



Little Calumet River Basin Development Commission

6100 Southport Road
Portage, Indiana 46368

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

✓ WILLIAM BILLER, Chairman
Governor's Appointment

✓ ROBERT HUFFMAN, Vice Chairman
Governor's Appointment

✓ ARLENE COLVIN, Treasurer
Mayor of Gary's
Appointment

✓ DR. MARK RESHKIN, Secretary
Governor's Appointment

✓ GEORGE CARLSON
Mayor of Hammond
Appointment

✓ STEVE DAVIS
Dept. of Natural Resources
Appointment

✓ SAM DIMOPOULOS
Lake County Commissioners'
Appointment

✓ ROBERT MARZALEK
Governor's Appointment

✓ JOHN MROCZKOWSKI
Governor's Appointment

✓ CHARLIE RAY
Porter County Commissioners'
Appointment

VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

*DD recorded - give
assignments - give
to Biller -
not Dostatin*

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MEETING NOTICE

THERE WILL BE A MEETING OF THE
LITTLE CALUMET RIVER BASIN
DEVELOPMENT COMMISSION
AT 6:00 P.M. WEDNESDAY, MARCH 2, 2005
AT THE COMMISSION OFFICE
6100 SOUTHPORT ROAD
PORTAGE, IN

WORK STUDY SESSION – 5:00 P.M.

AGENDA

1. Call to order by Chairman Bill Biller
2. Pledge of Allegiance
3. Recognition of Visitors and Guests
4. Approval of Minutes of February 2, 2005
5. Chairman's Report
 - New phone list/committee list for 2005
 - Meeting with Mayor McDermott on February 15th
6. Executive Director's Report
 - Update of activities to cause O&M of the East Reach project
 - February 9 call with Corps regarding Federal funding
7. Outstanding Issues

1-2

3

+ Sandy OB

8. Standing Committees

A. Finance Committee – Report by Treasurer Arlene Colvin

- Financial status report
- Approval of claims for February 2005
- Approval of O&M claims for February 2005
- Information letter to Corps on deposit of FY2005 local cash contribution - \$472,500
- Current Commission insurance policies
- Issues for discussion

45-6
7
8
9

B. Land Acquisition/Land Management Committee – Committee Chair Bob Marszalek

Land Acquisition

- Appraisals, offers, acquisitions, recommended actions
- Acquisition process for Stage V-2A has begun
- Easements from city of Hammond and Hammond Sanitary District have been donated in the amount of \$373,050
 - Anticipate Hammond Parks donation on March 8, 2005 (\$32,500)
 - Easements from town of Highland and Highland Parks Dept. have previously been donated (\$116,700)
- Issues for discussion

Land Management

- Farm lease Bid Approval
- Need to schedule meeting to discuss 30 acres east of Clay Street
- Issues for discussion

C. Project Engineering Committee – Committee Chair Bob Huffman

- Construction status reports received from Corps on February 22
- Pump Station 1A contract – Status
- Issues for Discussion

D. Operation & Maintenance – Committee Chair Bob Huffman

- Austgen Electric to do diagnostics for remaining Gary pump stations
- Corps proposal to update river monitoring equipment
- Corps inspections to resume in March/April 2005
- Issues for Discussion

E. Environmental Committee – Committee Chair Mark Reshkin

- Mitigation Status of Hobart Marsh area
- Issues for Discussion

F. Legislative Committee – Committee Chair George Carlson

- House Bill 1001 - \$4 million line item for Commission
 - Letters of support from Rep. John Aguilera and Mayor McDermott
- Issues for Discussion

10-13
14-15

G. Recreational Development Committee – Committee Chair Bob Huffman

- INDOT will send a letter allowing recreational crossing at NIPSCO R/W(Cline)
- Recreational trail will be relocated as per Feb. 16 conference call
- Issues for Discussion

H. Marina Development Committee – Committee Chair Charlie Ray

- Portage Northside Master Plan – Portage Lake front Park
- Marina bond payment due April 1, 2005 – City notified
- Issues for Discussion

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I. Policy Committee – Committee Chair Bob Marszalek

- Issues for Discussion

9. Other Issues / New Business

10. Statements to the Board from the Floor

MINUTES OF THE LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION
HELD AT 6:00 P.M. WEDNESDAY, FEBRUARY 2, 2005
6100 SOUTHPORT ROAD
PORTAGE, INDIANA

Chairman William Biller called the meeting to order at 6:10 p.m. Eight (8) Commissioners were present. Pledge of Allegiance was recited. The guests were recognized.

Development Commissioners:

Sam Dimopoulos
Robert Marszalek
Robert Huffman
John Mroczkowski
George Carlson
Steve Davis
William Biller
Mark Reshkin

Visitors:

Sandy O'Brien - Hobart
Jomary Crary - IDNR
Dale Gick - IDNR
Raj Gosine - IDNR
Bill Petrites - Highland resident
Sue Davis - Army Corps
Rick Ackerson - Army Corps
Jim Meyer - Gary Sanitary District
Curt Vosti - Former Commissioner

Staff:

Dan Gardner
Lou Casale
Sandy Mordus
Jim Pokrajac
Judy Vamos

A motion to approve the January 12th minutes was made by Bob Huffman; motion was seconded by George Carlson; motion passed unanimously.

Environmental Committee - Commissioner Mark Reshkin reported that TPL is continuing the completion of the acquisitions in the Hobart Marsh area. March 31st is the target completion date to own all three parcels that they are pursuing. Estimated cost is over \$1million. Upon completion of these purchases, we will have 446 acres of mitigation land (only 437 acres is required). Dr. Reshkin proceeded to make a motion for an increased offer for M-1. The final survey came back at 61.027 acres (instead of 60 acres) for \$479,061.95, rounded to \$480,000, which will be acceptable to the landowner. Motion seconded by Bob Huffman; motion passed unanimously.

Chairperson's Report - Chairman Bill Biller welcomed a new member to the Commission. Sam Dimopoulos is a resident of Hammond and he will fill out the Lake County Commissioners' vacancy through December 2005.

• Chairman Biller then introduced Sue Davis, Chief of Hydrology for the Chicago Army Corps, and Rick Ackerson, Hydrology Dept. at the Chicago Army Corps. They proceeded with a power point presentation, which explained the Corps hydrology and how the design was calculated based upon this hydrology information. They also addressed questions posed by the Commissioners and guests. It was concluded by the Corps that the design in the west reach would not be impacted by any changes or impacts to the water flowing to the Little Calumet River. This presentation was made to address the concerns as expressed in the LCRBDC's letter dated December 15, 2004 regarding current design of the west reach levees and whether or not changes in hydrology would reduce the height of the levees.

• Chairman Biller referred to the new committees list for 2005. He asked for approval of the committee structure as presented. Commissioner George Carlson made a motion to approve the committees list; seconded by Bob Huffman; motion passed unanimously. He then asked that committees select their respective chairman of that committee and let Sandy know.

Executive Director's Report – Mr. Gardner reported that we are still working with the city of Gary trying to move the O&M responsibility forward. We are trying to work with Gary Sanitary District and the Army Corps to meet storm water regulations. We are trying to bring it all together so we can ultimately get an agreement for Gary to assume all responsibility for O&M. Everyone knows that FEMA will not remove Gary from the floodplain until an agreement for O&M responsibility is in place.

- Mr. Gardner referred to an e-mail received by Arc BRIDGES in appreciation for the flood protection that has been completed in Gary by our project. They could see and feel the difference with their building in Gary (previously referred to as Lake County Association for the Retarded) located on the north side of 35th Street between Chase & Grant.

Outstanding Issues – Mr. Gardner referred to a handout on Rule 13, which explained what it means and how it affects the local communities.

- Mr. Gardner also referred to an outline of project economic benefits showing and explaining the cost/benefit ratio, as listed in the FDM5.

Finance Committee – In Treasurer Arlene Colvin's absence, Mr. Gardner presented the financial report and the claim sheet for January. A motion was made by Bob Huffman to approve the claims totaling \$72,496.27; motion seconded by Steve Davis; motion passed unanimously.

- Mr. Gardner then presented three O&M claims for approval for a total of \$2,923.71. A motion to approve the O&M claims was made by Bob Huffman; motion seconded by John Mroczkowski; motion passed unanimously.

- Mr. Gardner referred to the Army Corps letter requesting the 5% local cash contribution for FY2005 in the amount of \$472,500. This will meet our construction local cash contribution for the upcoming construction. The monies will be drawn from the State and then placed in the escrow account for Corps withdrawal when needed.

Legislative Committee – Commissioner George Carlson referred to Mr. Gardner for an update. Mr. Gardner referred to House Bill No. 1188, as presented in the agenda packet. The proposed bill establishes a one year moratorium on the operation of all boards, commissions, committees, and similar entities. It appears that the Governor wants a review process for all agencies of the State. Mr. Gardner then went on to say that he understands an amendment has been proposed to the bill. Rather than a one-year moratorium, a panel will have a review process whereby an agency would go before the panel to prove they are fiscally important to the State, instead of a duplicative or unnecessary to the State.

- Chairman Biller stated that having an economic benefit from our project is a good first step in proving the Commission's importance. Mr. Biller then inquired about the Commission's biennial request. Mr. Gardner answered that he has talked several legislators and we did have an article in the newspaper. He will continue to work with Representatives Ralph Ayres and John Aguilera. The budget is still in the House.

Land Acquisition/Land Management Committee – In light of the time factor, Commissioners can read the report.

Operation & Maintenance Committee – In light of the time factor, Commissioners can read the report.

Project Engineering Committee – In light of the time factor, Commissioners can read the report.

Recreation Committee – Commissioner Bob Huffman briefly referred to a map which showed an alternate recreational trail. Considering the Norfolk Southern Railroad will not approve a trail crossing at the railroad, as currently proposed by the Corps, Mr. Huffman has proposed a change. A brief discussion ensued; staff will follow up. Jim Pokrajac said he was awaiting a letter from the railroad that will state their position; he suggested a Recreation Committee meeting be scheduled with the Army Corps.

Marina Committee – No report.

Policy Committee – No report.

Public Relations Committee – No report.

New Business – there was none.

Statements from the Floor – There were none.

There being no further business, the next meeting was scheduled for 6:00 p.m. Wednesday, March 2, 2005

THE TIMES



FRIDAY, FEBRUARY 11, 2005

onwritimes.com

City tries to bail out homes in flood plain

STEVE ZABROSKI
Times Correspondent

HAMMOND | Pricey flood insurance should soon be a thing of the past for homeowners on both the north and south sides of the city.

Action plans to remove thousands of homes in the Hessville, Woodmar and Robertsdale areas from federal flood insurance requirements were accepted by the Board of Public Works and Safety on Thursday.

Developed by city contractor Christopher B. Burke Engineering of Indianapolis, the plans hinge on work to be performed by the U.S. Army Corps of Engineers later this year along the Little Calumet River and at Wolf Lake.

Several thousands of homes in Hessville and Woodmar should no longer be classified as in a flood plain when the Army Corps completes levee work along the river from Cline to Kennedy avenues.

An estimated 1,800 Robertsdale homes will be out of the flood

Flood

Continued from A1

flood plain when the Army Corps reduces the water level in Wolf Lake by a foot, said Stanley Dostatni, city engineer.

Federal law requires homes in a designated flood plain to carry flood insurance, which can cost between \$600 and \$1,400 per year.

