division Director.

Once again, my hope is I have been informative to you.

Sincerely,

  
Jennifer M. Kane

Division of Hearings  
402 W. Washington St., Rm. W272  
Indianapolis, Indiana 46204-2739  
(317) 232-4699  
Fax: (317) 233-2977  
Website: [www.state.in.us/nrc/](http://www.state.in.us/nrc/)

Michael J. Kiley, Chairman, Rick Cockrum, Vice Chairman, John R. Goss, Secretary

14

**BEFORE THE  
NATURAL RESOURCES COMMISSION  
OF THE  
STATE OF INDIANA**

**IN THE MATTERS OF:**

<b>STEPHEN J. ENGER,</b>	)	
<b>Claimant,</b>	)	
	)	
<b>vs.</b>	)	<b>Administrative Cause</b>
	)	<b>Number: 04-125W</b>
	)	
<b>LITTLE CALUMET RIVER BASIN</b>	)	
<b>DEVELOPMENT COMMISSION and</b>	)	<b>(FW-22,313)</b>
<b>DEPARTMENT OF NATURAL RESOURCES,</b>	)	
<b>Respondents.</b>	)	
 <b>STEPHEN J. ENGER,</b>	)	
<b>Claimant,</b>	)	
	)	
<b>vs.</b>	)	<b>Administrative Cause</b>
	)	<b>Number: 04-126W</b>
	)	
<b>LITTLE CALUMET RIVER BASIN</b>	)	
<b>DEVELOPMENT COMMISSION and</b>	)	<b>(FW-22,241)</b>
<b>DEPARTMENT OF NATURAL RESOURCES,</b>	)	
<b>Respondents.</b>	)	

**NOTICE OF PREHEARING CONFERENCE**

Stephen J. Enger has filed requests for administrative review with the Division of Hearings of the Natural Resources Commission, pertaining to FW-22,313 and FW-22,241, as attached. The filing begin proceedings that are controlled by IC 4-21.5 and 312 IAC 3-1.

You are notified the two proceedings are scheduled simultaneously for a prehearing conference is scheduled for July 16, 2004 at 9:45 a.m., CDT (9:45 a.m., EST) in the Department of Natural Resources Field Office, 100 West Water Street, Michigan City, Indiana. A purpose of the prehearing conference is to afford all interested persons with the right and opportunity for the settlement or adjustment of all claims, controversies, and issues. Another purpose of the prehearing conference is to prepare for hearing if a settlement is not reached. In addition, any other purpose set forth in IC 4-21.5-3-19(c) may be considered.

The Commission has, under IC 4-21.5-3.5, approved the use of mediation for dispute resolution as an alternative to litigation. The parties are urged to seriously consider the

potential benefits of mediation in this proceeding. The opportunity for mediation may be discussed during the initial prehearing conference.

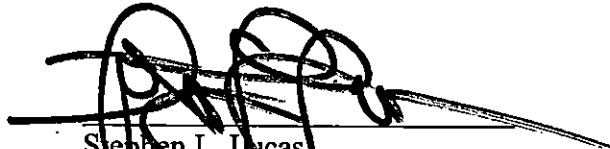
Motions and pleadings should be filed with the Administrative Law Judge at the address shown below. As an alternative to the U.S. Mail, service may be made upon the Administrative Law Judge by facsimile copy or by electronic mail. Parties are cautioned, however, that while service through the U.S. Mail may be perfected upon mailing, service by facsimile copy or by electronic mail is perfected only upon actual receipt. The facsimile number is (317) 233-2977. The e-mail address is [slucas@nrc.in.gov](mailto:slucas@nrc.in.gov)

A copy of each motion or pleading must also be served upon all parties of record or their attorneys. Currently, the parties are Stephen J. Enger, the Little Calumet River Basin Development Commission, and the Department of Natural Resources.

As provided in IC 4-21.5-3-32, an agency is required to index final orders and may rely upon indexed orders as precedent. The Commission has adopted a searchable database, CADDNAR, as its index of final orders rendered since 1978. For information regarding CADDNAR and its search engine, see <http://www.ai.org/nrc/appeals/index.html>

You are notified in accordance with IC 4-21.5-3-18(d)(8) that a party who fails to attend or participate in a prehearing, hearing, or other later stage of the proceeding may be held in default or have a proceeding dismissed under IC 4-21.5-3-24.

Dated: June 23, 2004



Stephen L. Lucas  
Administrative Law Judge  
Natural Resources Commission  
Indiana Government Center South  
402 West Washington Street, Room W272  
Indianapolis, IN 46204-2739

(317) 233-3322

A copy of the foregoing was sent to the following:

Stephen J. Enger  
8248 Hawthorne Drive  
Munster, IN 46321

Dan Gardner  
Executive Director  
Little Calumet River Basin  
Development Commission  
6100 Southport Road  
Portage, IN 46368-6409

Ihor N. Boyko  
Assistant Chief Legal Counsel  
Department of Natural Resources  
Indiana Government Center South  
402 West Washington Street, Room W255-L  
Indianapolis, IN 46204

cc: Michael Neyer, DNR Division of Water  
Patricia Warfield, DNR Division of Water

Stephen Davis  
Lake Michigan Specialist  
Department of Natural Resources  
100 West Water Street  
Michigan City, IN 46360

**Kane, Jennifer**

---

**From:** Stephen Joseph Enger [senger@gsb.uchicago.edu]  
**Sent:** Monday, June 21, 2004 5:58 PM  
**To:** jkane@nrc.in.gov; btallon@dnr.in.gov  
**Subject:** S Enger's Request for Little Calumet River and Hart's Ditch Flood Plan

Dear Ms. Kane and Ms. Tallon,

Thank you for your prompt responses. You both requested the same info, I.E.: license application number (file number, permit number). Mr. Dan Gardner, executive director of the LCRBDC, has informed me that the permit number for the Little Calumet River is FW-22241 and for Hart Ditch it's FW-22313. They were issued on 2/27/04. Currently these projects are being held up for at least one reason other than funding, that is for required wetland mitigation.

I attended our Musnter Town Council meeting on June 14, 2004 and requested that the Munster Town Council take a more active role in this project. The Town Council President, Mr. Dave Nellans, agreed that the Town Engineer, Mr. Jim Mandon would contact Mr. Gardner to set up a meeting for the Town Council, the concerned Munster residents and the LCRBDC. This is intended to be an informative meeting where hopefully the concerned Munster residents will be informed in detail the status, scope and timing of the proposed flood plan project.

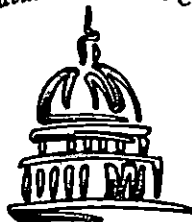
At this time I simply wanted to commence the prescribed formal procedure of requesting a meeting with the DNR and the Division of Hearing. I believe timing is of the essence for this meeting request with the DNR and the Department of Hearing. Presently, the actual construction of this project could start within 18 months. Therefore, we wish to start being informed and be able to start any remedial activity that may be required as soon as possible. In such a manner we hope to assure the mutual succes of this project for all concerned parties.

Regards,

Steve Enger

18

6/22/2004



June 10, 2004

Stephen J. Enger  
8248 Hawthorne Drive  
Munster, IN 46321

Dear Mr. Enger:

Thank you for your letter of June 6, 2004. My hope is that I am responsive.

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Once again, my hope is I have been informative to you.

Sincerely,

  
Jennifer M. Kane

Division of Hearings  
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Indianapolis, Indiana 46204-2739  
(317) 232-4699  
Fax: (317) 233-2977  
Website: [www.state.in.us/nrc/](http://www.state.in.us/nrc/)

June 6, 2004

Divisions of Hearings  
Natural Resources Commission  
402 West Washington Street, Room W272  
Indianapolis, Indiana 46204

**FILED**

JUN 08 2004

NATURAL RESOURCES COMMISSION  
DIVISION OF HEARINGS

Dear Responsible,

The attached request for a public hearing per IC 4-11-4-8(a)(2) was sent to the Technical Service Section of the Division of Water of the Department of Natural Resources.

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Phone: 219.608.0752  
Email: [senger@gsb.uchicago.edu](mailto:senger@gsb.uchicago.edu)

Sincerely,



Steve Enger  
Representative of the undersigned

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION  
FINANCIAL STATEMENT  
JANUARY 1, 2004 - MAY 31, 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 - MAY 31, 2004

LEASE RENTS	17,780.50
LEL MONIES (SAVINGS)	
INTEREST INCOME(FROM CHECKING & FIRST NATL)	23,917.67
LAND ACQUISITION	2,034,012.33
ESCROW ACCOUNT INTEREST	251.89
MISC. RECEIPTS	82,893.49
KRBC REIMBURSEMENT RE: TELEPHONE CHARGE	635.69
TRANSFERRED FROM SAVINGS	36,062.61
PROCEEDS FROM VOIDED CHECKS	
TOTAL RECEIPTS	<hr/>
	2,195,554.18

DISBURSEMENTS - JANUARY 1, 2004 - MAY 31, 2004

ADMINISTRATIVE	
2003 EXPENSES PAID IN 2004	157,015.46
PER DIEM	4,750.00
LEGAL SERVICES	2,775.48
NIRPC	56,411.17
TRAVEL & MILEAGE	687.10
PRINTING & ADVERTISING	0.00
BONDS & INSURANCE	77.00
TELEPHONE EXPENSE	2,874.80
MEETING EXPENSE	2,946.31
LAND ACQUISITION	
LEGAL SERVICES	44,584.36
APPRAISAL SERVICES	62,150.00
ENGINEERING SERVICES	40,337.27
LAND PURCHASE CONTRACTUAL	32,125.00
FACILITIES/PROJECT MAINTENANCE SERVICES	0.00
OPERATIONS SERVICES	0.00
LAND MANGEMENT SERVICES	100,639.74
SURVEYING SERVICES	35,276.50
MISCELLANEOUS EXPENSES	0.00
ECONOMIC/MARKETING SOURCES	0.00
PROPERTY & STRUCTURE COSTS	1,650,124.00
MOVING ALLOCATION	6,450.00
TAXES	0.00
PROPERTY & STRUCTURES INSURANCE	0.00
UTILITY RELOCATION SERVICES	13,482.06
LAND CAPITAL IMPROVEMENT	0.00
STRUCTURAL CAPITAL IMPROVEMENTS	0.00
BANK CHARGES MERCANTILE	30.20
PASS THROUGH FOR SAVINGS	30,592.61
TOTAL DISBURSEMENTS	<hr/>
	2,086,313.60

CASH POSITION - MAY 31, 2004

CHECKING ACCOUNT	
LAND ACQUISITION	131,493.73
GENERAL FUND	80,672.34
TAX FUND	0.00
TOTAL FUNDS IN CHECKING ACCOUNT	212,166.07
TOTAL INVESTMENTS	885,000.00
FIRST NATIONAL BANK	700,000.00
(BASE CAPITAL INVESTMENT)	5/3/2005
FIRST NATIONAL BANK	185,000.00
(MISC INTEREST/RENTAL INVESTMENT)	5/3/2005
BANK ONE SAVINGS ACCOUNT BALANCE	240,078.04
(LEL MONEY)	104,039.54
(MARINA SAND MONEY)	133,721.49
(STATE DRAW MONIES)	-
(GARY PARKS & REC MONIES)	-
SAVINGS INTEREST	2,317.01
TOTAL INVESTMENTS & SAVINGS	1,125,078.04
ESCROW ACCOUNT INTEREST AVAILABLE	<hr/>
	1,636.28
TOTAL OF ALL ACCOUNTS	<hr/>
	1,338,880.39

# LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION

MONTHLY BUDGET REPORT, JUNE, 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	3,200.00	3,900.00	11,100.00
5811 LEGAL EXPENSES	8,500.00	418.33	682.33	587.33	425.83	283.33	283.33	2,680.48	5,819.52
5812 NIRPC SERVICES	130,000.00	10,336.79	18,439.62	8,783.84	8,443.81	8,657.50	8,867.50	63,529.06	66,470.94
5821 TRAVEL/MILEAGE	10,000.00	35.36	36.72	26.18	14.28	107.44	401.88	621.86	9,378.14
5822 PRINTING/ADVERTISING	5,000.00	0.00	0.00	0.00	0.00	0.00	10.00	10.00	4,990.00
5823 BONDS/INSURANCE	8,000.00	0.00	77.00	0.00	0.00	6,406.25	0.00	6,483.25	1,516.75
5824 TELEPHONE EXPENSES	7,000.00	121.98	186.92	549.41	585.17	555.37	367.15	2,366.00	4,634.00
5825 MEETING EXPENSES	8,000.00	2,926.81	0.00	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	42,814.46	65,305.92	314,217.27	335,782.73
5860 PROJECT LAND PURCHASE EXP.	4,073,177.00	0.00	1,159,250.00	40,000.00	409,238.00	7,431.00	241.20	1,616,160.20	2,457,016.80
5881 PROPERTY/STRUCTURE INS.	25,000.00	0.00	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	1,434.35	5,227.38	194,772.62
5883 PROJECT LAND CAP. IMPROV.	25,000.00	0.00	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	0.00	25,000.00
<b>5892 PROJECT COSTSHARE/ESC ACCT</b>	<b>400,000.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>400,000.00</b>
	5,189,677.00	64,571.12	1,216,743.06	115,347.10	474,514.71	66,834.99	80,111.33	2,018,122.31	3,171,554.69

	2004							9 MONTH	UNALLOCATED
	BUDGET	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	ALLOCATED	BUDGETED
								TOTAL	BALANCE
5801 PER DIEM EXPENSES	15,000.00							3,900.00	11,100.00
5811 LEGAL EXPENSES	8,500.00							2,680.48	5,819.52
5812 NIRPC SERVICES	130,000.00							63,529.06	66,470.94
5821 TRAVEL/MILEAGE	10,000.00							621.86	9,378.14
5822 PRINTING/ADVERTISING	5,000.00							10.00	4,990.00
5823 BONDS/INSURANCE	8,000.00							6,483.25	1,516.75
5824 TELEPHONE EXPENSES	7,000.00							2,366.00	4,634.00
5825 MEETING EXPENSES	8,000.00							2,926.81	5,073.19
5840 PROFESSIONAL SERVICES	650,000.00							314,217.27	335,782.73
5860 PROJECT LAND PURCHASE EXP.	4,073,177.00							1,616,160.20	2,457,016.80
5881 PROPERTY/STRUCTURE INS.	25,000.00							0.00	25,000.00
5882 UTILITY RELOCATION EXP.	200,000.00							5,227.38	194,772.62
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
<b>5892 PROJECTCOSTSHARE/ESC ACCT</b>	<b>400,000.00</b>								<b>400,000.00</b>
	5,189,677.00	0.00	0.00	0.00	0.00	0.00	0.00	2,018,122.31	3,171,554.69

**CLAIMS PAYABLE FOR JUNE 2004**

ACCT	VENDOR NAME	AMOUNT	EXPLANATION OF CLAIM
5801	CHARLIE RAY	350.00	PER DIEM JANUARY THROUGH JUNE 2004
5801	JOHN MROCZKOWSKI	350.00	PER DIEM JANUARY THROUGH JUNE 2004
5801	GEORGE CARLSON	550.00	PER DIEM JANUARY THROUGH JUNE 2004
5801	MARK RESHKIN	350.00	PER DIEM JANUARY THROUGH JUNE 2004
5801	WILLIAM BILLER	250.00	PER DIEM JANUARY THROUGH JUNE 2004
5801	BOB MARSZALEK	400.00	PER DIEM JANUARY THROUGH JUNE 2004
5801	ARLENE COLVIN	250.00	PER DIEM JANUARY THROUGH JUNE 2004
5801	BOB HUFFMAN	700.00	PER DIEM JANUARY THROUGH JUNE 2004
5811	CASALE ,WOODWARD & BULS LLP	283.33	MONTHLY RETAINER FOR MONTH OF JUNE
5812	NIRPC	8,558.50	SERVICES PERFORMED MAY 2004
5812	TREASURER OF STATE OF INDIANA	309.00	CHARGE FOR AUDIT 2002-2003
5821	BOB HUFFMAN	158.44	MILEAGE JANUARY THROUGH JUNE 2004
5821	MARK RESHKIN	66.64	MILEAGE JANUARY THROUGH JUNE 2004
5821	ARLENE COLVIN	30.60	MILEAGE JANUARY THROUGH JUNE 2004
5821	BOB MARSZALEK	43.52	MILEAGE JANUARY THROUGH JUNE 2004
5821	WILLIAM BILLER	64.60	MILEAGE JANUARY THROUGH JUNE 2004
5821	CHARLIE RAY	38.08	MILEAGE JANUARY THROUGH JUNE 2004
5822	TREASURER OF STATE OF INDIANA	10.00	ROSTER OF STATE & LOCAL OFFICIALS
5824	VERIZON	126.72	BILLING PERIOD 5/16/04-6/16/04(TOTAL BILL 238.51,KRBC 111.79)
5824	AT & T	240.43	BILLING PERIOD 5/13/04-6/12/04(TOTAL BILL 262.07 KRBC 21.64)
5841	RICHARD E. WEISS	1,500.00	APPRAISAL FEE FOR DC-1005
5841	TONY ZALESKI JR	1,500.00	APPRAISAL FEE FOR DC-1005
5841	HOWARD O CYRUS	1,700.00	APPRAISAL FEE FOR DC-1005
5841	JANET O'TOOLE & ASSOCIATES	5,250.00	APPRAISAL FEE FOR DC-85
5841	JANET O'TOOLE & ASSOCIATES	5,250.00	APPRAISAL FEE FOR DC-92
5841	JANET O'TOOLE & ASSOCIATES	5,250.00	APPRAISAL FEE FOR DC-1174
5842	R. W. ARMSTRONG	2,942.63	PROFESSIONAL SERVICES FOR PERIOD ENDED 6/11/04
5842	GARCIA LE & ASSOCIATES	4,535.00	PROFESSIONAL SERVICES FOR DC-598 & DC-602
5843	STEWART TITLE SERVICES OF NORTHWEST	390.00	TITLE WORK FOR DC-210 & DC-211
5843	STEWART TITLE SERVICES OF NORTHWEST	470.00	TITLE WORK FOR DC-1022 & DC-1023 & DC-1024
5843	STEWART TITLE SERVICES OF NORTHWEST	470.00	TITLE WORK FOR DC-1010E
5844	JAMES E POKRAJAC	4,797.00	ENGINEERING SERVICES 5/16/04-5/31/04
5844	JAMES E POKRAJAC	182.24	MAY MILEAGE
5844	JAMES E POKRAJAC	5,063.50	ENGINEERING SERVICES 6/1/04-6/15/04
5844	JUDITH VAMOS	3,317.28	LAND ACQUISITION AGENT SERVICES 5/16/04-5/31/04
5844	JUDITH VAMOS	23.46	MAY MILEAGE
5844	JUDITH VAMOS	3,278.93	LAND ACQUISITION AGENT SERVICES 6/1/04-6/15/04
5844	LORRAINE KRAY	748.80	CREDITING TECHNICIAN/LAND ACQUISITION ASST 5/17/04-5/27/04
5844	LORRAINE KRAY	19.04	MAY MILEAGE
5844	LORRAINE KRAY	499.20	CREDITING TECHNICIAN/LAND ACQUISITION ASST 6/01/04-6/15/04
5844	SANDY MORDUS	150.00	CREDITING TECHNICIAN SERVICES 5/24/04-5/25/04
5844	SANDY MORDUS	150.00	CREDITING TECHNICIAN SERVICES 6/1/04-6/9/04
5847	DLZ	1,423.75	PROFESSIONAL SERVICES SIV PII
5847	DLZ	681.25	PROFESSIONAL SERVICES PII BURR & CLARK
5847	DLZ	5,372.50	PROFESSIONAL SERVICES FOR SV-II
5847	GARCIA CONSULTING	1,557.87	PROFESSIONAL SERVICES SIV-IS
5847	NORFOLK SOUTHERN	957.87	PROFESSIONAL SERVICES SIV-IS
5849	CASALE.WOODWARD & BULS LLP	7,825.60	LAND ACQUISITION/LEGAL SERVICES FOR PERIOD ENDED 6/28/04
5861	STAR SHOPPING NEWS	88.20	NOTICE FOR DC-582-DC-583
5861	STAR SHOPPING NEWS	69.00	NOTICE FOR DC-1010E
5861	STAR SHOPPING NEWS	84.00	SUMMONS FOR DC-1010E
5882	EJ& E RAILWAY COMPANY	963.38	MAINTENANCE AT VAN LOON LEVEE SIV-IS
5882	NIES	82.05	UTILITY RELOCATE ASSISTANCE SVI-II
5882	NIES	388.92	UTILITY RELOCATE ASSISTANCE SVI-IS