Burke Engineering - a spe-

cialist in changing the flood designation of communities - was successful in getting 96 Robertsdale homes along New York Avenue off required flood insurance last month.

As many as 8,000 homes from Gary to the Illinois state line are expected to be removed from flood plain status by 2008, when the Army Corps plans to wrap up the levee enhancement project.

See **FLOOD**, A7

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION
FINANCIAL STATEMENT
JANUARY 1, 2005 - JANUARY 31, 2005

CASH POSITION - JANUARY 1, 2005

CHECKING ACCOUNT	
LAND ACQUISITION	120,883.59
GENERAL FUND	34,095.43
TAX FUND	0.00
INVESTMENTS	885,000.00
SAVINGS	224,287.94
ESCROW ACCOUNT INTEREST	1,951.86
	<hr/>
	1,266,218.82

RECEIPTS - JANUARY 1, 2005 - JANUARY 31, 2005

LEASE RENTS	4,599.16
LEL MONIES (SAVINGS)	
INTEREST INCOME(FROM CHECKING & FIRST NATL)	82.96
LAND ACQUISITION	58,202.85
ESCROW ACCOUNT INTEREST	59.99
MISC. RECEIPTS	355.00
KRBC REIMBURSEMENT RE: TELEPHONE CHARGE	
TRANSFERRED FROM SAVINGS	8,867.71
PROCEEDS FROM VOIDED CHECKS	
TOTAL RECEIPTS	72,167.67

DISBURSEMENTS - JANUARY 1, 2005 - JANUARY 31, 2005

ADMINISTRATIVE	
2004 EXPENSES PAID IN 2005	50,189.82
PER DIEM	3,300.00
LEGAL SERVICES	311.83
NIRPC	11,028.31
TRAVEL & MILEAGE	425.34
PRINTING & ADVERTISING	50.00
BONDS & INSURANCE	
TELEPHONE EXPENSE	520.33
MEETING EXPENSE	
LAND ACQUISITION	
LEGAL SERVICES	9,138.13
APPRAISAL SERVICES	
ENGINEERING SERVICES	
LAND PURCHASE CONTRACTUAL	
FACILITIES/PROJECT MAINTENANCE SERVICES	
OPERATIONS SERVICES	
LAND MANGEMENT SERVICES	17,068.50
SURVEYING SERVICES	
MISCELLANEOUS EXPENSES	
ECONOMIC/MARKETING SOURCES	
PROPERTY & STRUCTURE COSTS	
MOVING ALLOCATION	
TAXES	
PROPERTY & STRUCTURES INSURANCE	
UTILITY RELOCATION SERVICES	
LAND CAPITAL IMPROVEMENT	
STRUCTURAL CAPITAL IMPROVEMENTS	
BANK CHARGES MERCANTILE	6.20
PASS THROUGH FOR SAVINGS	8,944.71
TOTAL DISBURSEMENTS	50,793.35

CASH POSITION - JANUARY 31, 2005

CHECKING ACCOUNT	
LAND ACQUISITION	153,234.81
GENERAL FUND	23,058.54
TAX FUND	0.00
TOTAL FUNDS IN CHECKING ACCOUNT	176,293.35

TOTAL INVESTMENTS 885,000.00

FIRST NATIONAL BANK	700,000.00	5/3/2005
(BASE CAPITAL INVESTMENT)		
FIRST NATIONAL BANK	185,000.00	5/3/2005
(MISC INTEREST/RENTAL INVESTMENT)		

BANK ONE SAVINGS ACCOUNT BALANCE 215,715.38

(LEL MONEY)	77,683.66
(MARINA SAND MONEY)	133,721.49
(STATE DRAW MONIES)	-
(GARY PARKS & REC MONIES)	-
SAVINGS INTEREST	4,310.23

TOTAL INVESTMENTS & SAVINGS	1,100,715.38
ESCROW ACCOUNT INTEREST AVAILABLE	2,011.85

TOTAL OF ALL ACCOUNTS 1,279,020.58

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION

MONTHLY BUDGET REPORT, FEBRUARY 2005

	2005							ALLOCATED	UNALLOCATED
	BUDGET	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	TOTAL	BUDGETED
									BALANCE
5801 PER DIEM EXPENSES	10,000.00	0.00	0.00					0.00	10,000.00
5811 LEGAL EXPENSES	8,500.00	311.83	283.33					595.16	7,904.84
5812 NIRPC SERVICES	130,000.00	10,952.61	11,576.93					22,529.54	107,470.46
5821 TRAVEL/MILEAGE	10,000.00	25.84	6.12					31.96	9,968.04
5822 PRINTING/ADVERTISING	2,500.00	50.00	36.15					86.15	2,413.85
5823 BONDS/INSURANCE	8,000.00	0.00	0.00					0.00	8,000.00
5824 TELEPHONE EXPENSES	5,000.00	0.00	389.73					389.73	4,610.27
5825 MEETING EXPENSES	6,000.00	0.00	0.00					0.00	6,000.00
5840 PROFESSIONAL SERVICES	600,000.00	60,961.53	44,209.31					105,170.84	494,829.16
5860 PROJECT LAND PURCHASE EXP.	2,337,073.00	0.00	1,200,841.00					1,200,841.00	1,136,232.00
5882 UTILITY RELOCATION EXP.	100,000.00	194.46	129.64					324.10	99,675.90
5883 PROJECT LAND CAP. IMPROV.	5,000.00	0.00	0.00					0.00	5,000.00
5884 STRUCTURES CAP. IMPROV.	5,000.00	0.00	0.00					0.00	5,000.00
5892 PROJECT COSTSHARE/ESC ACCT	472,500.00	0.00	0.00					0.00	472,500.00
	3,227,073.00	72,496.27	1,257,472.21	0.00	0.00	0.00	0.00	1,329,968.48	1,897,104.52

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	2005							ALLOCATED	UNALLOCATED
	BUDGET	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	TOTAL	BUDGETED
									BALANCE
5801 PER DIEM EXPENSES	10,000.00							0.00	10,000.00
5811 LEGAL EXPENSES	8,500.00							595.16	7,904.84
5812 NIRPC SERVICES	130,000.00							22,529.54	107,470.46
5821 TRAVEL/MILEAGE	10,000.00							31.96	9,968.04
5822 PRINTING/ADVERTISING	2,500.00							86.15	2,413.85
5823 BONDS/INSURANCE	8,000.00							0.00	8,000.00
5824 TELEPHONE EXPENSES	5,000.00							389.73	4,610.27
5825 MEETING EXPENSES	6,000.00							0.00	6,000.00
5840 PROFESSIONAL SERVICES	600,000.00							105,170.84	494,829.16
5860 PROJECT LAND PURCHASE EXP.	2,337,073.00							1,200,841.00	1,136,232.00
5882 UTILITY RELOCATION EXP.	100,000.00							324.10	99,675.90
5883 PROJECT LAND CAP. IMPROV.	5,000.00							0.00	5,000.00
5884 STRUCTURES CAP. IMPROV.	5,000.00							0.00	5,000.00
5892 PROJECTCOSTSHARE/ESC ACCT	472,500.00								472,500.00
	3,227,073.00	0.00	0.00	0.00	0.00	0.00	0.00	1,329,968.48	1,897,104.52

CLAIMS PAYABLE FOR FEBRUARY 2005

ACCT	VENDOR NAME	AMOUNT	EXPLANATION OF CLAIM
5811	CASALE, WOODWARD & BULS LLP	283.33	MONTHLY RETAINER FOR MONTH OF FEBRUARY 2005
5812	NIRPC	11,576.93	SERVICES PERFORMED JANUARY 2004
5821	SANDY MORDUS	6.12	MILEAGE
5822	J P COOKE	36.15	SIGNATURE STAMP FOR NEW COMMISSIONER
5824	VERIZON NORTH	123.22	BILLING PERIOD 1/16/05-2/16/05(TOTAL BILL 236.05, KRBC 112.83)
5824	AT & T	266.51	BILLING PERIOD 12/13/04-1/13/05(TOTAL BILL 284.28 KRBC 17.77)
5842	R. W. ARMSTRONG	2,604.50	PROFESSIONAL SERVICES FOR PERIOD ENDED 1/14/05
5842	R. W. ARMSTRONG	7,736.50	PROFESSIONAL SERVICES FOR PERIOD ENDED 2/18/05
5843	STEWART TITLE SERVICES OF NORTHWEST	470.00	TITLE WORK FOR DC-1010B
5843	STEWART TITLE SERVICES OF NORTHWEST	470.00	TITLE WORK FOR DC-1010D
5843	STEWART TITLE SERVICES OF NORTHWEST	470.00	TITLE WORK FOR DC-1049
5843	STEWART TITLE SERVICES OF NORTHWEST	470.00	TITLE WORK FOR DC-1008
5843	STEWART TITLE SERVICES OF NORTHWEST	2,755.00	TITLE WORK FOR DC-1199
5844	JAMES E POKRAJAC	4,956.90	ENGINEERING SERVICES 1/17/05-1/31/05
5844	JAMES E POKRAJAC	232.22	JANUARY MILEAGE
5844	JAMES E POKRAJAC	5,276.70	ENGINEERING SERVICES 2/1/05-2/15/05
5844	JUDITH VAMOS	1,092.98	LAND ACQUISITION AGENT SERVICES 1/26/05-1/31/05
5844	JUDITH VAMOS	3,413.15	LAND ACQUISITION AGENT SERVICES 2/1/05-2/15/05
5844	LORRAINE KRAY	806.40	CREDITING TECHNICIAN/LAND ACQUISITION ASST 1/18/05-1/27/05
5844	LORRAINE KRAY	825.60	CREDITING TECHNICIAN/LAND ACQUISITION ASST 2/1/05-2/15/05
5844	SANDY MORDUS	225.00	CREDITING TECHNICIAN SERVICES 1/19/05-1/27/05
5844	SANDY MORDUS	150.00	CREDITING TECHNICIAN SERVICES 2/1/05-2/15/05
5847	DLZ	2,233.75	PROFESSIONAL SERVICES FOR DC-1001
5847	DLZ	1,210.00	PROFESSIONAL SERVICES FOR M-1
5849	CASALE, WOODWARD & BULS LLP	8,810.61	LAND ACQUISITION/LEGAL SERVICES FOR PERIOD ENDED 2/21/05
5861	STEWART TITLE SERVICES OF NORTHWEST	72,500.00	PURCHASE PRICE OF DC-1010B & 1010D
5861	LAKE COUNTY CLERK	76,800.00	PURCHASE PRICE OF DC-1009
5861	LAKE COUNTY RECORDER	30.00	PAYMENTS TO COURT FOR DC-1022, 1023, 1004 & 1010E
5861	CHICAGO TITLE INSURANCE COMPANY	365,575.00	PURCHASE PRICE OF M-2
5861	CHICAGO TITLE INSURANCE COMPANY	192,875.00	PURCHASE PRICE OF M-4
5861	CHICAGO TITLE INSURANCE COMPANY	493,061.00	PURCHASE PRICE OF M-1
5892	NIES	129.64	UTILITY RELOCATION ASSISTANCE SVI-II

TOTAL 1,257,472.21

**APPROVAL TO PAY THE FOLLOWING INVOICES
FROM O&M FUND (LEL MONIES)
MARCH 2, 2005**

- **\$26.29 to The Times for cost of newspaper legal printing advertising Commission farm lands.**
- **\$21.64 to Post Tribune for cost of newspaper legal printing advertising Commission farm lands.**
- **\$126.80 to NIPSCO for costs incurred for ~~electricity~~ at 3120 Gerry Street in Gary** *gm*

TOTAL \$174.73

Balance in O&M account (LEL monies) after paying these invoices will be \$74,828



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STEVE DAVIS
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VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

February 22, 2005

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

Dear Imad:

Please let this letter serve as notification that the local cash share contribution for FY2005 in the amount of \$472,500 has been placed into the Construction escrow account. The monies were deposited into the account on February 11, 2005.