**TOTAL 80,111.33**



REPLY TO  
ATTENTION OF

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

7 June 2004

Planning, Programs  
and Project Management Division

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

**RE:** IDEM mitigation agreement reached during a 4 June 2004 telephone conference call meeting.

Dear Mr. Gardner,

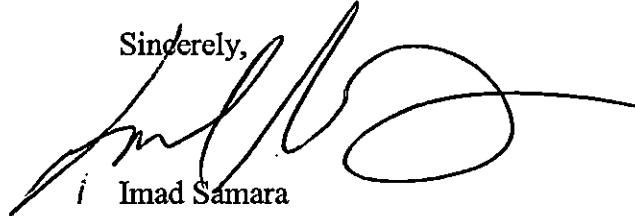
This letter comes in response to Mr. Pokrajac of your office who requested a brief summary and confirmation of the agreement reached by the LCRBDC, the Indiana Department of Environmental Management (IDEM) and the Chicago District during a 4 June 2004 telephone conference call meeting. The agreement referred to here involves the approach that the LCRBDC and the Chicago District will pursue in order to meet the IDEM mitigation requirement so that we may gain 401 water quality certification for the Little Calumet River flood control project. This 401 application to IDEM will be prepared and submitted by the Chicago District.

All of the attendees, including you and those shown in the Copies Furnished list below, agreed that it would be more beneficial to submit a single application for 401 water quality certification to IDEM for the entire Little Calumet River flood control project, rather than to submit a separate application for each of a series of construction stages. The LCRBDC agrees to make available for IDEM mitigation the 57-acre field located between Clark and Chase Streets adjacent to the west side of the Chase Street wetland mitigation site. In addition, the LCRBDC will make available the approximately 196-acre field located between Chase and Grant Streets south of the Little Calumet River in order to fulfill the balance of the IDEM mitigation requirement.

The Chicago District agrees that any IDEM hydric soil mitigation acreage surplus that may occur at the Hobart Marsh mitigation site after acquisition there is complete will be subtracted from the 196-acre Chase to Grant site.

Thank you for your contribution to a productive meeting, Dan. Please call Greg at 312/846-5586 or me at 312/846-5560 if you have questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'Imad Samara', with a large, stylized loop at the end.

Imad Samara  
Little Calumet River Project Manager

**CF (Conference call attendees):**

Marty Maupin	IDEM
Greg Moore	USACE
Imad Samara	USACE
Jim Pokrajac	LCRBDC
Judy Vamos	LCRBDC

25

# Water projects get Fed funding

Nearly \$80 million to go to long-term water-related projects.

BY MATTHEW DEFOUR  
Times Washington Bureau

WASHINGTON — Northwest Indiana is slated to receive more than \$27 million in federal funds for water-related projects next year and south Chicago and its suburbs would receive at least \$51 million in a House bill passed Friday.

Rep. Pete Visclosky, D-Ind., the top Democrat on the appropriations subcommittee for energy and water development, and Rep. Jesse Jackson Jr., D-Ill., a member of the full House Appropriations Committee, said their districts would gain significantly from the measure.

In its final action before the holiday recess, the House passed the \$28 billion water

and energy spending bill, which would allocate fiscal 2005 funds for a number of projects, from local dams to the Nuclear Regulatory Commission. The bill still needs Senate approval.

The bill would provide \$12.5 million for flood plain protection in Griffith, Highland and Calumet townships. This includes \$6 million for flood control on the Little Calumet River, a project for which Visclosky has secured \$99.2 million in the last 14 years. The other \$6.5 million would benefit the Cady Marsh Ditch flood control project.

"These long-term projects are of the highest priority to me," Visclosky said in a statement last week, when the water and energy appropriations subcommittee sent the amended bill to the House.

"It is critical that we do

everything we can to get people's homes and businesses out of the flood plain," he said. "The alleviation of the flood threat will benefit all of Northwest Indiana."

Another \$3.1 million would pay for environmental projects in Lake, Porter and Newton counties, including \$1 million for the Indiana Shoreline Erosion Project, which has received more than \$12.2 million in federal funds since 1996.

The remaining \$11.8 million would help with dredging projects for the Indiana Harbor Ship Canal in East Chicago and the Grand Calumet River and continued maintenance and operations at Burns Harbor.

The 1st District received \$25.1 million in federal water and energy funds for the current fiscal year. Each fiscal year begins Oct. 1.

Jackson's Second Congressional District in Illinois would receive \$20 million to

## Water and Energy Development Appropriations Act

### NORTHWEST INDIANA

- \$6.7 million to continue a project at Indiana Harbor Ship Canal
- \$6.5 million for the Cady Marsh Ditch flood control project
- \$6 million for flood control on the Little Calumet River
- \$3.764 million for continued operations at Burns Harbor
- \$1 million for the Indiana Shoreline Erosion Project
- \$1 million for environmental restoration at Wolf Lake
- \$871,000 for operations at the Indiana Harbor Ship Channel
- \$500,000 to continue dredging and cleaning the Grand Calumet River
- \$500,000 to continue the Grand Calumet Remedial Action Plan
- \$300,000 to dredge and restore Cedar Lake
- \$300,000 to complete a study for the Whiting Shore Protection project
- \$200,000 to continue study of Long Lake in Gary
- \$100,000 to restore 1,500 acres of prairie and savanna habitats in Newton County

continue work on the Chicago Shoreline Protection Program, which is intended to provide storm damage protection to the Lake Michigan shoreline.

In addition, \$28 million would go to the Deep Tunnel project in the south suburbs, including construction of the Thornton

and McCook reservoirs.

Another \$2.1 million is earmarked for the Calumet Harbor and River project; \$500,000 would go to build a 238-acre reservoir and ecosystem restoration along Deer Creek to eliminate flooding in Ford Heights; and \$500,000 for environmental infrastructure needs in Cook County.

**RESOLUTION 04-01  
OF THE LITTLE CALUMET RIVER  
BASIN DEVELOPMENT COMMISSION**

WHEREAS, the Little Calumet River Basin Development Commission is the local sponsor for the United States of America, Army Corps of Engineers Flood Control/Recreation Project along the Little Calumet River; and,

WHEREAS, as the local sponsor for said flood Control Project, the Little Calumet river Basin Development Commission is charged with the responsibility of acquiring the necessary lands, easements, and rights-of-way; utility relocations; 5% local share cash contribution; and providing for operation and maintenance of the project once it is construction complete; and,

WHEREAS, the U.S. Army Corps of Engineers will be conducting a final inspection of the flood control features with the intent of turning over operation to the local entities; and,

WHEREAS, as a result of that inspection, the U.S. Army Corps of Engineers will correct any deficiencies due to design or engineering and the Little Calumet River Basin Development Commission will seek to correct any remaining capital items required to bring the project to total function; and,

WHEREAS, the Federal Emergency Management Agency has indicated that to remove the city of Gary from the floodplain, a commitment in writing by the Mayor of Gary for operation and maintenance of said flood control project within the city is required; and,

WHEREAS, in discussions with the Mayor's office, there has been a request for the Little Calumet River Basin Development Commission to donate Commission owned surplus property, as indicated on attached map, to the city at no cost for development purposes; and,

WHEREAS, to demonstrate good faith commitment to a cooperative comprehensive approach to removing Gary from the floodplain and meeting the Mayor's request;

NOW, THEREFORE, BE IT RESOLVED by the Little Calumet River Basin Development Commission, that it commits to donating to the city of Gary at no cost, the approximate 359 acres of surplus property, as indicated on attached map, according to the rules and regulations of the Indiana Deposition of Property law which the Commission is subject to.

This Resolution approved this \_\_\_\_\_ day of \_\_\_\_\_, 200\_\_\_\_ by the Little Calumet River Basin Development Commission.

LITTLE CALUMET RIVER BASIN  
DEVELOPMENT COMMISSION:

ATTEST:

\_\_\_\_\_  
Bob Marszalek, Vice Chairman

\_\_\_\_\_  
Dan Gardner, Executive Director

**WORK STUDY SESSION**  
**ENGINEERING COMMITTEE**  
**July 7, 2004**  
**Bob Huffman, Committee Chairman**

1. Conference call with the COE on April 30 to discuss Pump Station 1A contract with Overstreet Construction
  - Will set meeting with COE/Commissioners in early August 2004 to address schedule, penalties, COE coordination with Overstreet, and what can be done on future contracts.
2. Bids were received by the COE for the Landscaping Phase II project on June 22 and are currently being reviewed.
  - Anticipated award August 2004; construction start October 2004 (herbiciding); and seed Fall 2005; then a 5 year guarantee period.
3. Grant and Broadway INDOT interchanges – Letter is needed from COE acknowledging that INDOT would pay for construction with State money and LCRBDC would receive full credit.
4. Submitted information to COE regarding formliner finishes to incorporate into their specifications for upcoming west reach contracts.
  - COE will bid “fin-type” finish as base bid with the formliner finish as an alternative.
  - A cost comparison will be done by the COE. If formliner is more expensive, the incremental cost difference will be a betterment.

## **WORK STUDY SESSION**

**7 July 2004**

### **LAND ACQUISITION COMMITTEE**

**Arlene Colvin, Chairperson**

- 1.) We have no increased offers or condemnations.**
- 2.) Update on Kennedy Industrial Park condemnations (deadline 1/05):**
  - a.) Highland Properties – Court-appointed appraisers have come back with an award of \$116,700. Our offer was approximately \$50,000. We will be attending the Town of Highland Council Meeting on Monday 12 July and the Highland Park Board Meeting on Thursday 15 July when we are anticipating our easement agreements will be signed.
  - b.) Hammond Properties – We sent an e-mail on 7/6/04 to Councilman Dan Repay requesting a meeting with representatives of the Mayor's office, the Park Board, and the Sanitary District to discuss our easements and the procedure of a "friendly condemnation."
  - c.) Motel 6 – Court appointed appraisers sworn 7/13, findings returned 10/15. Motel 6 is having its own appraisal. Won't be completed until the fall.
  - d.) Oak Brook Metro – Condemnation filed. We're scheduling court hearings.
  - e.) First Krosan - Money for the first Krosan condemnation paid into court.
  - f.) Second Krosan - Corps Reviewer will have comments on draft appraisal by 7/16. Dale Kleszynski will have rewrites done within two weeks after that.
- 3.) Update on Burr Betterment Levee Phase 2 (deadline 11/04):**
  - a.) Tip Top Properties - Condemnation filed. Need hearing dates.
  - b.) I-80/94 Auto Parts – Court appraisers sworn 7/1. Findings return 8/2/04.
  - c.) N. & S. Railroad – title work was received 7 July. Appraiser can now continue work on the appraisal.

## **WORK STUDY SESSION**

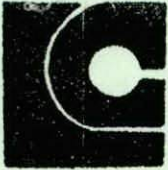
### **OPERATION AND MAINTENANCE**

**July 7, 2004**

**Bob Huffman, Committee Chairman**

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1. An inspection will be scheduled with the COE tentatively in the later part of July, 2004.
  - This will be for all completed East Reach features
  - Gary will have representatives along with the LCRBDC
  - A punch list will be put together to get our project back to the condition it was after construction was first completed.
  - COE will assume responsibility to correct those items that were due to engineering or construction deficiencies and the LCRBDC needs to assure the remainder of items will be repaired or replaced (but will not be paid for by the COE).
  - LCRBDC will work to utilize State capital funds to make sure the project is functional for turnover to Gary entities for operation and maintenance.



## Little Calumet River Basin Development Commission

### WORK STUDY SESSION

7 July 2004

### ENVIRONMENTAL COMMITTEE

Dr. Mark Reshkin, Chairperson

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#### Mitigation Update:

- 1.) TPL has a "letter of intent to sell" for an additional 73 acres (the Kim property adjacent to the large National Lakeshore acreage). Additionally, an appraisal is now being completed on three smaller parcels totaling 48 acres.

#### Mitigation Requirements: 411 acres.

(Bailey)	173 acres acquired
(Bundalo)	24 acres under option
(Nozrik)	50 acres possible donation
(Kim)	73 acres based on a letter of "intent to sell"
(Crossk, Mueller, & Julian)	48 acres under appraisal to make offer
<b>TOTAL</b>	<b>368 acres in Hobart Marsh</b>

- 2.) There was a conference call held on 4 June with the Corps, IDEM, and the LCRBDC to discuss IDEM mitigation requirements to obtain the 401 Water Quality Certification. Results of call:

- IDEM wants a single application for the entire project,
- LCRBDC agreed to make 57 acres west of Chase Street and 196 acres between Chase and Grant available to fulfill the balance of the mitigation requirements. (Letter attached)



REPLY TO  
ATTENTION OF

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

7 June 2004

Planning, Programs  
and Project Management Division

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

RE: IDEM mitigation agreement reached during a 4 June 2004 telephone conference call meeting.

Dear Mr. Gardner,

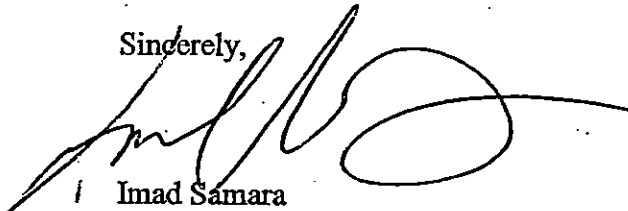
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Thank you for your contribution to a productive meeting, Dan. Please call Greg at 312/846-5586 or me at 312/846-5560 if you have questions.

Sincerely,



Imad Samara

Little Calumet River Project Manager

CF (Conference call attendees):

Marty Maupin	IDEM
Greg Moore	USACE
Imad Samara	USACE
Jim Pokrajac	LCRBDC ✓
Judy Vamos	LCRBDC

**WORK STUDY SESSION**  
**LAND MANAGEMENT**  
**July 7, 2004**  
**Arlene Colvin, Committee Chairperson**

---

1. Consideration of Resolution 04-01 for donation of surplus property to city of Gary as part of a comprehensive O&M commitment
2. 3120 Gerry Street
  - LCRBDC to be in compliance with State regulations for disposition of property.
  - We will appraise, advertise, then re-advertise if low bid is below appraised value.
  - Anticipate advertising mid July
3. Levee mowing
  - Need action to approve low bidder (C&H Mowing) to mow all existing east reach levees – low bid \$7,199.64 (Breakdown sheet on page 8 of the attachments to the Land management report)
4. Charles Agnew Handicapped Accessible Park will be scheduled for dedication in fall of this year. We are working with a new customer representative of Playworld Systems, Inc. and she is having the sign finished in nine to ten weeks.