As of this date, the Corps of Engineers has a total of \$672,500 in the account, upon which you can draw (\$200,000 left from FY2004 funds and the \$472,500 just deposited for FY2005). When you are withdrawing funds, please notify us prior to the withdrawal.

If you have any questions, please let me know.

Sincerely,

Sandy Mordus
Business Coordinator

/sjm

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COMMISSION INSURANCE POLICIES

General Liability Policy #NC313063

Carrier – Nautilus Insurance Company

4/05/04 to 4/05/05 (\$24,542.61)

Agent: Valparaiso Insurance Professionals

John Green

219/462-5106

Received notification on January 14, 2005 that this policy will not be renewed. Agent is currently researching other underwriters who could provide coverage to us.

Property Structures Insurance:

(1) 3499 Chase Street, Gary, IN (Chase St. Farm Stand)

Policy #B1034370978

Carrier – Transportation Insurance Company

1/18/05 to 1/18/06 (\$649)

Agent: Don Powers Agency

George Bone

219/836-8900

Public Officials Liability Policy #POL0063840

Carrier – Tudor Insurance Company

3/31/04 to 3/31/05 (\$6,406.25)

Agent: Don Powers Agency

George Bone

219/836-8900

Updated: February 22, 2005



House Bill 1001

2005 Regular Session

02/24/2005 01:19:04 PM EST

Go To Bill:

Keyword Search:

Search all legislative material from the 2005 session.

[General Assembly Home](#)
[Page](#)

[Session Information](#)

[Complete Bill Listing](#)



You will need to download and install Acrobat Reader to view PDF documents.

Latest Information

DIGEST OF HB1001 (Updated February 21, 2005 5:46 pm - DI 84)

Budget bill. Appropriates money to carry on state government and make various distributions to schools and other political subdivisions. Provides for the adjustment of property tax replacement credit percentages to limit total state distributions for property tax relief. Allows state distributions to replace money lost as the result of granting property tax credits to be withheld for a county that fails to provide the information needed to calculate the distribution or pay the amounts due to the state for keeping delinquent offenders in a state facility. Applies certain administrative and budget procedures to bodies corporate and politic. Allows the budget agency to prescribe policies for the disposal of surplus property by the state. Transfers powers to set certain fees from the department of natural resources to the natural resources commission. Changes the name of certain campuses of the school of medicine. Requires the commission for higher education to establish standards for the transfer of courses between state educational institutions. Requires state educational institutions to offer to resident undergraduate students a guaranteed price option under which tuition cannot be increased, with certain exceptions, during four academic years. Establishes a school funding formula and makes certain other changes concerning education finance. Makes other changes. Repeals obsolete provisions and a provision limiting charter school funding. Makes various appropriations.

Current Status:

First reading: referred to Committee on Appropriations

Latest Printing (PDF)

- [Action List](#)
- [Introduced Bill](#)
- Fiscal Impact Statement(s): [1\(PDF\)](#), [2\(PDF\)](#), [3\(PDF\)](#), [4\(PDF\)](#)
- Roll Call(s): [No. 5211\(PDF\)](#), [No. 146\(PDF\)](#)
- [Indiana Code Citations Affected](#)

- House Committee Reports
 - Filed Committee Reports: 1001-1, 1001-1(PDF)
 - Passed Committee Reports: 1001-1, 1001-1(PDF)
- House Amendments
 - Filed: 1001-22, 1001-22(PDF), 1001-3, 1001-8, 1001-20, 1001-3(PDF), 1001-8(PDF), 1001-20(PDF)
 - Passed: 1001-22, 1001-22(PDF)
- House Bill
- Senate Committee Reports
- Senate Amendments
- Conference Committee Reports
 - Filed House Conference Committee Reports: 1001-1

7	DEPARTMENT OF NATURAL RESOURCES - GENERAL		
	ADMINISTRATION		
8	Preventive Maintenance	266,000	
9	General Admin. - ADA	1,000,000	
10	Repair and Rehabilitation	6,500,000	
11	FISH AND WILDLIFE		
12	Preventive Maintenance	1,810,863	
13	F&W - Public Access Land Acq.	817,000	
14	Repair and Rehabilitation	2,555,000	
15	FORESTRY		
16	Preventive Maintenance	1,756,800	
17	Repair and Rehabilitation	5,119,650	
18	MUSEUMS AND HISTORIC SITES		
19	Preventive Maintenance	331,586	
20	Repair and Rehabilitation	3,768,520	
21	NATURE PRESERVES		
22	Preventive Maintenance	134,200	
23	Repair and Rehabilitation	1,093,000	
24	OUTDOOR RECREATION		
25	Preventive Maintenance	33,306	
26	Repair and Rehabilitation	375,000	
27	STATE PARKS AND RESERVOIR MANAGEMENT		
28	Preventive Maintenance	2,945,654	
29	Parks/Res. - Charlestown	3,000,000	
30	Repair and Rehabilitation	17,200,000	
31	Cigarette Tax Fund (IC 6-7-1-29.1)		
32	Preventive Maintenance	3,000,000	
33	DIVISION OF WATER		
34	Preventive Maintenance	250,000	
35	Repair and Rehabilitation	925,000	
36	Shafer-Freeman Lakes Dredging Enhancement Project		1,000,000
37	ENFORCEMENT		
38	Preventive Maintenance	207,480	
39	Repair and Rehabilitation	700,000	
40	STATE MUSEUM		
41	Preventive Maintenance	650,000	
42	Repair and Rehabilitation	300,000	
43	OIL AND GAS		
44	Oil & Gas - Partnership Program	200,000	
45	ENTOMOLOGY		
46	Entomology - Exotic Species Control		700,000
47	WAR MEMORIALS COMMISSION		
48	Preventive Maintenance	1,421,494	
49	Repair and Rehabilitation	1,750,000	

1	MAUMEE RIVER BASIN COMMISSION	
2	Repair and Rehabilitation	150,000
3	LITTLE CALUMET RIVER BASIN COMMISSION	
4	Little Calumet River Basin Devlpmnt Comm	4,000,000
5		



STATE OF INDIANA
HOUSE OF REPRESENTATIVES
THIRD FLOOR STATE HOUSE
INDIANAPOLIS, INDIANA 46204

John C. Aguilera
1311 Kosciusko Blvd.
East Chicago, IN 46312

COMMITTEES:
WAYS AND MEANS

January 26, 2005

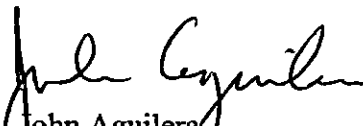
William Biller
6100 Southport Rd.
Portage, IN. 46368

Dear Mr. Biller,

Thank you for the letter regarding the Little Calumet River Basin Development Program. I understand that this river basin is very important in preventing flooding in fact this river runs through my district. As a member of the Ways and Means committee I will sincerely try to get the funding that you are requesting.

I hope that I can be of assistance and if there is anything you need in the future please do not hesitate to contact me.

Sincerely,


John Aguilera
State Representative
House District 12

JA/nk



Thomas M. McDermott, Jr.
Mayor

CITY OF HAMMOND

February 7, 2005

Representative Linda Lawson
29 Detroit Street
Hammond, IN 46320

Representative Dan Stevenson
3117 Martha
Highland, IN 46323

Representative John Aguilera
1311 Kosciusko Blvd.
East Chicago, IN 46312

Senator Frank Mrvan
6732 Maryland
Hammond, IN 46323

RE: Little Calumet Task Force State Funding

Dear Representatives Aguilera, Lawson, Stevenson, and Senator Mrvan:

As you are aware, the Little Calumet Task Force is currently in the process of acquiring property in preparation of building a levy on both banks of the Little Calumet River. Once this is completed through Kennedy Avenue, we have the possibility of removing over 2,800 homes from federally mandated flood plains.

From what I understand, Congressman Peter Visclosky has already secured federal funding for the project. However, because of a lack of appropriation from the State of Indiana, this federal funding source may be in jeopardy.

We all know that taxes are currently high in the City of Hammond. In addition to paying high taxes, many of our constituents are forced to pay up to \$1,400 annually in federal mandated flood insurance. We could easily rid our constituents of this unnecessary burden if we work together in securing the necessary funding. I am asking you, the delegation from Hammond, Indiana, to ensure that the City receive this State funding before the close of business of this General Assembly session.

If I can be of assistance to you in this matter or you have any questions about this vital City project, please do not hesitate to contact me.

Sincerely,

Thomas M. McDermott, Jr.
Mayor

TMM/ss

cc: Congressman Peter Visclosky, Bill Biller, Dan Gardner

5925 Calumet Avenue
Hammond, Indiana 46320

219.853.6301

fax: 219.931.0831

www.ci.hammond.in.us

e-mail: mayor@ci.hammond.in.us

417

15

Portage Northside Master Plan Stakeholder Charrette



HELP US PLAN THE FUTURE OF THE PORTAGE - LAKEFRONT PARK !

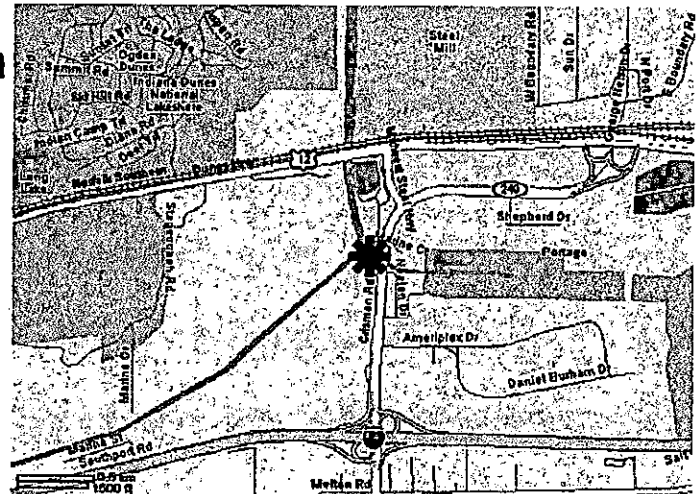
March 1st (Tuesday) 9:00 am - 12:00 pm

**The Portage Yacht Club,
1370 Crisman Rd, Portage, IN 46368**

219-762-7607

The City of Portage has hired the consultant team of JJR to assist in planning for the future of the City of Portage Lakefront Park.

BUT WE NEED YOUR HELP.



Portage Yacht Club Location Map

The goal of this charrette is to gather input that will assist in creating a Master Plan for the Lakefront Park which balances recreational needs with goals of the National Lakeshore. To this end, the City of Portage and the planning team would like to invite you and learn from you about existing physical and logistical elements in the project area as well as opportunities and constraints.

We sincerely hope that you are as enthused about planning the Lakefront Park as we are, and are willing to actively participate in this exciting project. Please call (219-762-7607) for A.J. Monroe (ajmonroe@portage-in.com) to confirm your involvement. This is an exciting opportunity to become involved in planning for the future of our lakefront.

Thank you on behalf of the the City of Portage for helping us create a better tomorrow for our citizens.

AGENDA

- 9am - 9:30 am : Presentation by JJR Team;
- 9:30 - 11:30 am : Open Discussion / Working Session
- 11:30 am - 12:00 pm : Wrap - Up / Next Steps

PROJECT ENGINEERING MONTHLY STATUS REPORT

For meeting on Wednesday, March 2, 2005

(Information in this report is from January 27 – February 23, 2005)

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

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

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

1. Project completed on December 1st, 1993
Dyer/Ellas Construction – Contract price: \$1,220,386
 - Discussions ongoing as to whether a pump station is needed between Grant and Broadway along I-80/94 to address potential flooding of interstate when the gates are closed.

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

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

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

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

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

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

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

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

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

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

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

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

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

1. Contract award date – June 30, 2004
2. Notice to proceed – July 29, 2004 (430 days to complete)
3. Anticipated construction cost \$1,787,000.- Low bid at \$648,995.25
4. Bids were opened on June 30 and the apparent low bidder was ECO SYSTEMS, INC. (who estimated approximately 56% of the government estimate).
 - 104 acres included in bid – 100 to be herbicided, remaining 4 acres are ditches.
 - First seeding will probably be done in the Fall of 2005.
5. Received construction status report from the COE on February 22, 2005. /

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

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

STATUS (Stage III) Chase to Grant Street:

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

STAGE III Drainage Remediation:

1. The bid opening was September 10, 2002
 - A. The contractor is Dyer Construction
 - Contract was awarded on September 30, 2002
 - Construction started February, 2003
 - Anticipated completion July 9, 2004
 - Pending scheduled completion date/pending time extensions – June 15, 2005
 - B. Project money status:
 - Original contract estimate - \$1,695,822
 - Original contract amount - \$1,231,845
 - Current contract amount - \$1,435,747.42
 - Amount overrun - \$203,902 (16%)
 - C. Received construction status report from the COE on February 22, 2005. 2
2. The scope of this project includes the following:
 - A. Lift station West of Grant to remediate drainage problems due to Stage III construction. (Completed)
 - B. East Reach Remediation lift station for interior drainage. (Completed)
 - C. Extending the combination sewer, East of Grant St., North to our line of protection.(Completed)

- D. Phase indicator system, for generator plug-in at the North Burr St. pump station. (Completed)
- 3. The pump station start-up for Grant Street was done on July 20th, 2004. This pump station is now functional.
 - A punch list will be completed by the COE and the turnover will be done after the Marshalltown Station is completed.
 - The COE and their contractor will schedule training and turn over spare parts in the near future.
- 4. LCRBDC completed review of the access/recreational trail ramp west of Grant Street and forwarded to the COE. Anticipate ramp construction **in the spring of 2005**.
 - COE anticipates approval for design by early **March 2005** and that the ramp and concrete spillways will be installed **early spring 2005**.

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

1. IV-1 (North) The drainage system from Colfax to Burr St. North of the Norfolk Southern RR.
 - Current contract amount - \$2,956,964.61
 - Original contract amount - \$2,708,720.00
 - Amount overrun - \$248,244.60 (9%)
2. We received “as built” drawings from the COE on March 13th, 2002. The only item needed to be completed is to assure turf growth in all areas. (This will be inspected in the spring, 2004)
 - This will be part of the final inspection with the COE. If the turf grass has not established itself, the COE will be responsible to remediate.
3. We received a response from the COE on January 7th, 2003, addressing vegetation.
 - Current plantings are for erosion control that will give way to native grasses. Native grasses weren’t planned on this contract, but will be needed to be included in an upcoming contract.
 - LCRBDC has a concern with sloughing in the concrete ditch bottom between Colfax and Calhoun.
 - As part of the upcoming “project inspection” with the COE and Gary, we are anticipating this to be a punch list item that needs to be reviewed for remediation responsibility. (It was not included, at this point in time, as part of the inspections completed to date.)

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.

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

1. The bid opening was held on May 9th, 2000

- The low bidder was Dyer Construction.
 - Final contract amount - \$2,228,652.16
 - Original contract amount - \$2,074,072.70
 - Amount overrun - \$113,604.62 (6%)
2. The drainage ditch north of the Mansards is having sloughing problems that should be corrected when Burr St. Phase II(Gary) is completed.

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

1. This portion of construction will be advertised, paid for, and coordinated by the City of Gary. The Army Corps will oversee the construction to assure compliance with federal specifications.
2. We were informed of the change in schedule on October 27, 2004 indicating that a schedule has not yet been established and that a coordination meeting with Gary needs to be arranged to discuss design. (Ongoing)
 - A. COE is awaiting a letter from Gary indicating all of their concerns regarding water quality that they feel are necessary for the project to address.
 - A coordination meeting was held with the COE, Gary, and LCRBDC on January 14, 2005 to discuss the impact of water quality and who has what responsibilities to treat this.
 - Discussed where treatment of water should be handled. Information will be exchanged. **(This has not been done as of February 22, 2005).**
3. A meeting was held with the COE, LCRBDC, and Jim Meyer (GSD attorney) on March 23rd, 2004, to discuss their portion of this project, funding, project management, and coordination.
 - Gary will contribute \$1.4 million toward this portion of construction.
 - The scope of work will be reviewed by the COE to reduce their estimate of \$1.8 million to allow Gary appropriate budget.

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

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

STATUS (Stage V Phase 1) Wicker Park Manor:

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

STATUS (Stage V Phase 2):

1. We are considering breaking up Stage V-2 into two (2) segments (based upon funding) as follows:
 - Stage V-2A (Kennedy to Norfolk Southern RR)
 - Stage V-2B (Norfolk Southern RR to Northcote)

- There is potential for both Hammond and Highland to come of the floodplain from Cline Avenue west to the Norfolk Southern RR once construction is completed, and pending FEMA review.
- 2. **A conference call was held with the COE and the LCRBDC on February 16, 2005 to discuss Stage V-2A.**
 - **If the COE agrees to install a bridge for recreation east of the NIPSCO right-of-way, LCRBDC staff could pursue steps for acquisition based upon (7) year old engineering and real estate information.**
- 3. **INDOT drainage issues at Indianapolis Blvd. and the Little Calumet River.**
 - **INDOT indicated the earliest they could release Phase 1A (Ridge Road to Little Calumet River.) would be in summer of 2005. Lift station couldn't be in use until we complete our levee in that area.**
- 4. **LCRBDC received an e-mail from Siavash Beik to the COE dated January 4, 2005 regarding the Scheduling of our upcoming West Reach projects, and LCBDC commitment to obtaining necessary real estate.**
 - **LCRBDC received a letter from Christopher Burke (Siavash Beik) sent to Hammond on January 21, 2005 indicating that Hammond could come out of the floodplain east of the NSRR when all construction is completed to Cline Avenue.**

3-6

STATUS (Stage V Phase 3) Woodmar Country Club:

1. Refer to Land Acquisition report for status of appraisal process and revised schedule.
 - The current schedule shows a March 2006 advertising date. The construction sequence due to hydrology will push construction back in the schedule.
 - We received a modified schedule from the COE on October 27, 2004 indicating a contract award date of November 2006, with one (1) year to complete construction.
2. This project will be done after all other construction between Cline Ave. and Northcote is completed due to hydrology concerns with installing the control structure as part of the project.
3. A meeting with Woodmar was held on December 4, 2003 to discuss current status.
 - At this point in time, all of Hammond (Cline to State Line) would come out of the floodplain at one time. All construction needs to be completed north of the river because no tie-backs are currently available.
 - **In June 2004, it was discussed with the COE, Woodmar, and LCRBDC that Woodmar might be able to come out of the floodplain if they provided their own tie back levees along Indianapolis Blvd. on the east and Northcote on the west, northward to tie into the I-80/94 embankment.**

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

1. Illinois Constructors Corporation was awarded the contract on September 30, 2004.
 - COE estimate (without profit) - \$6,141,815.00
 - Low bid (awarded amount) - \$6,503,093.70 (Awarded September 30, 2004)
 - 700 days to complete from contractor receiving his "Notice to Proceed" (November 4, 2004)
2. A pre-construction meeting was held on December 2, 2004 at the Griffith COE office with the contractor, municipalities, and utilities to answer questions, establish points of contact, discuss scheduling, and review construction.
3. Received a construction status report from the COE on January 26, 2005.

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

1. We received a modified schedule from the COE on October 27, 2004 indicating a contract award date of July 2005, with a one and one half (1-1/2) year to complete construction.
 - Comments from the LCRBDC, Hammond, and NIPSCIO were submitted to the COE on January 26, 2005. (These are on the 95% submittals – One final review will be done).
Copies of comments available to Commissioners upon request.
2. A coordination meeting was held on August 25th, 2003, with the Lake County Highway Dept., LCRBDC, and the Army Corps to discuss the upcoming construction by the county for their bridge and our construction on and adjacent to Kennedy Ave.
 - The county is only re-building the existing bridge deck.
 - COE agreed we could accept the cost for the incremental difference for a 10' cantilevered recreational 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. (Needs to be facilitated.)
 - LCRBDC received an e-mail from Lake Co. Highway on December 21st, 2004, with their schedule for construction. Let bid in January 2006, start construction in April, 2006.
3. On a conference call with the COE on November 27th, 2004, the COE had several design questions. One issue was whether rip-rap or landscaping should be installed at Carlson OxBow Park along the levee at the south end of the lake. An e-mail was sent to Hammond Parks on November 18th, 2004, requesting a field meeting to make a decision.
 - Information was sent to the COE on December 8th, 2004, regarding depths of the lake relative to the location of the existing levee.
 - No response was received from Hammond regarding preference of design in this area as of December 23rd, 2004. (Patrick Moore – Parks Administrator)
4. A letter was sent to the Lake County Surveyors Office on February 2, 2005 regarding the use of the Hartsdale Pond for clay. 7-9
 - The site has not been in the COE specifications for any upcoming west reach construction.
 - The COE still requires additional information from the County, and the clay on this site is still very wet.

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

1. Rani Engineering was awarded the A/E contract by the COE in January 2000. They are out of St. Paul, Minnesota.)
 - We received a modified schedule from the COE on October 27, 2004 indicating a contract award date of May 2005, with a one (1) year construction completion date.
2. NIES Engineering completed the task to do all utility coordination.
3. LCRBDC is coordinating with NIPSCO to construct a haul route (access roadway) along their right-of-way from Cline Avenue to Liable Road. This will save time and money for hauling and construction, and reduce impact to Highland residential areas.
 - The COE agreed to incorporate this access roadway into their plans & specs.
LCRBDC surveyor to provide coordinates to the COE to show on their drawings.
4. LCRBDC has been coordinating utility relocations with NIPSCO without current drawings – None are available.