**LAND ACQUISITION REPORT**  
***For meeting on Wednesday, July 7, 2004***  
**(Information in this report is from May 27 – Jun 30, 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. **Title work is still causing some delays. However, two offers will be sent soon.**

**STATUS (Stage III) – REMEDIATION**

**Pumping west of Grant Street**

1. Status of Right-of-Entry:

- ROE was signed by the LCRBDC on April 4<sup>th</sup>, 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 7<sup>th</sup>, 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 this appraisal when he completes the railroad appraisals.**
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. **(ongoing)**

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

1. A Proposal to divide V-2 into (2) segments is being considered as follows:
  - Stage V-2A (Kennedy to Indianapolis Blvd.)
  - Stage V-2B (Indianapolis Blvd. to Northcote)
2. On a conference call with INDOT, the COE, and the LCRBDC on March 19<sup>th</sup>, 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 4<sup>th</sup>, 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. Court-appointed appraisers returned with their findings on June 22<sup>nd</sup>, 2004, for the Highland properties. The court award is 2-4 times our offer.
2. Highland's attorney is discussing the findings with the town before he makes his recommendation to the council at its public meeting on July 13<sup>th</sup>, 2004.
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.
4. A letter was sent to landowner DC 1032, eliminating this acquisition from the project. /

**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. Landowners of the Deja-Vu and the old Burger King are meeting with our attorney to discuss our offer.
  - They are asking for a letter from the Corps that re-engineering our acquisition would leave them their 18 parking spaces. Hammond has asked for the letter. If the Corps complies the landowner will then consider our offer.
2. 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. **Condemnation could not be filed due to so many defendants having to be notified. The title company also objected to a \$35 million mortgage for subleasees. Attorney has to clear up these problems before filing condemnation.**
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 April 29<sup>th</sup>, 2004. **Appraisers to be sworn in on July 13<sup>th</sup>, 2004. Will return with findings on October 15<sup>th</sup>, 2004. Motel 6 requested extra time for their own appraiser to finish.**

**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 appraisals are approved.

**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. **We still need a signed agreement with Gary before we can sign our right-of-entry.**

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

**Land Acquisition deadline is November, 2004**

1. This portion of construction will be advertised, coordinated, and facilitated by the COE and Commission as a project cost.
2. 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.
  - **DC 69 – I/80 Auto Parts is in condemnation. Appraisers will be sworn in on July 1<sup>st</sup>, 2004. Findings will be returned on August 2<sup>nd</sup>, 2004.**
  - **DC 582/583 – Condemnation on these Tip Top lots was filed in circuit court on May 29<sup>th</sup>, 2004 to comply with publication and will be filed in superior court of July 5<sup>th</sup>, 2004.**
  - **Appraiser Tim Harris will complete railroad appraisals when title work is complete.**

**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. 2

**IN-PROJECT MITIGATION:**

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

**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. **The Corps new computer tracking program is primarily for crediting use, but it may have the ability to trace current acquisitions as well. So far, only the Corps will have access to the database. LCRBDC access will be "read only".**

**GENERAL INFORMATION:**

1. Acquisition in the Hobart Marsh is continuing. Three acquisitions totaling approximately 120 acres are being considered.
2. We may be losing one of our better contract appraisers, Janet O'Toole. We will start searching for another appraiser capable of writing before and after, self-contained, and full-narrative appraisals as required by the Corps. 3
3. We are receiving tax bills from the Lake County Treasurer. Confusion is due to current re-assessment situation. We are asking for a change to tax status. See letter. 4
4. The DNR has signed the deed to the 173 acres for mitigation. The Governor signed deed on June 15<sup>th</sup>, 2004. The house and two acres will be sold. 5



# Little Calumet River Basin Development Commission

6100 Southport Road  
Portage, Indiana 46368

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

ARLENE COLVIN, Chairperson  
Mayor of Gary's  
Appointment

21 June 2004

EMERSON DELANEY, Vice Chairman  
Governor's Appointment

CURTIS VOSTI, Treasurer  
Governor's Appointment

Highland, IN 46322

ROBERT MARSZALEK, Secretary  
Governor's Appointment

Dear [REDACTED]

GEORGE CARLSON  
Mayor of Hammond's  
Appointment

RE: Fee Acquisition Lt. 7 Blk 12 Homestead Gardens Master Addition

STEVE DAVIS  
Dept. of Natural Resources  
Appointment

The Little Calumet River Basin Development Commission sent you a Uniform Land Offer of \$15,000 dated 19 January 2004 for the fee acquisition of your property legally described as Lot [REDACTED] Block [REDACTED] in the Homestead Gardens Master Addition.

ROBERT HUFFMAN  
Governor's Appointment

In a several conversations since then you have expressed your desire to not sell your property or at the least have only an easement on the land. To prevent a long condemnation suit we investigated the alternative choice of purchasing two adjacent lots (Lots 8 and 9) to your property. These lots were owned by Nisource and were in fact for sale.

MARK LOPEZ  
Lake County Commissioners  
Appointment

JOHN MROCZKOWSKI  
Governor's Appointment

DR. MARK RESHKIN  
Governor's Appointment

CHARLIE RAY  
Porter County Commissioners  
Appointment

My letter today will inform you that we have purchased the Nisource lots and hereby rescind the offer for your property Lot [REDACTED] Block [REDACTED] in the Homestead Garden Master Addition. Your property is eliminated from the Little Calumet River Flood Control and Recreation Project.

DAN GARDNER  
Executive Director

LOU CASALE  
Attorney

I send my sincere thanks for your patience and ask that you call me if you have questions about this letter or the project.

Respectfully,

Judith (Judy) Vamos  
Land Acquisition Agent

DE  
1032

Received  
6/8/04  
JW



FOR  
DCS  
574  
739  
799  
810  
213-A  
JW  
6/8/04

**THE BOARD OF COMMISSIONERS  
OF THE COUNTY OF LAKE**

2293 North Main Street  
Crown Point, Indiana 46307  
Phone: (219) 755-3200  
Fax: (219) 755-3064

Rudolph Clay, First District  
Gerry J. Scheub, Second District  
Frances DuPey, Third District

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION  
JUDY VAMOS  
6100 SOUTHPORT ROAD  
PORTAGE, IN 46368

Re: Deed(s) to properties you purchased on November 6, 2003 # 25-40-61-2,  
25-42-298-10, 25-46-452-53, 41-49-40-32, & 41-49-443-9

Dear Purchaser:

Attached are copies of the recorded deeds for the property you purchased from Lake County.

The deeds was processed through the Lake County Auditor's department then recorded in the office of the Lake County Recorder. On your deed is the Recorder's number. You need to preserve this for your records.

When the property was offered for sale by the Board of Commissioners a specific reference was made to a Quiet Title action. You received a Quitclaim Deed. At the time of sale you were advised that the Board of Commissioners encourage all purchasers to file a Quiet Title action subsequent to the recording of the deed. The Board does not give advice on filing Quiet Title actions but feels its in your best interest to do so.

For information, you can contact the Lake County Bar Association and they will give you the names of three lawyers who practice in this area. You can consult with any of those lawyers free of charge. In addition you can get information regarding Quiet Title actions at any local title company.

Sincerely,  
BOARD OF COMMISSIONERS

*Rosa Rosas*  
Rosa Rosas  
Special Assistant to the Commissioners  
For Real Estate Sales

Received from  
Commissioners office  
for premium tax  
sale properties.  
We'll petition  
for nine more  
tracts in  
August 04.  
JW  
6/8/04



# Little Calumet River Basin Development Commission

6100 Southport Road  
Portage, Indiana 46368

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ARLENE COLVIN, Chairperson  
Mayor of Gary's  
Appointment

8 June 2004

ROBERT MARSZALEK, Vice Chairman  
Governor's Appointment

ROBERT HUFFMAN, Treasurer  
Governor's Appointment

JOHN MROCZKOWSKI, Secretary  
Governor's Appointment

WILLIAM BILLER  
Governor's Appointment

GEORGE CARLSON  
Mayor of Hammond's  
Appointment

STEVE DAVIS  
Dept. of Natural Resources'  
Appointment

CHARLES RAY  
Porter County Commissioners'  
Appointment

DR. MARK RESHKIN  
Governor's Appointment

VACANCY  
Governor's Appointment

VACANCY  
Lake County Commissioners'  
Appointment

DAN GARDNER  
Executive Director

LOU CASALE  
Attorney

Christopher Borton, Chief of Appraisers  
U.S. Army Corps of Engineers Huntington District  
502 8th Street  
Huntington, WV 25701-2070

RE: Appraisal review of DC 85-A, 92-A, 1174

Dear Chris,

Enclosed in this mailing are three appraisals for your review. *Circumstances about these appraisals are unusual and we may have to discuss this matter.* Please read the following explanation and call me if you have questions. The three appraisals are as follow:

DC 85-A is an appraisal bringing property acquired before 9/26/90 by LCRBDC up to the 9/26/90 LCA signing date. (land value as of 9/26/90)

DC 92-A is an appraisal bringing property acquired before 9/26/90 by LCRBDC up to the 9/26/90 LCA signing date. (land value as of 9/26/90)

DC 1174 is an appraisal for current value on 5+ acres acquired in 12/03. The owner wanted to donate the property to the project as long as the paperwork was completed by 12/31/03. It was.

The appraiser for these three parcels is Janet O'Toole of Janet O'Toole & Associates. Janet submitted the appraisals as a last business act, then disbanded her office and is now in Oklahoma, maybe for a three months vacation, maybe for permanent relocation. Either way she is not here to complete any revisions that you may request. Would you please review the appraisals and if revisions are necessary would you please correct the appraisal under your own authority?

Chris, I send my thanks for your cooperation.

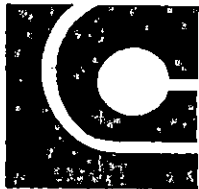
Respectfully,

*Judy Varnos*

Judith (Judy) Varnos, Land Acquisition  
Enclosures:

CHRIS  
APPROVED  
THREE  
ALL  
APPRAISALS  
JUN 6/16/04

perhaps we  
will have Janet  
need to search for  
another appraiser.  
JUN 6/18/04



# Little Calumet River Basin Development Commission

6100 Southport Road  
Portage, Indiana 46368

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

23 June 2004

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

Lake County Treasurer  
11 East 4th Street  
Gary, IN 46402

Dear Treasurer:

RE: Tax bills for the Little Calumet River Basin Development Commission

Key numbers: 41) 49-0043-0028  
25) 41-0200-0033  
25) 42-0299-0004  
25) 40-0058-0001

Attached you will find four (4) Reconciliation Tax Bills received by the Little Calumet River Basin Development Commission on 23 June 2004. These bills were sent to the Little Calumet River Basin Development Commission in error.

The owner of the property is the Little Calumet River Basin Development Commission, a state agency, a land acquisition commission created by the State of Indiana by an Enabling Act in 1986. The commission is tax-exempt. Would you please correct the status of these properties from "Duly entered for taxation....." to "Not-Taxable?" I have kept a copy of the tax bills for our files and am returning the entire four tax bills for your files.

Please contact me at 219-763-0696 if you have questions. I send my thanks for your attention to this matter.

Respectfully,

*Judy Vamos*

Judith (Judy) Vamos  
Land Acquisition Agent

Attachments:

WE ARE RECEIVING  
TAX BILLS. THE CURRENT  
TAX SITUATION IS THE  
CAUSE OF THE CONFUSION.  
THIS LETTER AND CALLS  
WENT TO CAL. TOWNSHIP  
ASSESSOR AND AUDITOR AT  
LAKE COUNTY. Jm  
6/25/04

GOVERNOR SIGNED THE  
BAILEY DEED ON 6/15/04.

Page 1 of 2

Judy Vamos

jm. 6/21/04

**From:** "Moore, Barbara" <bmoore@dnr.IN.gov>  
**To:** "Judy Vamos" <jvamos@nirpc.org>  
**Cc:** "Bacone, John" <jbacone@dnr.IN.gov>; "Moore, Barbara" <bmoore@dnr.IN.gov>  
**Sent:** Thursday, June 03, 2004 8:47 AM  
**Attach:** Clear Day Bkgrd.JPG  
**Subject:** RE: Status of Bailey (173 mitigation acres) Deed

- FAXED MINUTES OF MAY COM. MTG. TO B.  
- HAVE NO CLOSING STATEMENT FROM TPL. THEY WILL  
NOT SHARE IT.

(15) Judy,

I will forward the file to the Executive Offices today to begin the review/signature process. I feel comfortable we will meet the 6/30/04 deadline

I would appreciate it if you would fax me a copy of the Little Cal Commission's approval extending the MOU with TPL for an additional 30 days and a copy of the closing statement for the Bailey Trust and TPL's closing. I have a copy of the closing statement for the TPL and DNR closing.

Thanks.

Barb

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

**From:** Bacone, John  
**Sent:** Tuesday, June 01, 2004 10:48 AM  
**To:** 'Judy Vamos'  
**Cc:** Moore, Barbara  
**Subject:** RE: Status of Bailey (173 mitigation acres) Deed

BAILEY DEED  
FINALLY ON ITS  
WAY THRU THE DNR  
SIGNING PROCEDURE.

(2)

Hi Judy. I passed this on to Barb, and she will be in touch soon. Thanks!

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

**From:** Judy Vamos [mailto:jvamos@nirpc.org]  
**Sent:** Friday, May 28, 2004 11:58 AM  
**To:** Bacone, John  
**Subject:** Status of Bailey (173 mitigation acres) Deed

28 May 2004

(1)

Dear John,

We had a real estate meeting Thursday 5/27/04 with the Army Corps. Discussed the deed for the Bailey property. My e-mail today is to find information on that deed.

Now that the deed restrictions are approved by the Corps and the LCRBDC approved the <sup>30</sup> day extension, how long will it take to have the signing procedure completed? Has Barbara Moore started it yet?

Please let me know the deed's status. Thanks!

JV  
Judith (Judy) Vamos  
Land Acquisition Agent  
Little Calumet River Flood Control and Recreation Project  
Phone: 219-763-0696  
Fax: 219-762-1763

5

6/2/04

**LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION**

MONTHLY BUDGET REPORT, JUNE, 2004      REVISED

	2004							9 MONTH ALLOCATED	UNALLOCATED BUDGETED
	BUDGET	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	TOTAL	BALANCE
5801 PER DIEM EXPENSES	15,000.00	0.00	100.00	150.00	0.00	450.00	3,200.00	3,900.00	11,100.00
5811 LEGAL EXPENSES	8,500.00	418.33	682.33	587.33	425.83	283.33	283.33	2,680.48	5,819.52
5812 NIRPC SERVICES	130,000.00	10,336.79	18,439.62	8,783.84	8,443.81	8,657.50	8,867.50	63,529.06	66,470.94
5821 TRAVEL/MILEAGE	10,000.00	35.36	36.72	26.18	14.28	107.44	337.28	557.26	9,442.74
5822 PRINTING/ADVERTISING	5,000.00	0.00	0.00	0.00	0.00	0.00	10.00	10.00	4,990.00
5823 BONDS/INSURANCE	8,000.00	0.00	77.00	0.00	0.00	6,406.25	0.00	6,483.25	1,516.75
5824 TELEPHONE EXPENSES	7,000.00	121.98	186.92	549.41	585.17	555.37	367.15	2,366.00	4,634.00
5825 MEETING EXPENSES	8,000.00	2,926.81	0.00	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	42,814.46	60,835.92	309,747.27	340,252.73
5860 PROJECT LAND PURCHASE EXP.	4,073,177.00	0.00	1,159,250.00	40,000.00	409,238.00	7,431.00	241.20	1,616,160.20	2,457,016.80
5881 PROPERTY/STRUCTURE INS.	25,000.00	0.00	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	1,434.35	5,227.38	194,772.62
5883 PROJECT LAND CAP. IMPROV.	25,000.00	0.00	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	0.00	25,000.00
<b>5892 PROJECT COSTSHARE/ESC ACCT</b>	<b>400,000.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>400,000.00</b>
	<b>5,189,677.00</b>	<b>64,571.12</b>	<b>1,216,743.06</b>	<b>115,347.10</b>	<b>474,514.71</b>	<b>66,834.99</b>	<b>75,576.73</b>	<b>2,013,587.71</b>	<b>3,176,089.29</b>

	2004							9 MONTH ALLOCATED	UNALLOCATED BUDGETED
	BUDGET	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	TOTAL	BALANCE
5801 PER DIEM EXPENSES	15,000.00							3,900.00	11,100.00
5811 LEGAL EXPENSES	8,500.00							2,680.48	5,819.52
5812 NIRPC SERVICES	130,000.00							63,529.06	66,470.94
5821 TRAVEL/MILEAGE	10,000.00							557.26	9,442.74
5822 PRINTING/ADVERTISING	5,000.00							10.00	4,990.00
5823 BONDS/INSURANCE	8,000.00							6,483.25	1,516.75
5824 TELEPHONE EXPENSES	7,000.00							2,366.00	4,634.00
5825 MEETING EXPENSES	8,000.00							2,926.81	5,073.19
5840 PROFESSIONAL SERVICES	650,000.00							309,747.27	340,252.73
5860 PROJECT LAND PURCHASE EXP.	4,073,177.00							1,616,160.20	2,457,016.80
5881 PROPERTY/STRUCTURE INS.	25,000.00							0.00	25,000.00
5882 UTILITY RELOCATION EXP.	200,000.00							5,227.38	194,772.62
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
<b>5892 PROJECTCOSTSHARE/ESC ACCT</b>	<b>400,000.00</b>								<b>400,000.00</b>
	<b>5,189,677.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>2,013,587.71</b>	<b>3,176,089.29</b>

## CLAIMS PAYABLE FOR JUNE 2004

REVISED

ACCT	VENDOR NAME	AMOUNT	EXPLANATION OF CLAIM
5801	CHARLIE RAY	350.00	PER DIEM JANUARY THROUGH JUNE 2004
5801	JOHN MROCZKOWSKI	350.00	PER DIEM JANUARY THROUGH JUNE 2004
5801	GEORGE CARLSON	550.00	PER DIEM JANUARY THROUGH JUNE 2004
5801	MARK RESHKIN	350.00	PER DIEM JANUARY THROUGH JUNE 2004
5801	WILLIAM BILLER	250.00	PER DIEM JANUARY THROUGH JUNE 2004
5801	BOB MARSZALEK	400.00	PER DIEM JANUARY THROUGH JUNE 2004
5801	ARLENE COLVIN	250.00	PER DIEM JANUARY THROUGH JUNE 2004
5801	BOB HUFFMAN	700.00	PER DIEM JANUARY THROUGH JUNE 2004
5811	CASALE, WOODWARD & BULS LLP	283.33	MONTHLY RETAINER FOR MONTH OF JUNE
5812	NIRPC	8,558.50	SERVICES PERFORMED MAY 2004
5812	TREASURER OF STATE OF INDIANA	309.00	CHARGE FOR AUDIT 2002-2003
5821	BOB HUFFMAN	158.44	MILEAGE JANUARY THROUGH JUNE 2004
5821	MARK RESHKIN	66.64	MILEAGE JANUARY THROUGH JUNE 2004
5821	ARLENE COLVIN	30.60	MILEAGE JANUARY THROUGH JUNE 2004
5821	BOB MARSZALEK	43.52	MILEAGE JANUARY THROUGH JUNE 2004
5821	CHARLIE RAY	38.08	MILEAGE JANUARY THROUGH JUNE 2004
5822	TREASURER OF STATE OF INDIANA	10.00	ROSTER OF STATE & LOCAL OFFICIALS
5824	VERIZON	126.72	BILLING PERIOD 5/16/04-6/16/04(TOTAL BILL 238.51, KRBC 111.79)
5824	AT & T	240.43	BILLING PERIOD 5/13/04-6/12/04(TOTAL BILL 262.07 KRBC 21.64)
5841	RICHARD E. WEISS	1,500.00	APPRAISAL FEE FOR DC-1005
5841	TONY ZALESKI JR	1,500.00	APPRAISAL FEE FOR DC-1005
5841	HOWARD O CYRUS	1,700.00	APPRAISAL FEE FOR DC-1005
5841	JANET O'TOOLE & ASSOCIATES	4,750.00	APPRAISAL FEE FOR DC-85
5841	JANET O'TOOLE & ASSOCIATES	2,250.00	APPRAISAL REWRITE FEE FOR DC-92
5841	JANET O'TOOLE & ASSOCIATES	4,750.00	APPRAISAL FEE FOR DC-1174
5842	R. W. ARMSTRONG	2,942.63	PROFESSIONAL SERVICES FOR PERIOD ENDED 6/11/04
5842	GARCIA LE & ASSOCIATES	4,535.00	PROFESSIONAL SERVICES FOR DC-598 & DC-602
5843	STEWART TITLE SERVICES OF NORTHWEST	390.00	TITLE WORK FOR DC-210 & DC-211
5843	STEWART TITLE SERVICES OF NORTHWEST	470.00	TITLE WORK FOR DC-1022 & DC-1023 & DC-1024
5844	JAMES E POKRAJAC	4,797.00	ENGINEERING SERVICES 5/16/04-5/31/04
5844	JAMES E POKRAJAC	182.24	MAY MILEAGE
5844	JAMES E POKRAJAC	5,083.50	ENGINEERING SERVICES 6/1/04-6/15/04
5844	JUDITH VAMOS	3,317.28	LAND ACQUISITION AGENT SERVICES 5/16/04-5/31/04
5844	JUDITH VAMOS	23.46	MAY MILEAGE
5844	JUDITH VAMOS	3,278.93	LAND ACQUISITION AGENT SERVICES 6/1/04-6/15/04
5844	LORRAINE KRAY	748.80	CREDITING TECHNICIAN/LAND ACQUISITION ASST 5/17/04-5/27/04
5844	LORRAINE KRAY	19.04	MAY MILEAGE
5844	LORRAINE KRAY	499.20	CREDITING TECHNICIAN/LAND ACQUISITION ASST 6/01/04-6/15/04
5844	SANDY MORDUS	150.00	CREDITING TECHNICIAN SERVICES 5/24/04-5/25/04
5844	SANDY MORDUS	150.00	CREDITING TECHNICIAN SERVICES 6/1/04-6/9/04
5847	DLZ	1,423.75	PROFESSIONAL SERVICES SIV PII
5847	DLZ	681.25	PROFESSIONAL SERVICES PII BURR & CLARK
5847	DLZ	5,372.50	PROFESSIONAL SERVICES FOR SVI-II
5847	GARCIA CONSULTING	1,557.87	PROFESSIONAL SERVICES SIV-IS
5847	NORFOLK SOUTHERN	957.87	PROFESSIONAL SERVICES SIV-IS
5849	CASALE, WOODWARD & BULS LLP	7,825.60	LAND ACQUISITION/LEGAL SERVICES FOR PERIOD ENDED 6/28/04
5861	STAR SHOPPING NEWS	88.20	NOTICE FOR DC-582-DC-583
5861	STAR SHOPPING NEWS	69.00	NOTICE FOR DC-1010E
5861	STAR SHOPPING NEWS	84.00	SUMMONS FOR DC-1010E
5882	EJ& E RAILWAY COMPANY	963.38	MAINTENANCE AT VAN LOON LEVEE SIV-IS
5882	NIES	82.05	UTILITY RELOCATE ASSISTANCE SVI-1I
5882	NIES	388.92	UTILITY RELOCATE ASSISTANCE SVI-1S

TOTAL

75,576.73

**Sandy Mordus**

---

**From:** "Sandy Mordus" <smordus@nirpc.org>  
**To:** <repaydc@lakecountyin.org>  
**Sent:** Tuesday, July 06, 2004 2:00 PM  
**Subject:** City of Hammond easements for flood control project

Dan:

I am sorry to contact you at the county, but I have not been able to get through on the telephone to you. I'm contacting you in the capacity as Hammond City Councilman related to the Little Calumet River Flood Control project. As we had previously talked, when the Commission was prepared to approach the city and its various related departments and entities for the easements needed to construct the Federal flood protection, I promised I would contact you. We are now at that point. I respectfully ask that you set up a meeting with the representatives of the Mayor's office and management personnel of the Parks Department and the Sanitary District for the purpose of explaining the process for conveyance of the necessary easements and a suggested procedure of "friendly condemnation" to allow the greatest value for the public contribution to the project. We have maps and legal descriptions of the various easements needed and can explain the process in greater detail to allow Federal construction and remove the the city of Hammond from the floodplain in incremental segments as early as possible.

Please call me or email me back at your convenience so we can discuss how best to set up the meeting. Thank you for your consideration and support.

Dan Gardner  
Executive Director  
Little Calumet River Basin  
Development Commission  
219/763-0696

7/7/2004

A few weeks ago Jomary Crary sent me an E-Mail note with a link to a web page about a flood control project in Indianapolis. She wondered why we didn't have a "Home Page" for the Little Cal project. As it happened, I had recently created a home page for myself, where I can promote and share my particular interests. The host I use is Geocities, a service of Yahoo. The service is free, if you don't mind ads appearing on your page. For as little as \$5 per month you can get an ad-free page. I don't know a whole lot about web page programming but I found you don't have to. Yahoo Pagebuilder software makes it fairly easy to create a decent looking web site.

I decided to go ahead and create a Little Cal home page, and for this prototype version I have used, with one exception, only materials available elsewhere on the Internet. The exception is the project map. I used one I made instead of the one on the ACOE page, since it was unreadable and essentially useless. The URL for the Little Cal Home Page is <http://www.geocities.com/littlecalriver>.

The Home Page is modeled after the Little Cal letterhead, with address and phone numbers on the top and Commissioners and staff on the left side. There is a small picture and a small version of the project map. Clicking on either one of these will display a larger version. Below the map is introductory text lifted from the ACOE page with links to more text from the ACOE page. Under the left column there is a link to a "News" page.

Near the bottom there is a link which brings up the enabling legislation that created the Commission. That is followed by a "questions" link which brings up an E-Mail box which sends an E-Mail message to me. The E-Mail text at the top of the page brings up an E-Mail box which sends a message to Sandy. Finally, the bottom of the page has a counter which shows how many times the page has been viewed.

The "News" page has links to news stories about the Little Cal. So far it has only links to stories in the TIMES or press releases from Congressman Visclosky's office. I use a Google news alert service (free) to notify me when there are new stories. The page can be updated in a few minutes to keep it current.

The Home page also has a link to another page called "Links". This page has links to more sites on the Web relevant to the Project. These include:

**\*\* USGS river flow and elevation data, in real time, for the Munster gauging station.**

**\*\* A page about the Boy Scout trail in Hammond from Northcote to Columbia.**

**\*\* A link to Microsoft's TerraServer, which can display topographic maps or color aerial photos with a resolution up to 0.25 meters. The photos were taken in April of 2002. There is also a sample photo of the Lake Etta area.**

**\*\* A link to the ACOE page, and to their project map, such as it is.**

**\*\* A link to the Indiana GIS "Atlas". One can use this page to get a map of the floodplain of the Little Calumet River.**

This is what I have been able to do in a couple of weeks with only materials available on the 'Net. If the Commission approves of the web site it could be used in a variety of ways. Some ideas that come to mind are:

**\*\* Meeting notices**

**\*\* Meeting minutes**

**\*\* Frequently asked questions, like when will it be finished? When will there be construction in my area? How much money will I get? How is that determined? How much did so and so get? When can I stop paying flood insurance? Why is it costing so much?**

**\*\* Stories, like the Big Maple Lake deal, and Carlson Oxbow Park. And why we are spending all that money in Hobart Marsh.**

**\*\* Biographies, in particular Dan and Lou since they have been on this so long. George Carlson also would make a great biography story.**

**\*\* Pictures! We could put up lots of pictures of levees and recreational elements and maybe even gates and pump stations. The free service has relatively little storage but I know a way to store about 1000 pictures at another free site that we can link to.**

**\*\* History, we could put up stories of the great floods of the past. We could remind people of what we are trying to protect them against.**

**\*\* People Links. For example, Lou's name could be linked to a web site for his business. Same for Charlie. Arlene could be linked to the Gary home page. You can also link a name to an E-Mail requester. For example, click on Steve's name and it brings up a box to send him a message.**

No doubt there are many other ways this site could be used to promote the Project and inform the public of our progress. At the meeting on July 7 we need to consider if we want to keep this page or discard it. If we want to keep it we will need to consider an approval process before material is posted. Some materials, like meeting notices, can be "Pre-approved". Others may be posted with staff approval, maybe Dan or maybe Judy or Sandy or Jim. Still other materials we may want to restrict to full Commission approval.

Finally the Commission may want to consider the small monthly fee to make the ads go away. It's a little distracting and it makes the page look more "professional" if it is ad-free.

Thank you for reading this far. Please take a few minutes to look at the web page in anticipation of discussions at the July 7 meeting.

Bob Huffman



# Little Calumet River Flood Control and Recreation Project Home Page

6100 Southport Road  
Portage, Indiana 46368

(219) 763-0696 Fax (219) 762-1653

E-Mail: [littlecal@nirpc.org](mailto:littlecal@nirpc.org)

**Arlene Colvin, Chairperson**  
Mayor of Gary's Appointment

**Robert Marszalek, Vice Chairman**  
Governor's Appointment

**Robert Huffman, Treasurer**  
Governor's Appointment

**John Mrokowski, Secretary**  
Governor's Appointment

**William Biller**  
Governor's Appointment

**George Carlson**  
Mayor of Hammond's Appointment

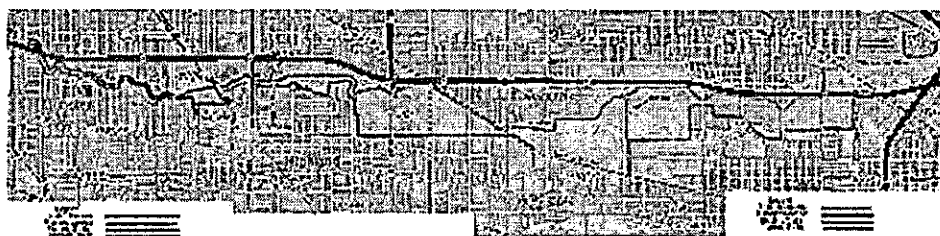
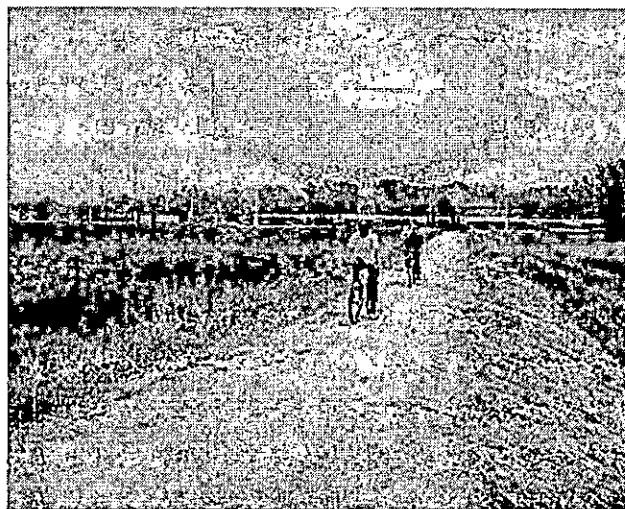
**Steve Davis**  
Dept. of Natural Resources'  
Appointment

**Charles Ray**  
Governor's Appointment

**Dr. Mark Reshkin**  
Governor's Appointment

**Dan Gardner**  
Director

**Lou Casale**  
Attorney



Click on the thumbnail map above for a full-sized project map

## Introduction

Welcome to the Little Calumet River Flood Control and Recreation Project web site. The project includes flood control and recreation benefits along the Little Calumet River in Northwest Indiana and involves constructing 22 miles of levees and floodwalls, installing a control structure at Hart Ditch, building almost 17 miles of hiking trails and preserving over 550 acres of wetland. The project also involves relocating seven miles of river channel to allow better water flow, modifying highway bridges to permit unobstructed flow of water and installing a flood warning system. The project will protect more than 9,500 homes and businesses in Gary, Griffith, Hammond, Highland and Munster, preventing nearly \$11 million in average annual flood damage. Construction began in 1990 and is expected to be completed in 2008.

Accurate and timely information is critical to the effective resolution of the many issues associated with this project. This web site has been established to provide you the information you need to stay informed about this effort and with its related issues. The site will be updated based on the needs of our site visitors. Please let us know what you need and we will attempt to provide it on the site for you.



**Little Cal  
Project in  
the News**

## Current Status About Us

**History**  
**Enabling Legislation**

**Links to more Little Calumet River related web sites**

Questions or comments on this web site    This page has been viewed    times



## **Press Releases and News Stories**

***Highland wants levee work to stay on course***  
**NWI Times 2004 06 30**

***NWI, south suburbs slated for water money***  
**NWI Times 2004 06 28**

***VISCLOSKY FUNDS CONTINUATION OF FLOOD CONTROL PROJECTS***  
**Congressman Visclosky's Office, 2004 06 15**

***City eyes removal from flood plain***  
**NWI Times 2004 05 28**

***Council channels support for flood levee***  
**NWI Times 2004 03 24**

***Grant to help solve flooding problems***  
**NWI Times 2003 07 24**

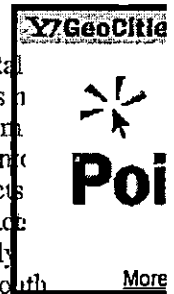
***VISCLOSKY SECURES MORE THAN \$8 MILLION FOR FLOOD CONTROL***  
**Congressman Visclosky's Office, 2003 11 19**

**[Back to Little Cal Home Page](#)**



## Current Status

The project is currently in the construction phase. Approximately 45 percent of the total project is complete. The project is divided into two sections. The East Reach, which is in Gary, Ind., extends from Cline Avenue to I-65. The West Reach covers the area from the Illinois/Indiana state line to Cline Avenue. The construction of the project is divided into geographical stages, totaling over 27 construction contracts. To date, 16 of the contracts have been completed, including four contracts for demolition of structures, ten levee contracts, one recreation contract on the East Reach and one landscaping contract. Contracts currently in place provide for continuing construction of the north levees from Cline to Burr and south levee from the EJ&E Railroad to Colfax. Those contracts will include installation of a new storm-water drainage system north of the NS Railroad, and levee work south of the NS Railroad. Other contracts in place to rehabilitate existing pump stations in Hammond, Munster and Highland.



## About Us

The Little Calumet River Basin Development Commission was created in 1980 by the Indiana General Assembly to serve as the required local sponsor for the Little Calumet River, Indiana Flood Control and Recreation Project. The federal project, which was authorized for construction in the 1986 Water Resources Development Act, is designed to provide structural flood protection up to the 200-year level along the main channel of the Little Calumet River from the Illinois State line to Martin Luther King Drive in Gary.

To accomplish this protection, the federal project is being constructed in eight geographic stages, totaling 29 construction contracts. To maximize participation of local contractors and minority/disadvantaged businesses, a 40 percent goal for contracting and labor participation was proposed by the development commission and adopted by the Corps of Engineers.

## Commission History

Preceding the development commission in the early planning and engineering studies of the river were a Governor's Study Committee in 1970 and the Little Calumet River Basin Commission – a planning group made up of representatives of the communities/counties within the river drainage basin and the Indiana Department of Natural Resources (1971-1983).

## [Back to Home Page](#)



## Little Cal Links



How high is the river right now? Click [HERE](#) to go to the USGS gauging station for Munster

With materials generously donated by local vendors, the Boy Scouts have built [this trail](#) along the river from Northcote to Columbia

You can zoom in and pan to see the project from the air as it appeared on April 10, 2002 courtesy of Microsoft's [TerraServer](#).

This is a photo of the levee and trail as it passes south of Lake Etta County Park. Click on the picture for a larger image



The Army Corps of Engineers (ACOE) has [this web page](#) with information about the Little Cal Project

The truly awful ACOE [project map](#) is unreadable

The Indiana [GIS "Atlas"](#) has many layers of information, including the flood plain of the Little Calumet River.