- Received an e-mail from NIPSCO on January 5 indicating they have some concerns impacting their electric transmission lines (based upon 18 month old drawings).
- A conference call was held with NIPSCO and the COE on January 20 to resolve these issues. Needed current drawings to finalize. COE sending copies of several sheets.
- **Engineering concerns ongoing – Received e-mail from NIPSCO Real Estate Dept. on February 17 requesting values of properties.**

STATUS (Stage VII) Northcote to Columbia:

1. The final contract with Earth Tech to do the A/E work for this stage/phase of construction was signed and submitted by the COE on December 21st, 1999.
2. We received a modified schedule from the COE on October 27, 2004 indicating a contract award date of January 2007, with one and one half (1-1/2) years to complete construction.

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

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

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

1. Project cost information
 - Current contract amount - \$1,873,784.68
 - Original contract amount - \$1,657,913.00
 - Amount overrun - \$215,971 (13%)
2. The lift station at the Southwest corner of the existing levee that will handle interior drainage has been completed as part of the Stage III remediation project. (See Stage III remediation in this report for details.) Construction started March, 2003. Approximately 95% complete.
Anticipated pump station final inspection is scheduled for Spring 2005.

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

1. Bids were opened on September 17th, 2002, and Renewable Resources, Inc. (from Barnesville, Georgia) is the successful bidder.
 - The current contract amount is \$1,341,940.96, based upon COE monthly June construction progress report.
 - Amount overrun - \$420,838 (above their bid). This is approx. a 46% overrun.
2. A final inspection was held on both sites on May 12th, 2004, with the COE, LCRBDC, project A/E, and Renewable Resources.
 - A summarization of the inspection was received by the LCRBDC on June 4th, 2004.
3. **Received monthly construction status report from the COE on February 22, 2005.**

10

West Reach Pump Stations – Phase 1A:

1. The four (4) pump stations that are included in this initial West Reach pump station project are Baring, Walnut, S. Kennedy, and Hohman/Munster.
2. Low bidder was Overstreet Construction. Notice to proceed was given on November 7th, 2000 – 700 work days to complete (Anticipated completion date is August 26, 2004)

- Current contract amount - \$4,974,280.67
- Original contract amount - \$4,638,400
- Amount overrun – \$335,880 (7.2%)

B. Received construction status report from the COE on January 26, 2005.

4. The COE sent Overstreet a cure letter on October 19, 2004 due to lack of progress.
5. Project currently on hold – Refer to construction status report.
6. **Received COE monthly construction status report on February 22, 2005.**

//

West Reach Pump Stations – Phase 1B:

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

North Fifth Avenue Pump Station:

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

General

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

(Ongoing as of February 22, 2005)

2. Jim Pokrajac had a meeting with Commissioner Charlie Ray on November 8, 2004 to review and discuss Little Calumet river hydrology. A draft letter was written requesting COE re-visit original hydrology that served as their guideline for all West Reach flood protection design.
 - A. A letter was sent to the COE on December 15th, 2004, addressing the hydrology concerns relative to design.
 - B. A conference call was held with the COE on December 22nd, 2004, to discuss their position.
 - C. **The Army Corps made a presentation and addressed questions at the February Board meeting.**

3. LCRBDC wrote a letter to the COE on February 23, 2005 regarding the current situation of plan and spec. review and that some attention should be given to the process.

12-13

**A. Engineering should be completed prior to the final real estate request.
Engineering modifications based upon value engineering issues or reducing real estate easements to save money should be done before real estate acquisition begins.**

**Calumet Area Office
Construction Progress Report
Thru End of: February 2005**

CONTRACT NO.: W912P6-04-C-0003
CONTRACTOR: Eubanks & Associates, Incorporated of Glenview, IL
DESCRIPTION: Little Calumet River Landscaping, Phase 2

TS-C-S
Albert
Druzicki
Rundzaitis

ORIGINAL CONTRACT AWARD DATE/AMOUNT:	30-Jun-04	648,995.25
NTP DATE/CURRENT CONTRACT AMOUNT: Mods No Mods Issued	29-Jul-04	648,995.25
ORIGINAL CONTRACT COMPLETION DATE/ORIGINAL DURATION:	2-Oct-05	430
REVISED CONTRACT COMPLETION DATE/REVISED DURATION:	2-Oct-05	430
PENDING SCHEDULED COMPLETION DATE/PENDING TIME EXTENSIONS:	2-Oct-05	0

ESTIMATED PROGRESS

A. Present Earnings as of Pay Est. No.	0.00
B. Estimated Earnings thru end of reporting period	0.00
C. Value of work Performed on Directed Mods (Earnings not paid for)	0.00
TOTAL ESTIMATED PROGRESS (A+B+C)	0.00

D. Work Paid for but not in Place (Materials in Storage)	0.00
--	------

TOTAL VALUE OF PHYSICAL PROGRESS (A+B+C-D)	0.00
---	-------------

E. Potential Termination Costs (% of Remaining Costs){If Applicable}	0.00
--	------

FINANCIAL PROGRESS - (A+B+C+D-E)	0.00
---	-------------

TOTAL ESTIMATED FINAL CONTRACT AMOUNT

F. Current Contract Amount thru Mod. No Mods Issued	648,995.25
G. Current Value of Overruns/Underruns (+/-)	0.00
H. Directed, Pending Modifications	0.00

TOTAL ESTIMATED FINAL CONTRACT AMOUNT (F+G+H)	648,995.25
--	-------------------

FUNDS OBLIGATED FOR PAYMENT: thru Modification No Mods Issued	20,000.00
--	-----------

ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)	0.00%
---	-------

SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)	0.00%
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ESTIMATE EARNINGS FOR FY vs FUNDS AVAILABLE	0.00
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PROJECT STATUS/MAJOR ISSUES:

Submittals reviewed and returned to Eubanks for revisions. Storm Water Pollution Prevention Plan approved by IDNR, Soil Conservation District. Herbicide application can not be applied until green up in spring. New Project Manager named for Eubanks.

**Calumet Area Office
Construction Progress Report
Thru End of: February 2005**

CONTRACT NO.: DACW23-02-C-0010
CONTRACTOR: Dyer Construction Company, Inc.
DESCRIPTION: Little Calumet River - Stage III Remediation

TS-C-S
Albert
Stebens
Craib

ORIGINAL CONTRACT AWARD DATE/AMOUNT:	29-Sep-02	1,231,848.50
NTP DATE./CURRENT CONTRACT AMOUNT: Mods A00008 Thru P00006	14-Nov-02	1,435,747.42
ORIGINAL CONTRACT COMPLETION DATE/ORIGINAL DURATION:	9-Nov-03	360
REVISED CONTRACT COMPLETION DATE/REVISED DURATION:	9-Jul-04	603
PENDING SCHEDULED COMPLETION DATE/PENDING TIME EXTENSIONS:	15-Jun-05	341

ESTIMATED PROGRESS

A. Present Earnings as of Pay Est. No.	10	1,412,513.10
B. Estimated Earnings thru end of reporting period		0.00
C. Value of work Performed on Directed Mods (Earnings not paid for)		0.00
TOTAL ESTIMATED PROGRESS (A+B+C)		1,412,513.10

D. Work Paid for but not in Place (Materials in Storage)		0.00
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TOTAL VALUE OF PHYSICAL PROGRESS (A+B+C-D)		1,412,513.10
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E. Potential Termination Costs (% of Remaining Costs){If Applicable}		0.00
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FINANCIAL PROGRESS - (A+B+C+D-E)		1,412,513.10
---	--	---------------------

TOTAL ESTIMATED FINAL CONTRACT AMOUNT

F. Current Contract Amount thru Mod.	A00008 Thru P00006	1,435,747.42
G. Current Value of Overruns/Underruns (+/-)		4,144.25
H. Directed, Pending Modifications		157,000.00
TOTAL ESTIMATED FINAL CONTRACT AMOUNT (F+G+H)		1,596,891.67

FUNDS OBLIGATED FOR PAYMENT: thru Modification A00008 Thru P00006		1,435,747.42
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ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)		88.45%
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SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)		100.00%
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ESTIMATE EARNINGS FOR FY vs FUNDS AVAILABLE		1,371,699.85
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PROJECT STATUS/MAJOR ISSUES:

- A contractor proposal for SS0016, SS0017, and SS0018 has been negotiated with Dyer. Dyer is currently revising their proposal (\$158,900.00+) This includes an additional item to relocate the Rec Trail was \$41,480.44. The other items were the reconstruction of the 2 outfall structures (145,115.41) and pipe vents \$1,563.54.

- Two sluice gates approximately 1/2 mile west of the drain tile pump station have been closed by LCRBDC. Previously this allowed water to flow from the river side to the land side of the levee and re-circulate back to the drain tile pump station. As a result, the Drain Tile station pumps have been placed back into service.



CHRISTOPHER B. BURKE ENGINEERING, LTD.

National City Center Suite 1368 South 115 West Washington Street Indianapolis, Indiana 46204 TEL (317) 266-8000 FAX (317) 632-3306

January 21, 2005

City of Hammond
Board of Public Works and Safety
5925 Calumet Avenue
Hammond, Indiana 46320

Attention: Mr. Stanley J. Dostatni
City Engineer

Re: Little Calumet River Interim LOMR Feasibility
(CBBEL Project Number: 04-286A)

Dear Stan:

This letter summarizes our findings to date regarding the feasibility of pursuing a Federal Emergency Management Agency (FEMA) map revision for removing a residential and commercial area to the north of Little Calumet River, between Cline Avenue and Conrail tracks.

Background

The construction phase of another phase (Stage VI-2) of the U.S. Army Corps of Engineers (USACE) Levee Project along Little Calumet River in the City of Hammond is to start later this year and be completed by the end of 2006. The proposed levee, as currently designed, is to tie-in to the Kennedy Avenue. West of Kennedy Avenue, a non-Corp local levee forming the southern boundary of Hammond Optimist Park, Inc. property exists that would afford some protection against more frequent flooding along Little Calumet River. This latter existing levee turns northward near a NIPSCO Utility corridor and eventually ties into high ground along the noted corridor. This noted existing levee portion is to be demolished and reconstructed by the USACE to proper standards as part of Stage V-2 phase of the project construction, currently scheduled to start in mid 2007 and be completed by the end of 2008. The Conrail embankment was successfully used in 1999 as a qualified tie-in line of protection for the three-side levee system that removed the Wicker Park Subdivision from the 100-year floodplain.

3

Based on a preliminary evaluation of the available information, it appears that the USACE construction of the Stage VI-2 north levee and a portion of the Stage V-2 north levee, combined with the existing Conrail embankment would afford adequate protection to a large number of commercial and residential structures, and it may be possible to pursue an Interim Letter of Map Revision (LOMR) to remove these structures from the regulatory floodplain without having to wait until the entire levee project is completed. Christopher B. Burke Engineering, Ltd. (CBBEL) services were sought to determine the feasibility of such an interim LOMR and recommend additional steps that may be needed to be pursued to reach this objective.