[Back to the Little Cal Home Page](#)

# LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION ATTENDANCE ROSTER

NAME OF MEETING: LCRBAC

DATE: July 7, 2009

LOCATION: 6100 Southport Rd, Portage CHAIRMAN: Arlene Colvin

## PLEASE SIGN IN

	NAME (PLEASE PRINT)	ORGANIZATION, ADDRESS, PHONE NUMBER
1	Thelma Waggoner	Visclosky's Office
2	Jenny Cray	DNR
3	Ignacio Samano	COE,
4	Chris Buono	SOUTH RIVER DRIVE - MUNSIE, IN
5	Sandy O'Brien	
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# TOWN OF MUNSTER

## FACSIMILE

**To:** Dan Gardner

**From:** James M. Mandon PE *JMM*

**Fax No.** 219-762-1653

**Date:** July 7, 2004

**Number of pages including this cover sheet:** 1

**Remarks:**

Dan, Here are the questions we talked about a few days ago. If you have any questions please call me at 836-6995, or email at [jmandon@munster.org](mailto:jmandon@munster.org)

1. What is the most optimistic timetable concerning the first project constructed in Munster (Alta Vista to Baring)?
2. When is the probable date of the first project in Munster?
3. Is the design still subject to possible changes in the area east of Hawthorne, and from Baring to Columbia?
4. What % of trees is remaining in the current design?
5. Are there other plausible designs which would have less impact in the area east of Hawthorne, and from Baring to Columbia?
6. How was the current design determined?
7. Could local dollars be used to change to a design which more closely meets local needs?
8. Who actually owns the property between Hart Ditch and Hawthorne Drive, north of Ridge Road?

**LAND MANAGEMENT REPORT**  
***For meeting on Wednesday, July 7, 2004***  
**(Information in this report is from May 27 – June 30, 2004)**

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**A. NON-PROJECT LAND MANAGEMENT**

The Charles Agnew Park dedication is tentatively set for the Fall of 2004. Playworld system Playground Company has a new area representative. We will be working together to have the playground sign finished for the dedication.

**1. 3120 GERRY STREET (RENTAL HOUSE)**

- Property has been vacated, small contract given to South Shore Marina on May 21<sup>st</sup>, 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 35<sup>th</sup> 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. 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 24<sup>th</sup>, 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.

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

1. A letter was received from United Water on June 1<sup>st</sup>, 2004, indicating status of pumps at the Burr St. Pump Stations. /
2. LCRBDC received a letter from United Water regarding the maintenance of pump stations on June 9<sup>th</sup>, 2004. 2-3

- Services which had been performed in the past were stopped because they were not being compensated for their time or material.
  - A proposal was submitted with this letter requesting \$37,250.71 in back payments as well as \$4,876/month for services with additional adjustments. (Available upon request.)
2. A meeting was held with the City of Gary on June 28<sup>th</sup>, 2004, to discuss land transfers, COE upgrades on lift stations, and Gary Stormwater Management District O&M. 4
- Land transfers (approx 359 acres) were discussed. LCRBDC to make a resolution at the July 7<sup>th</sup>, 2004 commissioners meeting to begin process.
  - Inspection scheduled with the COE around the end of July for the entire East Reach. Representatives from LCRBDC and Gary will participate. A punch list will be formulated. LCRBDC will try to facilitate with the state and the COE to pay capital expenses before Gary takes over O&M.
  - Remaining engineering issues were discussed. LCRBDC/COE will complete. Four (4) issues remain.
- C. A field inspection was held with the O&M committee on August 25<sup>th</sup>, 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 22<sup>nd</sup>, 2003, requesting a response to the settlement around settlement gage east of Harrison.
  2. LCRBDC received a response from the COE on October 17<sup>th</sup>, 2003, with their findings and recommendations.
    - COE visited the site on October 15<sup>th</sup>, 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 7<sup>th</sup>, 2003, to obtain elevations on gages and levee for record purposes. (Ongoing)
  4. An inspection with the COE and representatives from Gary will be scheduled around the end of July. This will become an item on the punch list. After the punch list is reviewed, a determination will be made as to whether the COE will do this, as well as some other items, as a project cost.
- D. A phone call was received from the COE (Reric Witkowski) in early June requesting that the LCRBDC participate in an inspection of the entire East Reach completed construction.
1. The understanding is that the COE is required to perform an inspection, comprise a punch list, and assure that the project features are in condition as they were when construction was completed. Also that the COE assumes no costs for these items.
  2. An e-mail was submitted to the LCRBDC on June 22<sup>nd</sup>, 2004, indicating the importance of these inspections. LCRBDC responded on June 24<sup>th</sup>, 2004, indicating late July would be best after we complete our levee mowing. 5-6

- **LCRBDC indicating importance of having representation from Gary on these inspections.**
- 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 26<sup>th</sup>, 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.
  6. **Signing of the agreement is ongoing.**
- F. **Bids were requested for mowing all of the East Reach levees on June 9<sup>th</sup>, 2004.**
- **Low bid was C & H Mowing who submitted a bid of \$7,199.64 (see breakdown sheet)**
- G. COE letter received September 8, 2003 requesting hydric soil lands
1. LCRBDC sent a letter to the COE on October 9<sup>th</sup>, 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.
  3. **A conference call was held with the COE, IDEM, LCRBDC on June 4<sup>th</sup>, 2004, to discuss IDEM mitigation requirements to get the 401 water quality certification.**
    - **IDEM suggested it would be more beneficial to submit a single application for the entire project.**
    - **To do this, the LCRBDC agreed to make the 57 acres West of Chase St., as well at the 196 acres between the levees between Chase and Grant available to fulfill the balance of IDEM mitigation requirement.**

7  
8

- **The COE submitted their letter of clarification and understanding regarding this commitment on June 7<sup>th</sup>, 2004.** 9-10
- H. LCRBDC received a request from the Town of Griffith on March 10<sup>th</sup>, 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 Town of Griffith attorney on May 5<sup>th</sup>, 2004, enclosing a sample copy of a previous LCRBDC agreement for his use to modify to fit their needs.
    - 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.
  2. **Final Easement agreements were sent to Griffith on June 11<sup>th</sup>, 2004 (awaiting signed copies as of June 28<sup>th</sup>, 2004).** 11
- I. **Jim Pokrajac is scheduled to participate in a levee inspection in Jeffersonville, Indiana with the Louisville Army Corps inspector on July 13<sup>th</sup>, 2004.** 12
- **Louisville submitted a standard "Flood Protection Project Inspection Report form they typically use on June 4<sup>th</sup>, 2004 (available upon request).**
- J. **The Governor signed the deed to the Bailey property on June 15<sup>th</sup>, 2004. DNR now holds the title and may sell the house and two acres at a public auction.** 13-14
- K. **Boy Scout Troop #280 completed maintenance on the levee trail from Northcote to Columbia on June 5<sup>th</sup>, 2004. About 25 scouts worked from 9 am to 4 pm, weeding and reconstructing two bridges. Pizzas were provided by Casale, Woodward and Buls.** 15-16
- L. 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.
- **Responses came back from Lake Co. Parks and Heartland restoration with both concurring that roundup would be better applied because come wash could occur that would kill adjacent vegetation.** 17-18
- M. **On June 9<sup>th</sup>, 2004, author Cynthia Orgorek came to LCRBDC to scan photos she'd like to use for an Arcadia Publishing Company book titled Along The Calumet River. Copyright permission was given and we will probably receive book copies after publication.** 19-22



United Water Services  
3600 West 3<sup>rd</sup> Avenue  
Gary, IN 46406  
Telephone 219-944-1211  
Facsimile 219-944-4460

## Memo

**DATE:** June 1, 2004  
**TO:** Mr. Dwain Bowie  
**FROM:** Debra Harris  
**SUBJECT:** Lift-28, 33<sup>rd</sup> and Burr

The lift station referenced currently has the following issues that need to be addressed. I spoke with Mr. Eugene Jackson, who is the maintenance department electrician who has most recently gone out to check the problems there.

There are three pumps at the lift station. Two large pumps and one sump pump. None of the pumps work in automatic mode. The sump pump, at last check, was not pumping water out of the well, only circulating it. This he believes may be an issue with piping and the pump not having been connected to the line to take the water out. The work order C116198 shows crane rental to install a sump, so I would venture that we installed this pump.

The #1 pump is in working condition and being operated manually (not auto). The #2 pump is currently not working. After inspecting Mr. Jackson recommended the phase sensor needs to be replaced. The other issue is these pumps should all operate in auto. This is probably not happening due to electrical problems with the auto circuit, which has not been inspected or assessed for repairs.

Please advise if you need more information.



June 9, 2004

Mr. James Pokrajac, Agent  
Land Management/Engineering  
Little Calumet River Basin Development Commission  
6100 Southport Road  
Portage, Indiana 46368

**Subject: Maintenance of Pump Stations**

Dear James,

As previously discussed by telephone, it is United Water/White River Environmental Partnership's understanding that the Little Calumet River Basin Development Commission (LCRBDC) owns four storm water lift stations, originally designed by the Army Corps of Engineers and specifically identified as and located at 3151 Broadway, 2901 Grant Street, 2455 Ironwood Circle and 3215 Burr Street in the City of Gary, Indiana.

United Water has performed operations and maintenance services for these four pump stations for several years now, with the understanding that funding would be allocated from one of the three entities concerned with their operations (namely the Gary Sanitary District, the Army Corps of Engineers and LCRBDC) and a legal framework would be put in place for such services. To date, this has not happened. We therefore have no choice but to stop performing such services until a legal and financial solution is collectively found.

However, in an effort to resolve the matter and given United Water's first-hand knowledge of said facilities, United Water is attaching a proposal in the form of a draft contract that incorporates a one-time compensation for all past operation and

Mr. James Pokrajac, Agent  
Page Two  
June 9, 2004

maintenance activities and a formal scope of work for United Water to continue performing such services in the future.

Kindly contact me with your questions and comments, and to discuss the matter. I can be reached at 219-944-1211, ext 1205.

Sincerely



Dwain L. Bowie

General Project Manager

CC: Charles Peller, Director, Gary Sanitary District  
Silas Wilkerson, III, President/GSD Board of Commissioners  
James B. Meyer, GSD Attorney  
Maria Laurino, UW Attorney  
Greeley and Hansen, LLC  
File

SEE ADDRESS  
CORRECTION

## MEETING NOTICE



Hello Everyone!

Just a note to confirm your attendance at the meeting being held to discuss land transfers, COE upgrades to lift stations and Gary Storm Water Management District Operation & Maintenance.

Meeting information is as follows:

- DATE: Monday, June 28, 2004
- TIME: 10A.M.
- LOCATION: City of Gary, 401 Broadway, Council Lounge

In attendance:

- Ms. Arlene Colvin, City of Gary Chief of Staff
- Director Charles Peller, Gary Sanitary District
- Attorney James B. Meyer, GSD
- Jim Pokrajac, NIRPC
- Attorney Lou Casale, County Parks & Recreation
- Commissioner Robert Huffmun

Should you have any questions, please contact Willette Lee at 219-944-0595 or via email at: [Willette@garysan.com](mailto:Willette@garysan.com)

**Sandy Mordus**

---

**From:** "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>  
**To:** "Little Calument (E-mail)" <littlecal@nirpc.org>  
**Cc:** "Abou-El-Seoud, Shamel LRC" <Shamel.Abou-El-Seoud@lrc02.usace.army.mil>; "Witowski, Reric J LRC" <Reric.J.Witowski@lrc02.usace.army.mil>  
**Sent:** Tuesday, June 22, 2004 8:35 AM  
**Subject:** RE: Little Cal River Basin Development Commission Inspections

Dan It is very important that we start these inspections. I know that you have many issues that you are working out regarding the O&M for this project. As you know that some of these levees and the features on these levees been completed for so many years, the sooner we start the O&M the less money it will cost. Please contact Reric so we can set a date for the inspections. Thanks.

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

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

**From:** Witowski, Reric J LRC  
**Sent:** Tuesday, June 22, 2004 8:16 AM  
**To:** Samara, Imad LRC  
**Cc:** Abou-El-Seoud, Shamel LRC  
**Subject:** Little Cal River Basin Development Commission Inspections

Dan Gardner has not returned my calls to schedule inspections of the Little Cal.  
We need to begin inspections of this completed work, and the cooperation of the Local Sponsor is critical to this activity. Please advise.

RicWitowski

5

6/27/2004

**Sandy Mordus**

---

**From:** "Sandy Mordus" <smordus@nirpc.org>  
**To:** "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>  
**Sent:** Thursday, June 24, 2004 3:59 PM  
**Subject:** LCRBDC Levee Inspections

Imad:

In response to the e-mail dated June 22, 2004 from Reric Witowski, I would suggest waiting until the later part of July of this year to do any inspections. We currently have submitted out for bids to mow all of the levees in the east reach. We would anticipate that the contractor will have completed all of his mowing by the end of July, which would facilitate a more thorough inspection.

As per our conversation of June 24, I would need to know how long, and how many hours per day, a complete inspection of the completed east reach is projected to take. My initial conversation with Mr. Witowski indicated that it may take as long as two complete weeks, eight hours a day. My responsibilities with the Development Commission include engineering and land management and I cannot devote two complete weeks to accomplish this task. Could you let me know, in more detail, how long this will take and how many hours I might have to schedule. I would hope that this inspection might be able to be done a segment at a time and be broken up in order that I can schedule my regular activities with the Commission around these dates.

The sooner we can get a schedule, the easier it will be to coordinate with having appropriate representatives from the city of Gary as well as the Commission to attend these inspections. We have a meeting scheduled with the city of Gary on June 28 where we anticipate the beginning of coordination with the city of Gary to assume responsibilities for operation and maintenance of the completed east reach. We are hoping that upon completion of this meeting, we will be able to coordinate with the appropriate representatives to attend this inspection.

Jim 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](mailto: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 MROCZKOWSKI, 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

Mr. Jerry Holcomb  
PRECISION LAWN CARE AND LANDSCAPING June 9, 2004  
3101 Broadway  
Gary, Indiana 46409

Mr. John Kelly Hall  
C&H MOWING, INC.  
918 South 250 West  
Hebron, Indiana 46341

Mr. Jeff Compton  
COMPTON MOWING SERVICE  
7440 South 100 East  
Star city, Indiana 46985

Mr. Ron Bales  
BOLIN ENTERPRISES, INC.  
P. O. Box 70  
Casey, Illinois 62420

Mr. David Zak  
SOUTH SHORE MARINA, INC.  
1700 Marine Street  
Portage, Indiana 46368

Dear John:

Enclosed is a location map showing the areas we propose to have mowed as part of our flood control project for the Little Calumet River. We estimate approximately 38,169 linear feet of mowing on both levee side slopes with one pass along the toe of the levee. (These are stoned on top and are currently being used as a recreational trail - Type I mowing). In addition, we estimate that approximately 21,828 linear feet will need to be mowed along I-80/94 from Chase Street to MLK Drive. (These have grass on the levee crest), and include mowing up to the I-80/94 R/W fence (Type II mowing).

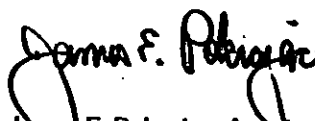
Also enclosed is a general information and specification sheet and a bid form. Please fill out the bid form indicating the cost per section as noted along with total base bid that will be used to evaluate this proposal. This request is part of our solicitation for bids as required by the Development Commission and will be evaluated based upon the lowest total base bid and job experience.

Please submit this bid back to me no later than **2:00 p.m. Friday, June 25, 2004** and submit it to:

James E. Pokrajac, Agent  
Land Management/Engineering  
Little Calumet River Basin Development Commission  
6100 Southport road  
Portage, Indiana 46368

If you have any questions regarding this proposal, please call me at the above number. If you need to do a site visit or need access to this property, please contact me in advance in order that I may provide you a key to enter these areas.

Sincerely

  
James E. Pokrajac, Agent  
Land Management/Engineering

/encd.

BREAKDOWN SHEET  
LEVEE MOWING SERVICES - EAST REACH  
COMPLETED SEGMENTS - E. & E. RR TO MLK  
JULY, 2004

CONTRACTOR	1	2	3	4	5	6	7	8	9	10	11	12	13	14	total
C. & H. MOWING, INC.	\$420	\$144.40	\$312	\$312	\$312	\$672	\$1,008	\$344.16	\$456	\$271.20	\$264	\$552	\$241.20	\$780	\$7,899.64
COMPTONS MOWING	\$800	\$700	\$1000	\$400	\$700	\$1700	\$1000	\$1000	\$700	\$1000	\$700	\$2000	\$1000	\$2500	\$15,200
S. SHORE MARINA	FAILED TO SUBMIT A BID														
BOLIN ENTERPRISES	FAILED TO SUBMIT A BID														

NOTE:

ONLY ONE MOWING WILL BE DONE THIS YEAR DUE TO THE UPCOMING LANDSCAPING-PHASE II CONTRACT.  
 THIS MOWING WILL INCLUDE LAKE TOP, BOTH SIDESLOPES TO THE TOE OF THE LEVEE, AND ONE PASS ALONG  
 THE TOE. MOWING SHOULD START MID-JULY & TAKE APPROX. 2 WEEKS TO COMPLETE.

\* WE RECOMMEND USING C & H MOWING, INC. TO DO THIS WORK BASED UPON THEIR SUBMITTING  
 THE LOWEST BID AND UPON THEIR RECORD OF MOWING THE HIGHWAY CORRIDOR FOR INDOT OVER  
 THE PAST SEVERAL YEARS AND FOR THE LCRBDC OVER THE LAST 4 YEARS.



REPLY TO  
ATTENTION OF

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

7 June 2004

Planning, Programs  
and Project Management Division

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

**RE:** IDEM mitigation agreement reached during a 4 June 2004 telephone conference call meeting.

Dear Mr. Gardner,

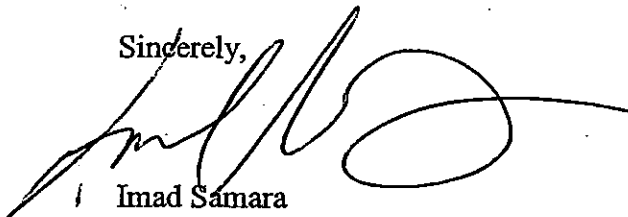
This letter comes in response to Mr. Pokrajac of your office who requested a brief summary and confirmation of the agreement reached by the LCRBDC, the Indiana Department of Environmental Management (IDEM) and the Chicago District during a 4 June 2004 telephone conference call meeting. The agreement referred to here involves the approach that the LCRBDC and the Chicago District will pursue in order to meet the IDEM mitigation requirement so that we may gain 401 water quality certification for the Little Calumet River flood control project. This 401 application to IDEM will be prepared and submitted by the Chicago District.

All of the attendees, including you and those shown in the Copies Furnished list below, agreed that it would be more beneficial to submit a single application for 401 water quality certification to IDEM for the entire Little Calumet River flood control project, rather than to submit a separate application for each of a series of construction stages. The LCRBDC agrees to make available for IDEM mitigation the 57-acre field located between Clark and Chase Streets adjacent to the west side of the Chase Street wetland mitigation site. In addition, the LCRBDC will make available the approximately 196-acre field located between Chase and Grant Streets south of the Little Calumet River in order to fulfill the balance of the IDEM mitigation requirement.

The Chicago District agrees that any IDEM hydric soil mitigation acreage surplus that may occur at the Hobart Marsh mitigation site after acquisition there is complete will be subtracted from the 196-acre Chase to Grant site.

Thank you for your contribution to a productive meeting, Dan. Please call Greg at 312/846-5586 or me at 312/846-5560 if you have questions.

Sincerely,



Imad Samara  
Little Calumet River Project Manager

CF (Conference call attendees):

Marty Maupin	IDEM
Greg Moore	USACE
Imad Samara	USACE
Jim Pokrajac	LCRBDC ✓
Judy Vamos	LCRBDC

**HILBRICH CUNNINGHAM SCHWERT  
DOBOSZ & VINOVICH, LLP**

**ATTORNEYS AT LAW  
2637 - 45TH STREET  
HIGHLAND, INDIANA 46322  
TELEPHONE (219) 924-2427  
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[www.hilbrich.com](http://www.hilbrich.com)

JOHN F. HILBRICH (RETIRED)  
WILLIAM J. CUNNINGHAM  
ROBERT M. SCHWERT  
MICHAEL D. DOBOSZ  
DANIEL B. VINOVICH  
WALTER F. SANDOVAL\*  
\*ALSO ADMITTED IN ILLINOIS

**PORTER COUNTY OFFICES  
6108 CENTRAL AVENUE  
PORTAGE, INDIANA 46368  
TELEPHONE (219) 762-2224**

**E-MAIL  
mail@hilbrich.com**

June 11, 2004

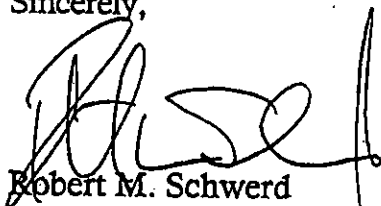
James Pokrajac  
Little Calumet River Basin Development Commission  
6100 Southport Road  
Portage, IN 46368

Re: Town of Griffith Cady Marsh Ditch Tunnel

Dear Mr. Pokrajac:

Enclosed please find the original and one copy of the Permanent Easement Grant and two Temporary Work Area Easements for your review. Please contact me if you have any additions or corrections to make, otherwise please sign and return to my office.

Sincerely,



Robert M. Schwerdt

RMS/aab

Enclosures

11

**Sandy Mordus**

---

**From:** "Jim Pokrajac" <jpokrajac@nirpc.org>  
**To:** <jflora@rwa.com>; "Phil Gralik" <PGralik@rwa.com>  
**Sent:** Monday, June 07, 2004 11:17 AM  
**Attach:** 2004Table.doc  
**Subject:** Fw: Levee Inspection Info

Jim and Phil:

I received the following information from Chris Alvey last Friday, June 4. He is the levee inspector for the Louisville COE. It appears, at this point in time, that I will be getting together with Chris on Tuesday, July 13, for a levee inspection down in Jeffersonville. In a conversation with Chris, it appears that the Louisville COE does annual inspections of a number of completed flood control projects. He also said that the local sponsor is responsible for doing levee inspections every six months. I'm not sure if the Little Cal and the COE will follow the same format but I am interested in the possibility of doing these inspections on behalf of the Development Commission.

As part of his email, he included their "Local Flood Project Inspection Report Form". As you notice, it has breakdowns with different levels of acceptability - to me, this looks like a good format. Please use this information both informationally and to cross reference the O&M manual previously submitted to us by the COE.

If you have any questions or would like to discuss this, please feel free to call me any time.

Jim Pokrajac, Agent  
Land Management/Engineering

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

**From:** Alvey, Chris R LRL02  
**To:** 'jpokrajac@nirpc.org'  
**Sent:** Friday, June 04, 2004 10:43 AM  
**Subject:** Levee Inspection Info

Jim, here is some info in regards to our phone conversation yesterday.

I am attaching an inspection form which covers most of the items I look at. Every project is a little unique and there always seems to be exceptions to the rules. But this covers 90 percent of the items.

Again, I will plan on making the Jeffersonville inspection on Tuesday July 13<sup>th</sup>. FYI, Jeffersonville has about 5 miles of levee, 2 miles of floodwall and 10 pumping stations.

Thanks.

**Chris Alvey**  
ICW Inspector  
U.S. Army Corps of Engineers  
502-315-6764

**Judy Vamos**

---

**From:** "Judy Vamos" <jvamos@nirpc.org>  
**To:** "Moore, Barbara" <bmoore@dnr.state.in.us>  
**Sent:** Monday, June 21, 2004 3:02 PM  
**Subject:** Bailey Deed now signed

21 June 2004

Dear Barbara,

Good news from you on Friday that the Bailey Deed is signed! Everything going smoothly! Let me know if I can help in any way. I have e-mailed John Bacone that I've called our two local newspapers and they will have feature writers contact him for stories on the house.

Thanks for your prompt action on this matter!

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](mailto:jvamos@nirpc.org)

*Bailey Deed signed  
by DNR within the  
30 day extension  
time period!*

*Yess!*

*JV.  
6/21/04*

173  
over

**Judy Vamos**

**From:** "Judy Vamos" <jvamos@nirpc.org>  
**To:** "Bacone, John" <jbacone@dnr.IN.gov>  
**Sent:** Monday, June 21, 2004 2:27 PM  
**Subject:** Bailey house

De  
m. 12 + 14

21 June 2004

Dear John,

I have been in touch with both local newspapers, the Post Tribune and the Times. Spoke with the features editor of both papers and they said they will assign a reporter to the story. I directed them to you at your Indy number. I think you are more knowledgeable about who they should interview.

I am glad to hear the news that the Bailey Deed is signed. Thanks!

JV  
Judith (Judy) Vamos  
Land Acquisition Agent  
Little Calumet River Flood Control and Recreation Project  
Phone: 219-763-0696  
Fax: 219-762-1763  
e-mail: [jvamos@nirpc.org](mailto:jvamos@nirpc.org)

DNCR wants preliminary  
about the Bailey house  
for its' role. Jm.  
6/21/04

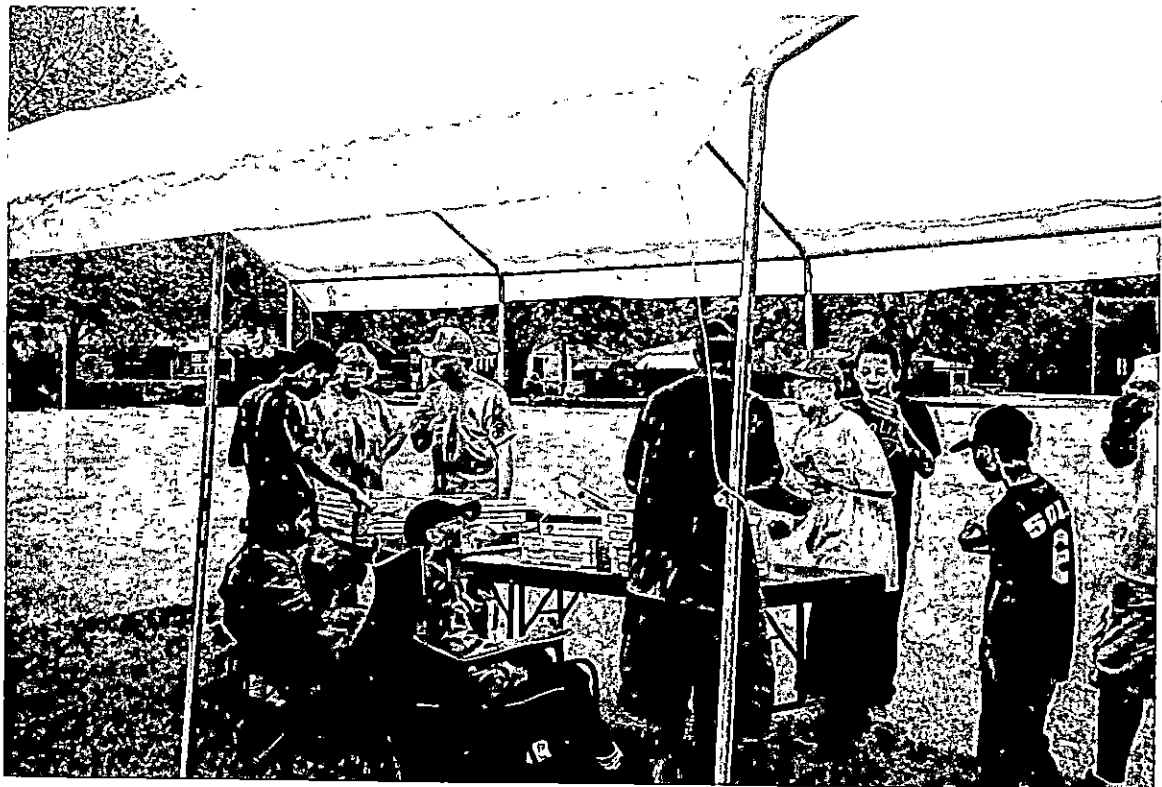
17

6/21/04

BOY SCOUT  
TROOP #280  
LEVEE  
MAINTENANCE  
6/5/04



BOY SCOUT  
TROOP #280  
LEVEE  
MAINTENANCE  
6/5/04



**Sandy Mordus**

---

**From:** <tarmstrong@jorsm.com>  
**To:** <littlecal@nirpc.org>  
**Cc:** <nickovic@jorsm.com>; <czandstra@jorsm.com>; <drieden@jorsm.com>  
**Sent:** Thursday, June 03, 2004 12:01 PM  
**Subject:** herbicide for trail

Jim,

This e-mail is in response to the letter you sent Bob Nickovich about herbicide application for the trail along the Little Cal. As I mentioned at the Army Corps meeting it's important to use caution when applying a total vegetation kill herbicide. I am not familiar with the Sahara product and the label you sent does not list the active ingredient so it's hard to determine the mode of action. I would recommend a product that uses glyphosphate as the active ingredient. Basically, herbicide with glyphosphate will kill anything green it touches but will not persist in the soil.

Popular total vegetation weed killers that are used in non crop or landscape applications are Hy VAR by Dupont and Primatol (Monsanto?). Their active ingredient is Lithium bromamide and they persist for 5 years. They also tend to move and leach in soils, especially when applied on or near slopes. I have seen trees killed by the chemical running off a gravel parking lot after a rain storm. Until the new landscape is installed and we can determine just how far the trees and wild flower ground cover is off the trail I would recommend using something less harsh like Roundup. Once the new landscape is established and you feel brave, you could try the total vegetation kill on a part of the trail that is less visible.

Call me if you have any further questions.

Tim Armstrong  
LCPRD Planning Division

**Sandy Mordus**

---

**From:** "Eric Ummel" <ericummel@earthsourceinc.net>  
**To:** <littlecal@nirpc.org>  
**Sent:** Tuesday, June 15, 2004 4:06 PM  
**Subject:** trail herbicide

Jim,

I consulted with our nursery manager and we both agreed that you should not use the Sahara. In the specifications, on page 3, under "For Control of Undesirable Weeds Under Paved Surfaces" the last sentence says: Do not allow treated soil to wash or move into untreated areas. This chemical stays in the soil for so long that I'm sure some wash is going to occur. The chemical would be washed into the surrounding wetlands and river, which would be bad news.

So although it would work well, because you would not need to spray as frequently due to the residual effect, it could potentially cause some harmful environmental problems. I'd recommend using a glyphosate based product such as Round-up or one of its cheaper knock-offs.

Hope this helps. Let me know if you have any more questions.

Eric Ummel  
Heartland Restoration Services, Inc.



# Little Calumet River Basin Development Commission

6100 Southport Road  
Portage, Indiana 46368

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

ARLENE COLVIN, Chairperson  
Mayor of Gary's  
Appointment

18 June 2004

ROBERT MARSZALEK, Vice Chairman  
Governor's Appointment

ROBERT HUFFMAN, Treasurer  
Governor's 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

CHARLES RAY  
Porter County Commissioners'  
Appointment

DR. MARK RESHKIN  
Governor's Appointment

VACANCY  
Governor's Appointment

VACANCY  
Lake County Commissioners'  
Appointment

DAN GARDNER  
Executive Director

LOU CASALE  
Attorney

Ms. Cynthia Ogorek  
715 Memorial Drive  
Calumet City, IL 60409

RE: Photograph Copyright Permission - LCRBDC

Dear Ms. Ogorek,

Enclosed in this mailing is signed permission from Executive Director Dan Gardner of the Little Calumet River Basin Development Commission authorizing you to use the listed photographs for your upcoming book Along the Calumet River. I hope this complies with your requirements

Please know that I personally enjoyed working with you on the LCRBDC segment of your book and I'm eager to read the finished product. Would you please contact me at 219-763-0696 when copies are available?

I send my thanks for your interest.

Respectfully,



Judith Vamos, Land Acquisition  
Little Calumet River Basin Development Commission

Enclosure:

*Author Cynthia  
Ogorek came in  
6/9/04 to discuss  
project and  
scan photos.  
JVC  
6/18/04*

Cynthia L. Ogorek  
715 Memorial Drive  
Calumet City, Illinois 60409  
708-862-8662 - szaluna@juno.com

Received  
6/18/04  
gr-

14 June 2004

Ms. Judy Vemos  
Little Calumet River Basin Development Commission  
6100 Southport  
Portage, IN 46368

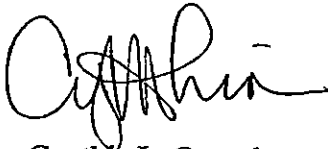
Dear Judy,

Enclosed are two copies of an authorization form for the use of images from the Commission's collection, which I recently scanned. If you would sign and date both, then return one to me, I would appreciate it. I've provided a self-addressed, stamped envelope for your convenience.

There appear to be no copyright ownership issues, but if you think I should seek further permissions, would you please note names, phone numbers and/or addresses for the people or agencies I need to contact on the permission form? Also, please check the credit line and make modifications as you see fit. My deadline is July 1, so I need to wrap up the administrative details rather soon.

It has been a pleasure working with you and getting to know you. Thank you for your kind assistance.

Sincerely,



Cynthia L. Ogorek

# Photographs for "Calumet Rivers" Project 2004

Cynthia L. Ogorek - 715 Memorial Drive - Calumet City, IL 60409

TO: Ms. Judy Vemos  
Little Calumet River Basin Development Commission  
6100 Southport  
Portage, IN 46368

## Permission Details:

We, the Little Calumet River Basin Development Commission, authorize the one-time use of the following photographs from our collection in the book, Along the Calumet River written by Cynthia L. Ogorek and to be published by Arcadia Press in 2004.