Summary of Preliminary Findings

CBBEL obtained the most recent copies of the proposed grading plans and profiles from the USACE along with the estimated 100-year flood elevations along Little Calumet River for the reach between Cline Avenue and Conrail (Stage VI-2 and Stage V-2 of the North Levee). We also obtained the most recent existing topographic mapping of this area from the City of Hammond. In addition, we obtained a set of plans produced by TenEch Environmental Engineers, Inc. dated 5/24/82 with an as-built date of 12/16/83 for repair of an existing levee between Kennedy Avenue and the NIPSCO Utility corridor east of Conrail. Based on a detailed examination of the aforementioned data, the following observations are made:

1. The effective Flood Insurance Study (FIS) 100-year, Base Flood Elevation (BFE) along the reach from Cline Avenue to Conrail embankment ranges from 597.7 feet, NGVD to 598.4 feet, NGVD. However, a recent study by USACE indicates that the BFEs for the current conditions to range from 597.7 feet, NGVD to 597.9 feet, NGVD for this reach of stream. The USACE study also indicates that for the fully built project conditions, the BFEs in this reach would range from 598.2 feet, NGVD to 598.7 feet, NGVD. The interior drainage 100-year flood elevations landward of the levee were computed by USACE to be 591.2 feet, NGVD.
2. Based on available information, the Conrail embankment elevations in the project area appear to be in the range of 600.6 feet, NGVD to 601.0 feet, NGVD. A new topographic survey would be required to confirm the top of embankment and top of rail elevation profiles in this area. Depending on the interim BFE to be adopted for the upstream side of Conrail embankment (597.9 to 598.7 feet, NGVD) and the surveyed elevation of the Conrail embankment crest, there appears to be a freeboard in the range of 2 to 3 feet above the 100-year BFE afforded by the existing Conrail embankment.
3. The existing high ground/levee between the Kennedy Avenue and Conrail embankment that appears to have been reconstructed in 1983 is not consistent in its top elevation or its stability and can not be relied on as a tie-in embankment.

4. The embankment along the Kennedy Avenue ramp system has low points below the BFE in this area and is not suitable as a tie-in point.
5. The USACE levee/floodwall system, as designed, would have a crest elevation ranging from 603.4 feet, NGVD at Cline Avenue to 604.2 feet, NGVD at Conrail. The USACE levee/floodwall system provides about 5.5 feet of freeboard above the 100-year BFEs for the fully built project conditions.
6. Based on the CBEL experience associated with the removal of the Wicker Park Subdivision from the 100-year floodplain in 1999, we believe that it would be feasible to remove the area north of the proposed Calumet River levee between Cline Avenue and Conrail once the construction of the levee/floodwall in this reach is completed by the USACE. This would require qualifying a two-sided levee system consisting of the levee/floodwall to be built by the USACE east of Conrail and the existing Conrail embankment that would act as an interim tie-in until the remaining portion of the Stage V-2 levee/floodwall west of Conrail is constructed.
7. Based on a recent conversation with the USACE Little Calumet River Levee Project Manager, Mr. Imad Samara, the construction plans for the Stage V-2 levee/floodwall system has been completed previously and would require only minor refinements to get it updated. Consequently, the USACE is ready to expedite the construction of the Kennedy Avenue to Conrail portion of the Stage V-2 levee/floodwall system in a manner that the completion of construction of this portion may be coincident or closely follow the completion of construction of the Stage VI-2 levee/floodwall. However, to make this possible, the local sponsor of the USACE levee project, the Little Calumet River Basin Development Commission (LCRBDC), must complete its acquisition of the needed real estate and address the relocation of the NIPSCO Utility corridor located east of Conrail. Mr. Samara also indicated that due to the unique and complicated nature of the NIPSCO Utility corridor relocation needs, both the north and south portions of the Stage V-2 levee/floodwall system between Kennedy Avenue and Conrail should be constructed at the same time.

Recommendations

Based on the preliminary findings stated above, the following recommendations are made:

1. The City of Hammond should continue working closely with the LCRBDC and request that a Letter of Intent be sent from the LCRBDC to the USACE as soon as possible, committing to the associated required local cost-share as well as to an expedited acquisition of the needed real estate and the associated NIPSCO Utility corridor relocation for the Kennedy Avenue to Conrail north and south

levee construction, and formally request that the USACE construction schedule for the noted levee/floodwall segments is expedited.

2. Following the submittal of the above-noted Letter of Intent and the receipt of an acceptance letter from USACE (or making any other arrangements that are normally made between the LCRBDC and USACE before the construction of a new segment of levee/floodwall is initiated), the City of Hammond should diligently assist the LCRBDC in the real estate acquisition and utility relocation process.
3. A new field survey should be initiated to determine the exact top of embankment and top of rail elevation profiles of the Conrail embankment north of Little Calumet River.
4. Starting in early 2006, CBBEL should work with the USACE staff to assist in an expedited preparation of a Conditional Letter of Map Revision (CLOMR) request package by the USACE that may include, depending on the surveyed crest elevation profile of the Conrail embankment, a freeboard exemption documentation procedure. Successful issuance of such a CLOMR will ensure a timely processing of a final Letter of Map Revision (LOMR) that would be submitted once the construction of the levee/floodwall system is completed. Depending on the projected date of completion of the USACE levee/floodwall construction project for the Cline Avenue to Conrail levee segments, a final LOMR may be expected in early to mid 2007.

Thank you for trusting CBBEL and giving us the opportunity to be of service. Please let me know if you have any questions regarding this letter or the information contained in it.

Sincerely,



Siavash E. Beik, P.E., CFM
Head, Water Resources Department

Copy: Don Novak, Hammond Planning
Dan Gardner, LCRBDC

LHAMMOND FINDINGS.doc



Little Calumet River Basin Development Commission

6100 Southport Road
Portage, Indiana 46368

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

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Governor's Appointment

ROBERT HUFFMAN, Vice Chairman
Governor's Appointment

ARLENE COLVIN, Treasurer
Mayor of Gary's Appointment

DR. MARK RESHKIN, Secretary
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Governor's Appointment

CHARLIE RAY
Porter County Commissioners' Appointment

VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

February 2, 2005

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

Dear George:

The Army Corps of Engineers and the Little Calumet River Basin Development Commission are currently in the process of working to begin the Federal construction for the flood control/recreation project for the Little Calumet River basin between Kennedy Avenue and Cline Avenue. The first contract includes the area between Kennedy and Liable south of the river (Stage VI Phase 1 South) and has currently been awarded. A second project is between Kennedy and Cline north of the river (Stage VI Phase 1 North), and is at the 95% review stage. The Army Corps intends to advertise this project this spring with construction starting as early as the fall of 2005. The third project is from Liable Road to Cline Avenue south of the river, which extends along Liable Road to the NIPSCO right-of-way, then east to Cline (Stage VI Phase 2). This project is intended to be advertised in the summer of 2005 with a potential start early in 2006.

In all three of these projects, the Hartsdale Pond has not been able to be the suggested borrow site because several outstanding items needed to be addressed prior to the Army Corps accepting this as their recommended site.

We would suggest that the Lake County Surveyor's Office provide whatever final information is needed by the Army Corps of Engineers to allow them to include the Hartsdale Pond as their recommended borrow site for upcoming projects.

Mr. George Van Til
February 2, 2005
Page 2

For informational purposes, we have enclosed a series of the following correspondence:

- (1) The initial correspondence from the Army Corps dated December 17, 1999 regarding their overall concerns with using the Kennedy Avenue borrow site (Hartsdale Pond) at that time.
- (2) Letter from the Army Corps to the Surveyor's Office dated January 21, 2000
 - The Army Corps stated what concerns they had before committing to use this borrow site.
- (3) A letter from the LCRBDC to the Surveyor's Office dated October 6, 2000.
 - A reminder of the original memo sent out on December 17, 1999 because the Corps has again raised some of the same concerns.
- (4 & 5) A letter from the Lake County Surveyor to the LCRBDC dated November 6, 2000.
 - The Lake County Surveyor addressed these concerns and indicated the support of this project by the Congressman and legislators.
- (6 & 7) A letter from the Lake County Surveyor to LCRBDC dated September 21, 2001.
 - Lake County indicated the status on the installation of pumps to keep the water level down in the existing borrow site.
 - In Item #2 of this letter, you indicated that the pumps will be designed to activate and discharge in order to keep the pond dry after rain events.
 - In Item #4 of this letter, you indicated that after the pumps have emptied the pond, you would take elevations and make efforts to remove the remaining standing water.
 - In Item #5, you indicated that you would provide soil borings that would verify the material's quality to be used for levee construction.

During the past several years, when driving by this site, it was noted that water was standing in there for a considerable length of time. Until very recently, this water has not been pumped down. One of the main concerns the Corps has is the wetness of the clay. It would not be cost effective to have double-handling of this material in order to dry it out.

Mr. George Van Til
February 2, 2005
Page 3

Please let us know your intentions to pursue this and any additional information needed. As I have written, the Corps will not include this as a recommended borrow site unless the remaining concerns are addressed and the clay may be able to be used in a cost efficient manner.

We look forward to working with you to use this site to provide clay for our project as well as to allow additional storm water storage for Spring Ditch. If you remain interested, we feel a meeting should be scheduled whereby we could coordinate the use of this clay between you, the Army Corps, and the LCRBDC. We will be contacting you to arrange this meeting. In the mean time, if you have any questions, please contact me at your convenience.

Sincerely,



Dan Gardner
Executive Director

/sjm
encl.

cc: Mark Lopez, Congressman's Office
John Mroczkowski, Surveyor's Office, LCRBDC
Imad Samara, Project Manager, COE

**Calumet Area Office
Construction Progress Report
Thru End of: February 2005**

TS-C-S
Albert

CONTRACT NO.: DACW23-02-C-0011
CONTRACTOR: Renewable Resources
DESCRIPTION: Little Calumet River - Mitigation

ORIGINAL CONTRACT AWARD DATE/AMOUNT:	29-Sep-02	921,102.68
NTP DATE./CURRENT CONTRACT AMOUNT: Mods P00012	7-Nov-02	1,341,940.96
ORIGINAL CONTRACT COMPLETION DATE/ORIGINAL DURATION:	11-Jan-04	430
REVISED CONTRACT COMPLETION DATE/REVISED DURATION:	15-May-04	555
PENDING SCHEDULED COMPLETION DATE/PENDING TIME EXTENSIONS:	15-May-04	0

ESTIMATED PROGRESS

A. Present Earnings as of Pay Est. No.	12	1,287,844.96
B. Estimated Earnings thru end of reporting period		0.00
C. Value of work Performed on Directed Mods (Earnings not paid for)		0.00
TOTAL ESTIMATED PROGRESS (A+B+C)		1,287,844.96

D. Work Paid for but not in Place (Materials in Storage)		0.00
--	--	------

TOTAL VALUE OF PHYSICAL PROGRESS (A+B+C-D)		1,287,844.96
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E. Potential Termination Costs (% of Remaining Costs){If Applicable}		0.00
--	--	------

FINANCIAL PROGRESS - (A+B+C+D-E)		1,287,844.96
---	--	---------------------

TOTAL ESTIMATED FINAL CONTRACT AMOUNT

F. Current Contract Amount thru Mod.	P00012	1,341,940.96
G. Current Value of Overruns/Underruns (+/-)		0.00
H. Directed, Pending Modifications		0.00

TOTAL ESTIMATED FINAL CONTRACT AMOUNT (F+G+H)		1,341,940.96
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FUNDS OBLIGATED FOR PAYMENT: thru Modification	P00012	1,287,940.96
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ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)		95.97%
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SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)		96.00%
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ESTIMATE EARNINGS FOR FY vs FUNDS AVAILABLE		1,268,594.96
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PROJECT STATUS/MAJOR ISSUES:

-15 May 2004 Contractor started 24 month monitoring period. (\$3,000.00 per month)

The change in cost included the Drain tile removal in the amount of \$75,000. It also included the cost of encountering a lot more trash and debris at the site. The variation in quantities associated primarily with trash, but also included a few other items, resulted in an increase of about \$272,000.