## List of Photos scanned by Cynthia Ogorek. Asterisk indicates inclusion in the book at the time of this writing.

Car in flood, Hammond?  
Aerial—Port of Indiana  
Munster flood, 1975  
Munster flood, 1975, with two kids  
Car in flood, east of 165<sup>th</sup> and Indianapolis Blvd  
Flood on State Line Avenue  
National Guard in boat  
Signing authorization bill for LCRBDC  
Aerial LCR and I-80  
Flood seen from a porch with railing, houses beyond  
Aerial—Woodmar Country Club  
Aerial—Oxbow park (composite)  
Aerial—I-80, LCR and Calumet Avenue  
Aerial—LCR at Columbia avenue and east  
Levee at IUN  
Levee at IUN, with buildings in the distance  
Levee and I-80  
Levee under construction  
Levee and LCR  
Levee and hiking trail  
Pier #1  
Pier #2

Preferred credit line:

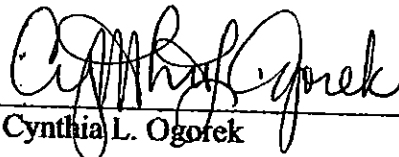
"Photo courtesy of Little Calumet River Basin Development Commission"



Owner/Owner's Representative

Dan Gardner, Executive Director

Date 6/18/04



Cynthia L. Ogorek

Date 14 June 2004

# **PROJECT ENGINEERING MONTHLY STATUS REPORT**

**For meeting on Wednesday, July 7, 2004  
(Information in this report is from May 27 – June 30, 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 1<sup>st</sup>, 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 13<sup>th</sup>, 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 20<sup>th</sup>, 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 18<sup>th</sup>, 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

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

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

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

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

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

1. Projected date to advertise – May 15, 2004
2. Anticipated award of contract – June 30, 2004
3. Projected construction start – September, 2004
4. Anticipated construction cost \$1,787,000.
5. 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. A pre-bid meeting was held with the COE on June 3<sup>rd</sup>, 2004, to answer any questions, provide clarifications, and discuss schedules with contractors and sub-contractors.
  - Bid due date is June 22<sup>nd</sup>, 2004.
  - 104 acres included in bid – 100 to be herbicided, remaining 4 acres are ditches.
  - First seeding will probably be done in the Fall of 2005.
7. 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 6<sup>th</sup>, 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. **NIPSCO completed meter installation at Grant St., electric service completed – electric system was upgraded to accommodate any future additions by Gary.**
  - A. **NIPSCO is currently waiting for Ameritech to do line work on the electric re-location at Marshalltown.**
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 13<sup>th</sup>, 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 7<sup>th</sup>, 2003, addressing vegetation.
  - Current plantings are for erosion control that will give way to native grasses. Native grasses weren’t planned on this contract, but will be needed to be included in an upcoming contract.
  - LCRBDC has a concern with sloughing in the concrete ditch bottom between Colfax and Calhoun.
  - **As part of the upcoming “project inspection” with the COE and Gary, we are anticipating this to be a punch list item that needs to be reviewed for remediation responsibility.**

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

1. Dyer Construction – 100% complete.
  - Current contract amount - \$3,329,463.66
  - Original contract amount - \$2,473,311.50
  - Amount overrun - \$856,152 (34%)
2. The North Burr St. stormwater pumping station has been completed.
  - A. LCRBDC requested phase indicator system for generator plug-in. This is being done as part of the Stage III Remediation contract.
    - Awaiting as-built drawings.
3. The final inspection was held on December 18<sup>th</sup>, 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 18<sup>th</sup>, 2002
4. Refer to COE monthly contract status report.(Handout)

**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 9<sup>th</sup>, 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.
2. We were informed of the change in schedule on May 19<sup>th</sup>, 2004 as follows:  
Final engineering drawings for review will be submitted May 21<sup>st</sup>, 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 23<sup>rd</sup>, 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.
4. Engineering drawings were sent to the Marathon Pipeline Company on June 17<sup>th</sup>, 2004, requesting review & comments for any impacts. /
5. Comments were submitted to the COE on June 18<sup>th</sup>, 2004 regarding plans and specifications. 2-4

**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 19<sup>th</sup>, 2004 as follows: Final engineering drawings for review will be submitted August 15<sup>th</sup>, 2004; design completion October 2004; advertise November 2004; and award January 2005.
4. Engineering drawings were sent to the Marathon Pipeline Company on June 17<sup>th</sup>, 2004, requesting review & comments for any impacts. /

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

1. Project completed on September 14<sup>th</sup>, 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 12<sup>th</sup>, 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 9<sup>th</sup>, 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 8<sup>th</sup>, 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 17<sup>th</sup>, 2004, indicated that Highland would also support their fair share.
      - On a conference call with INDOT, the COE, and the LCRBDC on March 19<sup>th</sup>, 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.
  3. **Engineering information was sent to Cardinal Service (Tri-State Bus Lines) on June 14<sup>th</sup>, 2004, as per their request.** 5

**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 Liabe**

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 19<sup>th</sup>, 2004, regarding the suggestion of using a decorative concrete finish for the I-Walls.
  - 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.
  - **LCRBDC received information from Milestones, Inc. on June 22<sup>nd</sup>, 2004, and has forwarded information to the COE to incorporate into their specifications as well as their bid forms.**
4. A letter was sent to the COE by NIES Engineering on April 26<sup>th</sup>, 2004 (on behalf of the Town of Highland) with their comments.

#### **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 13<sup>th</sup>, 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 25<sup>th</sup>, 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 3<sup>rd</sup>, 2004, to COE & Lake Co with intent of Scope of Work.
  - Minutes of the meeting were sent to all parties by RQAW (Lake Co. engineering consultant) on May 14<sup>th</sup>, 2004.

#### **UTILITY COORDINATION**

1. A utility coordination meeting was held with NIPSCO on February 20<sup>th</sup>, 2004, to review all re-locations and identify necessary coordination to get agreements.
  - **NIPSCO completed engineering design and cost estimates for re-locations in VI-1 South. These were submitted to the COE for review and concurrence on June 22<sup>nd</sup> 2004.**

6-8

**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 19<sup>th</sup>, 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.
  - **LCRBDC has not received engineering drawings for review as of June 30<sup>th</sup>, 2004.**
  - 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 5<sup>th</sup>, 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 21<sup>st</sup>, 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. (**See Stage III remediation for information.**)

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

1. Bids were opened on September 17<sup>th</sup>, 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).

- **Modification #6 to the contract was issued by the COE on June 21<sup>st</sup>, 2004 to cancel modification #1 – no change in money or schedule.** 9-10
- 2. A final inspection was held on both sites on May 12<sup>th</sup>, 2004, with the COE, LCRBDC, project A/E, and Renewable Resources.
- **A summarization of the inspection was received by the LCRBDC on June 4<sup>th</sup>, 2004.** 11-12
- 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 7<sup>th</sup>, 2000 – 700 work days to complete (Anticipated completion date is July 25<sup>th</sup>, 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”.
  - Baring Pump Station  
99% complete
  - Walnut Pump Station  
70% complete
  - S. Kennedy Pump Station  
69% complete
  - Hohman/Munster Pump Station  
98% complete
4. A letter was sent to the COE on June 2<sup>nd</sup>, 2004, requesting status of this contract and how much money the contractor was being penalized for not meeting the current construction completion date of July 25<sup>th</sup>, 2004. 13
  - A rough estimate of \$1,300/day penalty would calculate out to over \$250,000.
  - A follow-up e-mail was sent out on July 23<sup>rd</sup>, 2004, reiterating our original request and suggesting a sit-down meeting. 14
  - Received COE response same day suggesting a meeting for the last week of June (to be scheduled).
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 81<sup>st</sup> 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 2<sup>nd</sup>, 2004. (Dated January 29<sup>th</sup>, 2004.)
  - Additional comments for a punch list were submitted by NIES Engineering to the COE on March 2<sup>nd</sup>, 2004.

### **General**

1. INDOT coordination for Grant St. & Broadway interchanges with I-80/94.
  - INDOT sent a letter to the COE on April 15<sup>th</sup>, 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 19<sup>th</sup>, 2004, based upon the April Real Estate meeting. (This is work anticipated for this biennium.)



# Little Calumet River Basin Development Commission

6100 Southport Road  
Portage, Indiana 46368

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

ARLENE COLVIN, Chairperson  
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Lake County Commissioners  
Appointment

DAN GARDNER  
Executive Director

LOU CASALE  
Attorney

June 17, 2004

Mr. David Woodsmail  
MARATHON PIPELINE COMPANY  
277 Streamwood Drive  
Valparaiso, Indiana 46383

Dear Dave:

As per our conversation earlier this month, I am enclosing information regarding the upcoming construction of our Burr Street Betterment levee project extending from Colfax east to Burr (Burr St. Betterment levee, Phase 2 *Gary* and the Burr St. Betterment levee, Phase 2 *LCRBDC*). I have enclosed both plans and profiles of what we are constructing in these areas. In the past, we had done some previous work with your pipeline (which is immediately south of the north NIPSCO right-of-way line), whereby we either lowered the pipelines or encased them in order to protect them from our levee construction. The levee alignments will be the same that we had constructed from Colfax going west. Levee construction will abut the north NIPSCO right-of-way line and extend northward, and the drainage ditch construction will abut the south NIPSCO right-of-way land extending southward.

Will you please review these drawings and let me know if you have any questions or concerns regarding our construction? If there are any impacts to your pipeline that need to be addressed, please contact me in order that you and I may coordinate and enter into an agreement to have this work completed.

The current schedule for the Burr Street Phase 2 *Gary* portion is to complete design by the end of June 2004; advertise in July 2004; award contract in August 2004; and we anticipate construction may start as early as October 2004. The Burr Street Phase 2 *LCRBDC* portion (which extends from Burr eastward toward Clark) is to complete design by October 2004; advertise in November 2004; award contract in January 2005; and we anticipate that this construction might start as early as the spring of 2005.

If you have any questions regarding this information or if you need any additional information, please let me know.

Sincerely,

James E. Pokrajac, Agent  
Land Management/Engineering

/sjm  
encl.

cc: Imad Samara, COE Project Manager

**LCRBDC & R.W. Armstrong**  
**Comments on the 100% BCOE Plans and Specifications for**  
**Burr Street Betterment Levee System Phase 2-Gary**  
**June 18, 2004**

**PLANS**

**1. Sheet G-02**

- a. Utility Note 3 should also require the contractor to contact NIPSCO to confirm the minimum clearance for various electrical lines prior to beginning work.
- b. The contract for NIPSCO in the Utilities and Contracts should now be Mark Pasyk not Jim Fitzer. (Phone number remains the same).
- c. Notes 3 indicates that "existing features and topography were reproduced from aerial photography taken in November 1985 and portions updated in December 1995." Even the portions that were updated in December 1995 are now showing features and topography as they existed nearly 9 years ago. Many things can change in that time. We suggest that the Corps consider updates for future portions of the project. For this project we suggest Corps design personnel do a plan review in the field to check current status of features and topography.
- d. According to the list of Standard Symbols the symbol for electric power line is EPL. The plans use the symbol PL. Please correct.

**2. Sheet C-02**

- a. Regarding Note 2, do the temporary protective measures apply to all underground utilities? If not then please modify note to indicate which utilities it applies and where in the work limits.
- b. Regarding Note 3, where is Ditch 4? It is not shown or labeled on this sheet or any other sheet in this plan set.

**3. Sheet C-05**

- a. Please confirm what drainage features under and adjacent to both sides of Colfax Street were done as part of the Burr Street Phase I road raise.
- b. "Property to be demolished" is degraded (only misc. debris to remove).

**4. Sheet C-06**

- a. Ditch 6 Profile uses a different designation for slope than any other ditch profile in the plans. Please correct so all profiles use the same designation for slope.
- b. Please indicate on sections what is existing and what is proposed.

3' SP-4 C-1  
B  
V  
C

3' SP-4 C-1  
B  
V  
C

3' SP-4 C-1  
B  
V  
C

3' SP-4 C-1  
B  
V  
C

5. Sheet C-07

- a. At the end of Ditch 5 the plans call for a Trash Rack. Where are the details of the Trash Rack? This Trash Rack must be able to be cleaned when the ditch is flooded.
- b. The 18" culvert at the upstream end of Ditch 8 needs a closure device, since it passes through the line of protection.
- c. A plan view note in reference to the existing concrete plug calls for reference to Note #7. Where is Note #7? Where are details of the plug?
- d. The structures to be demolished in the plan view have already been demolished.
- e. Should there be an A-Frame Gate at the entrance to the NIPSCO access road off of Burr Street?

6. Sheet C-12

- a. Where is detail 4/C-12 in the plan view?
- b. Detail 4/C-12 contains a note which references detail 1/C-14. There is no detail 1/C-14 on sheet C-14.
- c. The A-Frame Gates should be a minimum of 20 to 25 feet from the edge of street pavement.
- d. Should rip-rap be shown in east end of Ditch 5 west of Calhoun Street?

7. Sheet C-13

- a. Below detail 9/C-13 is a note which states: "stockpile suitable material from ditch excavation for use in planting zones."
  - (1) Are there planting zones on this project? If so, please show on plans.
  - (2) Where is the suitable material to be stockpiled?
  - (3) Is there a need for the stockpile suitable material for this or future projects? If not then why stockpile the material?
- b. For sometime we have been concerned with maintenance of all the rip-rap used on other completed projects. Are there any alternatives to rip-rap at each pipe end? Could concrete headwalls be used instead of rip-rap?

8. Sheet C-14

Detail 2/C-14 references a detail 1/C-14 which is not shown. This was also a comment from Sheet C-12.

9. Sheet R-01

Why are sign nos. TS-7 and TS-14 labeled as "Trail Stop"?

10. Sheet R-05

- a. The vehicle Barrier Details should note the required handle and raised latch hardware as shown on sheet R-06.
- b. Detail 3/R-05 shows a stop sign. Is this the "trail stop" sign listed in the table on page R-01?
- c. Please add a note to Detail 5/R-05 which requires vehicle barriers to be located a minimum of 20 to 25 from the edge of street pavement.

11. Sheet R-07

Please revise Detail 1/R-07 to show the current gate locking device which consists of loops welded on the post and on the gate so that a chain can be put through then for locking with a padlock.

SPECIFICATIONS

1. Section 02935 Turf

- a. This section provides five tables of seed mixes. The plans should show where each of these mixes is to be used.
- b. What is the intent of the seeding work? The work should result with the same intent of specifications as Landscaping Phase 2.
- c. The preparation for seeding of this project is not as extensive (particularly, herbicide application and establishment period) as is being used for Landscaping Phase 2. Why?



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*Lake County Commissioners'  
Appointment*

DAN GARDNER  
*Executive Director*

LOU CASALE  
*Attorney*

June 14, 2004

Mr. John Shoup  
CARDINAL SERVICE INC.  
P. O. Box 59  
Middlebury, Indiana 46540

Dear John:

As per our meeting on June 4, 2004, I am enclosing a site plan which overlays our easements onto your existing site features. These easements were based upon engineering that had been completed six or seven years ago and, to date, these have not been changed. The Army Corps of Engineers' procedure is that, prior to advertising for bids, a final review of the engineering will be done by affected parties, whereby the COE may reconsider their engineering if it can be economically justified. The intent in this area is to remove the existing sheetpiling and concrete blocks along the west side of your existing parking lot. We will then replace this with new sheetpiling and concrete (I-wall). The areas indicated in orange on the enclosed drawing will be temporary easements that will only be needed until six months after completion of construction. The yellow easements are the permanent levee easements which will allow us the right to construct, operate, maintain, inspect, or flood-fight on a permanent basis. The blue is a flowage easement which allows for storage of water during a flood event.

The current schedule is affected by the amount of money that the Little Calumet River Basin Development Commission obtains from the Indiana State Budget Committee. The COE funds 75% of the project and they receive their funds from the Federal government. The current schedule projects that we will not start construction for at least 2-3 years based upon State funding. I will contact you when we receive engineering drawings to review and allow you an opportunity to submit a letter or to comment on the potential impacts of our project to your bus terminal.

If you have any questions, please feel free to call me.

Sincerely,

James E. Pokrajac, Agent  
Land Management/Engineering

/encl.  
cc: Imad Samara, ACOE

5



# Little Calumet River Basin Development Commission

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VACANCY  
Lake County Commissioners  
Appointment

JAN GARDNER  
Executive Director

JOE CASALE  
Attorney

June 22, 2004

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

Dear Imad:

Utility re-locations with NIPSCO will be required to accommodate upcoming VI-1 South construction. We have enclosed a copy of the NIPSCO "Little Calumet River Stage VI – Electric Utility Re-locations" table dated May 26, 2004 (Encl. 1). Each re-location is indicated in the left hand column and is referred to as a site number. This re-location (Site #2.2). is located south of the Little Calumet River and east of Kennedy Avenue. This relocation includes the replacement of guy anchors at new grade after levee construction at the north end of North Drive, west of the houses. It also includes holding of two (2) 34 KV poles on easements during our storm sewer construction. Following are enclosures for your information and review:

Encl. 2 - General letter from NIPSCO dated April 27, 2004

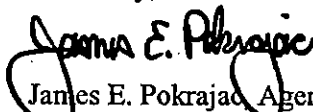
Encl. 3 - Plan and profile drawing (DE 21000-1) showing locations of new electric facilities (Refer to "Detail Site 2.2" on drawing)

Encl. 4, 5 - Material and labor estimate from NIPSCO with detail and breakdown of costs in the amount of \$10,661.

Will you please review this engineering and the associated costs and respond to me in writing as to whether or not the COE determines this cost to be fair and justifiable. Upon receipt of your concurrence of this cost, I will then proceed to enter into a relocation agreement with NIPSCO.

If you have any questions regarding this information, please give me a call at your earliest convenience.

Sincerely,

  
James E. Pokrajac, Agent  
Land Management/Engineering

encl.

cc: Khallid Maali, Ernesto Go – COE  
Mark Pasyk, Jim Hayward, Frank Janosi - NIPSCO



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June 22, 2004

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

Dear Imad:

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Encl.2 - General letter from NIPSCO dated April 27, 2004


Encl.3 - Plan and profile drawing (DE 21000-1) showing locations of new electric facilities (Refer to "Detail Site 2.3" on drawing)

Encl.4,5 - Material and labor estimate from NIPSCO with detail and breakdown of costs in the amount of \$15,430.

Will you please review this engineering and the associated costs and respond to me in writing as to whether or not the COE determines this cost to be fair and justifiable. Upon receipt of your concurrence of this cost, I will then proceed to enter into a relocation agreement with NIPSCO.

If you have any questions regarding this information, please give me a call at your earliest convenience.

Sincerely,

  
James E. Pokrajac, Agent  
Land Management/Engineering

encl.  
cc:

Khallid Maali, Ernesto Go – COE  
Mark Pasyk, Jim Hayward, Frank Janosi – NIPSCO



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June 22, 2004

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

Dear Imad:

Utility re-locations with NIPSCO will be required to accommodate upcoming VI-1 South construction. We have enclosed a copy of the NIPSCO "Little Calumet River Stage VI – Electric Utility Re-locations" table dated May 26, 2004 (Encl.1). Each re-location is indicated in the left hand column and is referred to as a site number. This re-location (Site #2.5) is located south of the Little Calumet River and east of Kennedy Avenue. This relocation includes the relocate of one guy stub located northeast of the North 5<sup>th</sup> Street Pump Station. Following are enclosures for your information and review:

Encl.2 - General letter from NIPSCO dated April 27, 2004

Encl.3 - Plan and profile drawing (DE 21000-1) showing locations of new electric facilities (Refer to "Detail Site 2.5" on drawing)

Encl.4,5 - Material and labor estimate from NIPSCO with detail and breakdown of costs in the amount of \$5,525.