**Calumet Area Office
Construction Progress Report
Thru End of: February 2005**

CONTRACT NO.: DACW27-01-C-0001
CONTRACTOR: Overstreet Engineering and Construction, Inc.
DESCRIPTION: Little Calumet River - Pump Station Rehabilitation Phase 1A

TS-C-S
Albert
Anderson
Craib, Waldrom

ORIGINAL CONTRACT AWARD DATE/AMOUNT:	5-Oct-00	4,638,400.00
NTP DATE/CURRENT CONTRACT AMOUNT: Mods thru A00015 & P00019	7-Nov-00	4,974,280.67
ORIGINAL CONTRACT COMPLETION DATE/ORIGINAL DURATION:	8-Oct-02	700
REVISED CONTRACT COMPLETION DATE/REVISED DURATION:	21-Oct-04	1,444
PENDING SCHEDULED COMPLETION DATE/PENDING TIME EXTENSIONS:	28-Feb-05	130

ESTIMATED PROGRESS

A. Present Earnings as of Pay Est. No. 30	4,239,286.58
B. Estimated Earnings thru end of reporting period	20,000.00
C. Value of work Performed on Directed Mods (Earnings not paid for)	0.00
TOTAL ESTIMATED PROGRESS (A+B+C)	4,259,286.58

D. Work Paid for but not in Place (Materials in Storage)	0.00
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TOTAL VALUE OF PHYSICAL PROGRESS (A+B+C-D)	4,259,286.58
--	--------------

E. Potential Termination Costs (% of Remaining Costs){If Applicable}	Not Available
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FINANCIAL PROGRESS - (A+B+C+D-E)	4,259,286.58
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TOTAL ESTIMATED FINAL CONTRACT AMOUNT

F. Current Contract Amount thru Mod. thru A00015 & P00019	4,974,280.67
G. Current Value of Overruns/Underruns (+/-)	0.00
H. Directed, Pending Modifications (Thru RFP SS038)	30,000.00
TOTAL ESTIMATED FINAL CONTRACT AMOUNT (F+G+H)	5,004,280.67

FUNDS OBLIGATED FOR PAYMENT: thru Modification thru A00015 & P00019	4,382,627.09
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ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)	85.11%
---	--------

SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)	100.00%
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ESTIMATE EARNINGS FOR FY vs FUNDS AVAILABLE	4,192,792.74
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PROJECT STATUS/MAJOR ISSUES:

- Walnut Ave. All pump and motor removal, rebuilding, and re-installation have been discontinued.
 - Pump #6 rebuilding efforts have been discontinued. The pump rebuilding subcontractor, Viking Engineer has closed their business. This has resulted in additional delays. The partially rebuilt pump is now in Overstreet's lay down yard (N. 5th. Ave Highland, IN).
 - The motor for Pump #6 has been rebuilt and factory tested. Results have been submitted and rejected due to unacceptable vibration. Per Overstreet the motor is presently located at Magnitech's shop.
 - Pumps #4 and #5 have yet to be removed and rebuilt.
 - An RFP was previously prepared, for the self-retracting lifeline at the Walnut wet well access hatch, and we are still awaiting contractor's proposal.
- South Kennedy Ave. All pump and motor removal, rebuilding, and re-installation has been discontinued.
 - Pump #3 has been rebuilt, tested, and reinstallation has been discontinued.
 - Pump #1 and #2 still need to be removed and rebuilt.
- Corps sent Overstreet a "cure letter" on 19 OCT 2004 due to lack of progress. Overstreet submitted a number of partial responses.
- Corps sent Overstreet and Overstreet's bonding company a "show-cause" letter on February 7, 2005. On February 16, 2005, Overstreet responded with a preliminary plan on the remaining Contract work. Overstreet's response indicated that it has not yet been able to finalize a subcontract with a pump rebuilding subcontractor to complete the work. The Corps is reviewing options to remove pump rebuilding work items from the scope of the Overstreet's contract.
- The Calumet office, in conjunction with District representatives and Local Sponsor, is reviewing options to remove



Little Calumet River Basin Development Commission

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CHARLIE RAY
*Porter County Commissioners'
Appointment*

VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

February 23, 2005

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

Re: Plan Review Process

Dear Imad:

Our recent review of the Stage VI-1 North plans and specifications brought to our attention the need to improve the efficiency of our plan review process. Of particular concern are the following items:

1. Before a new set of plans is sent out for review, all previous comments which were concurred with should be implemented on the plans.
2. A set of the previous comments and their responses should be included with a new set of plans and specifications when sent out for comment.
3. While the Dr. Checks system seems to work for the LCRBDC/R.W.Armstrong comments, we are concerned that it may add a level of complexity for some of our local entities which may prevent them from participating in the review process. We request that they be allowed to submit a hard copy of their comments to the Corps.
4. We need to do better planning so that the different reviews such as the 50%, and 100% reviews are more closely spaced. Ideally the beginning of 100% review would be no more than 2 or 3 months from the date when 50% comments were submitted. We recognize that, in part, some past projects had somewhat erratic schedules because of local funding problems.

Mr. Imad Samara
February 23, 2005
Page 2

Several years back, it was standard practice to complete all of the engineering review prior to submitting your request for us to pursue real estate acquisition and utility coordination. This would establish the exact easements needed and show exact impacts to utilities. Although you have said that work limits will not change the type of easements within those work limits might change, depending on the design. This also restricts us from implementing V.E. proposals that could save the project both time and money. The real estate process for Stage Vi-1 North began in 2002. Legals were done and used in the appraisals, some of which were approved in January of 2003. Much of this was based upon engineering done by the St. Paul Army Corps almost nine years ago. In the Industrial Park area, many things changed.

The LCRBDC has a concern that it is a waste of time and money to engineer, then re-engineer any segment to assure the original proposed design is most cost effective. Similarly, with appraisals and title work, they have to be re-done because they are only good for a certain period of time. Also, in Stage VI-1 North, the appraiser had to be stopped because the real estate was changing due to using I-walls instead of levees, which reduced the take area.

We suggest a meeting to discuss these items and any others which you may see as needing change to improve the efficiency of the plan review process. Please call me at your earliest convenience to set up the meeting.

Sincerely,



Dan Gardner
Executive Director

/sjm

cc: Jim Flora, R. W. Armstrong
Lou Casale, LCRBDC attorney
Jim Pokrajac
Judy Vamos

WORK STUDY SESSION
RECREATIONAL DEVELOPMENT COMMITTEE
March 2, 2005
Bob Huffman, Committee Chairman

1. INDOT to send a letter to LCRBDC allowing us to cross Cline Avenue at the existing light along the NIPSCO tower line right-of-way. ✓
 - LCRBDC currently getting legals done to get agreement with Griffith to construct a trail along the top of their existing levee from Cline to the EJ&E RR as part of the upcoming Stage VI Phase 2 contract.
2. A conference call was held on February 16, 2005 with the COE and the LCRBDC to review the possibility of doing construction for Stage V-2A (Kennedy Avenue to NSRR, both sides of the river). ✓
 - COE suggested re-locating the proposed bridge west of Indianapolis Blvd and north of Tri-State bus terminal to east of the NIPSCO right-of-way in Stage V-2A.
 - This would allow LCRBDC to proceed with the land acquisition process because there would be no engineering changes (other than for the bridge) which would affect real estate.
 - This would eliminate the impact of a trail behind the Highland residents west of Kennedy and would allow the trail to be located adjacent to the Visitors Center.

RECREATION REPORT
For meeting on Wednesday, March 2, 2005

(Information in this report is from January 27 – February 23, 2005)

GENERAL STATEMENT

- A. At this point in time, the existing construction contracts in the East Reach are almost all completed. The only remaining area of construction is the Betterment Levee – Phase II.
- B. Currently, the joint recreation venture with the Army Corps is completed; 90% of the completed East Reach levees have stoned trails completed; the remainder of East Reach trails are currently being coordinated and should be included in an upcoming recreation contract. It is anticipated that the next recreation contract may be in 2003-2004, and that the construction and real estate costs for this work would be delayed until that contract is ready to let.
 - 1. A supplemental contract will be included as part of the Stage III remediation project which will be released for bids in August of 2002, that will include the paving of all stoned ramps. (Construction start projected in the Spring of 2003.)

RECREATION – PHASE I

(This contract included recreational facilities for Lake Etta, Gleason Park, Stage III (trails) and the OxBow area in Hammond.)

A. OXBOW (Hammond)

- 1. October 28th, 1998 was the date that this facility was turned over to the City of Hammond.

B. GLEASON PARK (Gary Parks & Recreation)

- 1. October 28th, 1998 was the date this facility was turned over to the Gary Parks & Recreation Department.

C. LAKE ETTA (Lake County Parks)

- 1. October 27th, 1998 was the date that this facility was turned over to the Lake County Parks Department.

D. CHASE STREET TRAIL (City of Gary)

- 1. October 27th, 1998 was the date that this facility was turned over to the City of Gary.

EAST REACH RECREATION

- A. Recreation trail re-alignments will be required in the East Reach due to conflicting land use plans with the City of Gary, I.U. Northwest, or other regulatory groups. (Refer to general statement.)

- 1. **Broadway to Harrison Crossing – Stage II-3B:** (currently on hold until the next recreation contract.)

- Additional land will be required to temporarily extend a recreation trail along both the sidewalks East and West of Broadway to allow recreation trail continuation. (Refer to Recreation Report.)

--Upon completion of I.U. Northwest modifications on, and adjacent to, Broadway, we will install a permanent trail crossing South of the river and along the line of flood protection, as originally proposed by the COE (ongoing)

2. **Harrison to Grant Street Crossing:** (currently on hold until the next recreation contract.)
 - In the COE letter dated February 7th, 2002, they indicated, under the “remaining East Reach recreation features” response, that these remaining features will be incorporated into the next recreation contract.
3. We submitted a request to Attorney Casale on August 3rd, 2002, along with a letter from the EJ&E RR to proceed with an agreement to allow us to install an at grade recreation trail crossing East of Cline Avenue.
 - We received a letter from the EJ&E on September 1st, 1999, allowing us to proceed, along with their requirements. (To Lou at September 10th, 2001 utility coordination meeting.)
 - The scope of this work will be done as part of the Recreation Phase 2 project instead of Stage VI-2

WEST REACH RECREATION

A. Cline Avenue Crossing:

1. **LCRBDC will re-investigate the possibility of crossing Cline Avenue at the NIPSCO right-of-way rather than at Highway Avenue.**
 - A letter was sent to Dennis Cobb, along with the original Corps design drawings, on November 24, requesting he pursue the possibility of crossing in this area.
 - A letter was sent from Dennis Cobb to INDOT on January 12 requesting consideration to approve this crossing & treat LCRBDC as a municipality so an easement agreement would not be necessary.
 - Don Abraham, INDOT, is writing a letter to the LCRBDC indicating we will be able to cross at the NIPSCO right-of-way on Cline Avenue.

B. Tri-State recreational trail tie-in for the Highland/Wicker Park/Erie Lackawanna Trail System: (Part of Stage V – Phase 2 construction.)