Will you please review this engineering and the associated costs and respond to me in writing as to whether or not the COE determines this cost to be fair and justifiable. Upon receipt of your concurrence of this cost, I will then proceed to enter into a relocation agreement with NIPSCO.

If you have any questions regarding this information, please give me a call at your earliest convenience.

Sincerely,

James E. Pokrajac, Agent  
Land Management/Engineering

encl.  
cc:

Khallid Maali, Ernesto Go – COE  
Mark Pasyk, Jim Hayward, Frank Janosi – NIPSCO

8

• IN-PROJECT MITIGATION - MOD. #6

• ADMINISTRATIVE CHANGE - CANCEL

MOD. #1 (DUPLICATED BY PROCURING OFF)

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

21 JUN 2004

• NO CHANGE IN MONEY OR DATE OF COMPLETION

MEMORANDUM FOR: See Distribution

SUBJECT: Contract No. DACW23-02-C-0011  
Local Flood Protection And Recreation  
Mitigation Implementation  
Little Calumet River, Indiana  
Modification No. P00006 - Executed

1. Enclosed for your files is a copy of all pertinent information related to executed Modification No. P00006, under the subject contract.
2. Any questions concerning the enclosed items shall be directed to the undersigned at (219) 923-1763 or 1764.

Enclosures



Gary R. Anderson, P.E.  
Office Engineer  
Calumet Area Office

Distribution:

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

<b>MODIFICATION OF CONTRACT</b>		<b>DATE SIGNED</b> See Block 16C	<b>PAGE OF PAGES</b> 2   2	
Contract No:	DACW23-02-C-0011 NA		Reference No. R00009	
Modification No:	P00006			
Contractor:	Renewable Resources			
Contract Title:	Mitigation Implementation			
Location:	Little Calumet River, Indiana			

14. DESCRIPTION OF MODIFICATION (Continued)

**A. SCOPE OF WORK**

**SS009 Cancel Modification No. A0001**

SUBJECT: CONTRACT NO. DACW23-02-C-0011, MITIGATION IMPLEMENTATION AT LITTLE CALUMET RIVER

a. This Modification is issued to cancel Modification No. A0001 in its entirety; Modification A0001 was inadvertently issued by the Administrative Contracting Activity in lieu of the Procuring Office. The effected contract changes cited in Modification A0001 will be written into and issued under Modification P00007.

b. All other terms and conditions of the Contract remain unchanged.

c. The Point of Contract for this Modification is Regina Blair at (312) 846-5371.

**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.

10

**Site Inspection  
For  
DACW23-02-C-0011  
Local Flood Protection Mitigation Implementation  
Little Calumet River, IN  
Held  
12 May 2004**

**I. Attendees**

- |                     |                              |
|---------------------|------------------------------|
| 1. Mr. Jim Pokrajac | - Local Sponsor, LCRBDC      |
| 2. Mr. Bob Huffman  | - Local Sponsor, LCRBDC      |
| 3. Mr. Tom Price    | - CDF                        |
| 4. Mr. Greg Moore   | - CDF                        |
| 5. Mr. Dave Ellis   | - Renewable Resources        |
| 6. Mrs. Jill Ellis  | - Renewable Resources        |
| 7. Mr. Greg Moore   | - USACE, Chicago District    |
| 8. Mr. Blair Smolar | - USCAE, Calumet Area Office |

**II. Background**

This contract is awarded as a services contract that has two basic parts of construction operations and a period of monitoring. Two work sites, Black Oak and Chase Street, included the major work of the following features:

- Debris removal
- Cutting and burning of woody vegetation
- Removal tile drains
- Removal of existing and placement of new culvert pipe
- Placement of Geotextile material
- Placement of aggregate material
- Installment of a split rail fence
- Installment of A-frame gate and bollards
- Seeding and planting of designated areas

**III. Summary**

The site visit started at approximately 1000 hours, Wednesday, 12 May 2004, with the above noted attendees present for a general site inspection. This site inspection was to verify that the physical construction operations have been completed per the contract plans and specifications. The contract begins the monitoring phase as of 15 May 2004. The following notes were recorded on during the site inspection:

1. Mr. Jim Pokrajac requested that during the "monitoring period of the contract" that coordination be maintained between all parties respectively.
2. O and M manual status issue was raised.
3. Burr Street keys were available for Mr. Ed Karwatka.
4. Status of project/proposal for culvert (bar screen/flap gate) for being unobstructed/clear of debris. Located at corner of Chaste Street site.
5. Double lock for entry points, for project site access, was addressed. Mr. Pokrajac to provide locks and keys to Mr. Dave Ellis.
6. NISPCO right-of-way identified on other side of berm of Chase Street site.
7. Verify construction completion day and commencement of monitoring period of contract.
8. Black Oak project site, future-burning issues addressed.
9. Removal of trees discussed, especially the process of "girdling".
10. Areas of work, seeding, and planting, etc. are to be measured (progress) of how well (a percentage) they establish themselves during the monitoring period.
11. Next growing season was identified as the middle of summer.
12. Colfax Site, Mr. Pokrajac requested a budgetary cost proposal from Renewable Resources for the stabilization of the ditch structure.
13. Issues identified for Renewable Resources at 29<sup>th</sup> Ave and Stevenson were 1). Problem with side slopes not holding (slouching); 2). Vegetation choking structure and growing from joints; 3). Water flow interrupted by debris and flow patterns for drainage need to be re-established.
14. Mr. Pokrajac also requested a budgetary estimate from Renewable Resources for repair/construction of a berm located on the northwest portion of Chase Street project site.

#### **IV. Punch List items**

1. Walk back through area to pick up large visible filter fabric and pieces of plastic pipe.
2. Remove debris from ditch.
3. In ditch, an area of a wash out has a large amount of material moved in to ditch. Contractor is to pull this sediment back out of ditch and place in blow out area.
4. Contractor to open up the ditch in order to ensure good flow.
5. Oak trees located near entrance, at Black Oak site, where identified as being to close together and are to be relocated.
6. Contractor to conduct a final sweep of Black Oak site to pick-up debris.



# Little Calumet River Basin Development Commission

6100 Southport Road  
Portage, Indiana 46368

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

DAN GARDNER  
Executive Director

LOU CASALE  
Attorney

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.

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.

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 Pokrojac, LCRBDC  
Lou Casale, LCRBDC attorney  
Jim Flora - R. W. Armstrong Company

## **Sandy Mordus**

---

**From:** "Gervais, Victor P LRC" <Victor.P.Gervais@lrc02.usace.army.mil>  
**To:** "'Sandy Mordus'" <smordus@nirpc.org>; "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>  
**Sent:** Wednesday, June 23, 2004 12:44 PM  
**Subject:** RE: Follow-up to Overstreet contract

Dan,  
Sorry for the delay in getting back to you. I'll get with Imad and set up something for next week. Will coordinate with you.  
Vic

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

**From:** Sandy Mordus [mailto:smordus@nirpc.org]  
**Sent:** Wednesday, June 23, 2004 11:34 AM  
**To:** Gervais, Victor P  
**Cc:** Samara, Imad LRC; Bob Huffman; Abou-El-Seoud, Shamel; Blair, Regina G; Solomon, Sanford A; Albert, Dick; Charles Ray; Mark Reshkin; billerw@hmdin.com; Mark.Lopez@mail.house.gov; Louis M. Casale; jpokrajac@nirpc.org; jflora@rwa.com  
**Subject:** Follow-up to Overstreet contract

Vic:

Attached is a copy of the letter we sent to you on June 2, 2004 regarding the status of the Pump Station 1A contract. We had asked several questions that we felt needed to be addressed in order to provide answers to our Board of Commissioners. To date, we have not received a response. Once again, we have a concern with the length of time that it is taking Overstreet to complete the project. We also wanted to know the current projected date of completion as well as how much money Overstreet is being penalized as per the terms of their contract. I did some rough calculations and I estimated that they owe over \$250,000 in penalties based upon the July 25, 2003 past completion date. Is this an accurate figure?

The Development Commission would welcome a meeting with appropriate representatives of the Corps of Engineers, the contractor, and the Commission. Our upcoming Board meeting is July 7 and we would like the current status in a timely manner in order that we may review it before our public meeting.

Dan Gardner  
Executive Director



# Little Calumet River Basin Development Commission

6100 Southport Road  
Portage, Indiana 46368

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VACANCY  
Governor's Appointment

VACANCY  
Lake County Commissioners'  
Appointment

DAN GARDNER  
Executive Director

LOU CASALE  
Attorney

6 July 2004

Commissioners

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

Dear Commissioners:

RE: Invoices from Appraisal Janet O'Toole for DC 85, 92, 1174

At the 2 June 04 LCRBDC public meeting you had a questions concerning invoices from Appraiser Janet O'Toole for appraisals on DC 85, 92, and 1174. I have researched LCRBDC files and found the following:

## Background Information on DC 85 and DC 92,

Ms. O'Toole signed a contract for DC 85 and 92 on 7/23/03. The contract stated a charge for \$2,500 each for DC 85 and DC 92. She submitted first appraisals for review on 8/18/03. The Corps Reviewer requested additional hydrology information (with and without project conditions) and new project mapping (showing flowage and how the subject site is included in the entire project). We called the Chicago Corps for the info and discussed it at every subsequent real estate meeting from October 03 to January 04. Ms. O'Toole was "on hold" during this time. At the January 04 real estate meeting the Corps decided to write "flowage" on project mapping and write a letter explaining the hydrology. We waited and discussed the info at each real estate meeting. Again Ms. O'Toole was "on hold." On 4/13/04 a new Appraisal Reviewer was assigned and he continued the previous reviewer's request. On 5/13/04 we received maps and the letter. Ms. O'Toole submitted the final appraisals to the new reviewer on 6/8/04. The appraisals were approved by the reviewer on 6/16/04.

## Invoice Information:

DC 92 - Ms. O'Toole submitted an invoice for DC 92 on 12/22/03 for \$2,500 for the appraisal she had completed up to the time she began waiting on the hydrology and map info from the Corps. She was paid \$2,500 in January 04 for that first appraisal. The invoice submitted for \$5,250 on 5/22/04 should have been for the rewrites of \$2,250 only.

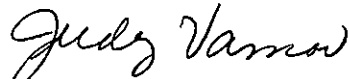
Commissioners  
6 July 2004  
Page 2

DC 85 – Ms. O'Toole submitted an invoice for DC 85 on 8/4/03 for the \$2,500 for the appraisal she had completed up to the time she began waiting on the hydrology and map info from the Corps. The money was drawn on state draw #95 but is not listed on any claim docket and no record of payment to Ms. O'Toole can be found. She sent no additional invoices while she was "on hold." The invoice dated 5/22/04 should be for \$2,500 for the original appraisal and \$2,250 for the rewrites.

DC 1174 – Ms. O'Toole was assigned the appraisal for a current land value on DC 1174 in a letter dated 2/25/04. The original drawing showed a large acreage parcel of 30.5 acres of which five (5.19) acres was donated to LCRBDC. She submitted an appraisal to the reviewer with the original drawing in late March 04. The appraisal reviewer asked that the five (5) acre acquisition have its own drawing and be separated from the 30 acres. She was "on hold" again while a new drawing was completed. After receiving the new drawing she rewrote the appraisal based on the new measurements. The final appraisal was submitted on 6/9/04 and approved 6/16/04. The charge of \$3,000 for the original appraisal should be \$2,500. The charge of \$2,250 is for the rewrites.

Ms. O'Toole is on sick leave and has disbanded her office for the next four months. I spoke with her previous assistant today and she apologized for any mistake made while they were packing documents for storage. I hope these explanations are helpful in understanding the charges for DC 85, 92, and 1174. Thank you.

Respectfully,



Judith (Judy) Vamos  
Land Acquisition

Attachments:

# Janet O'Toole & Associates

1027 Hull Terrace • Suite 100 • Evanston, Illinois 60202  
(847) 424-9200 Fax: (847) 424-9205

DC  
92

## INVOICE NO. 03.500

### Client/Address:

Ms. Judith Vamos  
Little Calumet River Basin Development Commission  
6100 Southport Road  
Portage, Indiana 46368

### Property Address:

DC 92  
10.9 Acres of Vacant Land  
on the West Side of Georgia  
Street  
Gary, Indiana

Delivery Date: 12/22/03  
Billing Date: 12/22/03

Remit to:  
Janet O'Toole & Associates  
1027 Hull Terrace  
Suite 100  
Evanston, Illinois 60202

## DESCRIPTION

### Appraisal Services:

DC 92

Appraisal Services

\$2,500

*This invoice was paid  
# 8253. Deduct from  
5/20/04 invoice.  
for 7/6/04  
approved on  
12/03 claim  
sheet.*

*paid*

**Total Amount Due Within 30 Days**

**\$2,500**

de  
92

# Janet O'Toole & Associates

1027 Hull Terrace • Suite 100 • Evanston, Illinois 60202  
(847) 424-9200 Fax: (847) 424-9205

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## INVOICE NO. 03.507

---

Client/Address:

Ms. Judith Vamos  
Little Calumet River Basin Development Commission  
6100 Southport Road  
Portage, Indiana 46368

Property Address:

DC 92A or One Parcel  
containing 10.573 acres on  
the West Side of Georgia  
Street, Gary, Indiana

Delivery Date: 05/20/04

Billing Date: 05/20/04

Remit to:  
Janet O'Toole & Associates

c/o Toulia Anagnos  
9010 Kenton Avenue  
Apt. D-1  
Skokie, Illinois 60076

---

## DESCRIPTION

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Appraisal Services:

DC 92A

Original Appraisal Services

\$3,000

*paid # 8253  
for \$ 2500.*

Rewriting of 75% due to Survey  
Changes

\$2,250

*This invoice  
has for re-written  
only. Jm  
7/6/04*

*MS. O'TOOLE IS MOVING  
HER OFFICE. PLEASE  
USE NEW ADDRESS.*

Total Amount Due Within 30 Days

\$5,250

*Jm  
5/24/04*  
# 2250

# Janet O'Toole & Associates

1027 Hull Terrace • Suite 100 • Evanston, Illinois 60202  
(847) 424-9200 Fax: (847) 424-9205

DC  
85

## INVOICE NO. 03.499

### Client/Address:

Ms. Judith Vamos  
Little Calumet River Basin Development Commission  
6100 Southport Road  
Portage, Indiana 46368

### Property Address:

DC 85  
11 Acres of Vacant Land on  
the West Side of Georgia  
Street  
Gary, Indiana

Delivery Date: 08/04/03  
Billing Date: 08/04/03  
Contract Date: 06/23/03

Remit to:  
Janet O'Toole & Associates  
1027 Hull Terrace  
Suite 100  
Evanston, Illinois 60202

## DESCRIPTION

### Appraisal Services:

DC 85	Appraisal Services	\$2,500
-------	--------------------	---------

*money drawn state  
#95 on 8/15/03  
never on claim sheet -  
never paid.*

*for  
7/6/04*

**Total Amount Due Within 30 Days**

~~\$2,500~~

*disregard*

# Janet O'Toole & Associates

1027 Hull Terrace • Suite 100 • Evanston, Illinois 60202  
(847) 424-9200 Fax: (847) 424-9205

DC  
85

## INVOICE NO. 03.508

### Client/Address:

Ms. Judith Vamos  
Little Calumet River Basin Development Commission  
6100 Southport Road  
Portage, Indiana 46368

### Property Address:

DC 85A or One Parcel North  
of the South Half of 32<sup>nd</sup>  
Avenue  
Gary, Indiana

Delivery Date: 05/22/04

Billing Date: 05/22/04

Remit to:  
Janet O'Toole & Associates

✓  
c/o Toulia Anagnos  
9010 Kenton Avenue  
Apt. D-1  
Skokie, Illinois 60076

## DESCRIPTION

### Appraisal Services:

DC 85A

Original Appraisal Services

~~\$3,000~~

SHOULD  
BE  
\$2,500

Rewriting of 75% due to Survey  
Changes

\$2,250

MS. O'TOOLE IS MOVING  
HER OFFICE. PLEASE  
USE NEW ADDRESS.

This invoice is  
correct. First  
invoice never  
paid. Jm.  
7/6/04

Jm.  
5/24/04

Total Amount Due Within 30 Days

~~\$5,250~~

\$ 4,750

# Janet O'Toole & Associates

1027 Hull Terrace • Suite 100 • Evanston, Illinois 60202  
(847) 424-9200 Fax: (847) 424-9205

DC  
1174

## INVOICE NO. 03.509

### Client/Address:

Ms. Judith Vamos  
Little Calumet River Basin Development Commission  
6100 Southport Road  
Portage, Indiana 46368

### Property Address:

DC 1174 East of  
Indianapolis Boulevard,  
South of the Former Big  
Kmart  
Hammond, Indiana

Delivery Date: 05/21/04  
Billing Date: 05/21/04

Remit to:  
Janet O'Toole & Associates

✓  
c/o Toula Anagnos  
9010 Kenton Avenue  
Apt. D-1  
Skokie, Illinois 60076

## DESCRIPTION

### Appraisal Services:

DC 1174

Original Appraisal Services  
Rewriting of 75% due to Survey  
Changes

~~\$3,000~~

\$2,250

SHOULD BE \$2,500

MS. O'TOOLE IS MOVING  
HER OFFICE. PLEASE  
USE NEW ADDRESS.

JM.  
5/24/04

Total Amount Due Within 30 Days

\$5,250

\$ 4750

114