1. In a conversation with Mr. David Orrison (NSRR Coordinating engineer) in January 2005, he indicated that the LCRBDC could not cross over their railroad adjacent to the NIPSCO right-of-way west of Kennedy Avenue (Awaiting the letter).
 - This will cause major re-locations of the current recreational trail layout between Kennedy Avenue and Northcote.
 - A letter was sent to the Corps on February 3, 2005 requesting a meeting to discuss revisions to the current plan.
2. The Corps modified the engineering and real estate drawings and submitted them to us at the Real Estate meeting on July 19th, 2001. It is still the intent to have this recreation trail on the land side. (Refer to Land Acquisition & Engineering Reports.)
3. North Township – Wicker Park recreational trail alignment is being evaluated.
 - We received a response from North Township on September 30th, 2002, indicating that they see no reason why we couldn't incorporate our trail with theirs, but they would still need to review our proposal.

1-2

C. Stage VIII Trails:

1. Currently on hold as part of the Stage VIII construction due to lack of funding.
2. We received a letter from NICTD on October 15th, 2001 (dated October 9th) indicating problems with the location of our trail on their R/W under I-80/94
 - They feel it is a safety concern and suggested we re-route our trail along their R/W to 173rd Street.
 - LCRBDC is currently contacting NICTD to do a review with the Corps, and SEH (Corps engineer) to discuss their request.
3. A meeting was held with NICTD on March 11th, 2002, to review recreation trail re-alignment, review hydraulic information, and discuss other local and COE concerns.
 - It appears we may be doing our construction in this area before the railroad would be proceeding. It is our intent to use our current design and when they proceed, we can work together accordingly.



Little Calumet River Basin Development Commission

6100 Southport Road
Portage, Indiana 46368

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WILLIAM BILLER, Chairman
Governor's Appointment

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VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

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

February 3, 2005

V-2A

Re: Recreational Trail Coordination

Dear Imad:

In the past, we have had a number of discussions regarding the project recreational trail system. In the East Reach, this included the re-routing of the trails in Gary around Grant Street and Broadway. In addition, other issues with crossing the Norfolk Southern RR and the EJ&E RR remain to be addressed.

More recently, I have had a phone call with Dave Orrison from the NSRR who indicated that they would not approve any new at-grade recreational crossings. He will be sending a letter in the near future. More specifically, he is referring to the railroad west of Kennedy Avenue. It was suggested to consider crossing approximately 1000' to the south at Grand Blvd where there is an existing at-grade crossing. This presents several questions. Our current plan indicates that as we approach Kennedy Avenue from the east, we will cross the river on a recreational walkway that will be installed as part of the Lake County Highway project. This would allow us to cross Kennedy Avenue at the light. The current plan indicated we would then use the north levee going to the NSRR, crossing over, and then crossing at the light at Indianapolis Blvd. We can no longer do this. Alternatively, as was suggested by Commissioner Bob Huffman, we are looking at crossing the Kennedy Avenue Bridge on the east side to the stoplight and cross Kennedy at that point. From there, would it be possible to have another cantilevered walkway along the west side of the bridge and move our trail system to the south side of the river, which could then tie into the existing trail on the NIPSCO right-of-way, which would then lead to Grand Blvd? This presents several questions as follows:

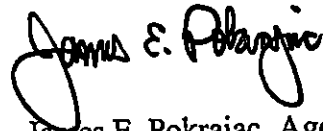
Mr. Imad Samara
February 3, 2005
Page 2

(1) Would the Corps consider putting a cantilevered walkway on both sides of the Kennedy Avenue Bridge?

(2) Being that we will be crossing Indianapolis Blvd. at the new proposed underpass, which will be constructed by INDOT, will we still install the bridge crossing the Little Calumet River north of the Tri-State terminal which would tie in the Hammond trail system?

At our Board meeting last night, Mr. Huffman suggested we have a Recreation Committee meeting. But before we have the meeting, I would like to get your input as to the scheduling for the Recreational Phase II contract and what the scope of work would be in that contract. In addition, I would like you to address the aforementioned questions before this meeting is scheduled. If you have any questions regarding this issue, please let me know.

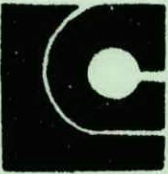
Sincerely,



James E. Pokrajac, Agent
Land Management/Engineering

/sjm

cc: Bob Huffman, LCRBDC committee chairman
John Mroczkowski, LCRBDC committee member
Sam Dimopoulos, LCRBDC committee member



WORK STUDY SESSION

2 March 2005

ENVIRONMENTAL COMMITTEE

Dr. Mark Reshkin, Chairperson

1.) Mitigation Update for Hobart Marsh:

We are about to close on the last three properties in the Hobart Marsh Area. State draws for the funding were sent to Indianapolis the week of 21 February 05. Turnaround time is about three weeks and we anticipate closing with all three landowners before 31 March. Trust for Public Land has worked diligently to meet this 31 March 05 deadline.

M-4 is 20.9 acres \$187,500 (approximately)

Closing is scheduled for 25 March 05 at Chicago Title. We will have exact amounts at closing.

M-1 is 61.027 acres \$480,000 (approximately)

The Corps approved on 23 February 05 the increase in the offer and we will be closing probably the last week in March. We will have exact amounts at closing.

M-2 is 52.1 acres \$363,000 (approximately)

Closing will be scheduled probably for the last week in March. We will have exact amounts at closing.

With these parcels we will have 446 acres of mitigation land (437 is required for the project) and we will fulfill the mitigation requirement on our West Reach Construction Permit.

WORK STUDY SESSION
OPERATION AND MAINTENANCE
MARCH 2, 2005
BOB HUFFMAN, Committee Chairman

1. ✓ AUSTGEN ELECTRIC was awarded three (3) separate contracts to do the diagnostics for the three (3) remaining pump stations in Gary.
 - There is a \$500 cap on each station to repair, or replace, electronics to make the station operable. ✓
 - The remaining items will be put on a punch list along with the COE inspection and GSD items. ✓
 - LCRBDC will facilitate the completion of these items in order for Gary to assume O&M responsibilities. ✓
2. LCRBDC received an e-mail from the COE on February 24, 2005 indicating they would like to complete the inspection for the remaining gatewells during March and April, 2005. ✓
 - Currently coordinating to establish dates.
3. COE and USGS are preparing to update the flood warning system for Lake County, Gary, and Hammond. ✓
 - Currently coordinating to get a date for a meeting to discuss and review the new equipment.
 - Current units have a high rate of malfunctions
 - May propose to use a web-based satellite system

no cost to us

WORK STUDY SESSION
ENGINEERING COMMITTEE

March 2, 2005

Bob Huffman, Committee Chairman

✓ [initials]

1. Construction status reports received from the Corps on February 22 (Refer to attachment to the Engineering Report as follows:
 - Landscaping Phase 2 (page 1) – Pending completion date is October 2, 2005
 - Stage III Remediation (page 2) – Pending completion date is June 15, 2005
 - In-Project Mitigation lands (page 10) – Pending completion date is May 15, 2004
 - Pump Station 1A (page 11) – Pending completion date is February 28, 2005 pending time extensions
2. Pump Station 1A status
 - Refer to page 11 of the attachments to the Engineering Report. ✓
3. Upcoming Stage V-2A (Kennedy to NSRR) both sides of the river is currently being coordinated.
 - As per February 16 conference call with the Corps, we can now proceed with acquisition.
 - No changes to existing engineering except a bridge along the east side of the NIPSCO right-of-way for recreational purposes (refer to Recreation Report)
 - As per Christopher Burke Engineering letter of January 21, 2005 from Siavash Beik, it appears Hammond can come out of the floodplain from NSRR east to Cline once construction in the area is complete. (Refer to attachment page 3-6 in Engineering Report)
4. A letter was sent to the Lake County Surveyor (George VanTil) on February 2, 2005 regarding the use of clay from Hartsdale Pond. (See pages 7-9 of attachments in Engineering Report)
 - Need to address Corps concerns before we recommend using this as the site for clay for upcoming contracts. ✓
5. A letter was sent to Corps on February 23, 2005 addressing current review process for comments as part of the plan review.
 - Important to have engineering design completed before real estate acquisition process begins (see attachments page 12-13 of the Engineering Report). ✓

*no progress
CWA
3-4-05
[initials]*

*[initials]
[initials]
[initials]*

WORK STUDY SESSION

2 March 2005

LAND ACQUISITION COMMITTEE

Robert Marszalek, Chairman

- 1.) There are no condemnations. ✓ *in min.*
There are no increased offers.
- 2.) Update on Hammond acquisitions in Stage VI-1 North: ✓ *in min.*
Hammond City Council signed easements 2/15/05. Hammond Sanitary District signed easements 2/17/05. Hammond Park Board will meet on 8 March and sign their easements then. We will receive credit for the amounts. Hammond is donating the following:
City properties: \$ 13,650
Park Department property: \$ 32,500
Sanitary District property: \$ 359,400
\$ 405,550 ✓
- 3.) Our new stage for acquisitions is identified as Stage V-2-A (Kennedy Avenue going east to the Norfolk and Southern Railroad). This is the area that will remove approximately 2000 landowners from the floodplain in Hammond. There are 26 acquisitions in this stage. Title work was ordered 2/23/05. Surveys were ordered 2/22/05. Appraisals will be assigned and completed by May or June. Offers could then be sent when new funds come in August or September. ✓ *in min.*

We have been discussing the recreation trail in this stage. In a conference call with the Corps on 16 February 05, the Corps agreed to research the feasibility of installing a bridge east of the NIPSCO R/W, however, it was agreed by all that a recreation contract will be advertised and awarded later and that land acquisition for Stage V-2A is most important at this time.

MR - invite
to Land Mgmt
Committee
mtg.

WORK STUDY SESSION
LAND MANAGEMENT

March 2, 2005

Bob Marszalek, Committee Chairperson

1. The bids for the upcoming 2005 farming season were opened on February 17, 2005 and action is needed for each of the four (4) areas as follows: (Refer to attachment of Land Management Report for the breakdown sheet). ✓

- Area #1 – Chase to Grant outside levee (+140 acres). Action needed on highest bid by Tim & Ed Bult in the amount of \$76.25/acre.
- Area #2 – Chase to Grant between levees (+200 acres). Action needed on highest bid by Tim & Ed Bult in the amount of \$2,600 (lump sum).
- Area #3 – Clay Street, North of Burns Ditch (+86.35). Action needed on highest bid by Gary Dunlap in the amount of \$61.00/acre.
- Area #4 – I-65 & I-80/94 N.W. ¼ (+52 acres). Action needed on highest bid by Jerry Ewen in the amount of \$66.00/acre.

Potential Income:	Area #1	-	\$ 10,675
	Area #2	-	\$ 2,600
	Area #3	-	\$ 5,246
	Area #4	-	\$ 3,432

Total \$ 21,953

2. LCRBDC is currently coordinating with the Lake Erie Land Company to consider an agreement whereby the 30 acres of land west of Clay Street and north of Burns Ditch could be used for wetland banking.
- There is an existing agreement with LEL so the disposal of property procedure does not need to be followed.
 - A meeting needs to be held with the Land Management Committee – Need to set time and date.

LAND MANAGEMENT REPORT
For meeting on Wednesday, March 2, 2005
(Information in this report is from January 27 – February 23, 2005)

A. 3120 GERRY STREET (RENTAL HOUSE):

- LCRBDC advertised this property for sale on October 6th and October 13th. The bid opening was October 27th, 2004.
- One bid was received in the amount of \$7,502.00
- Being that the bid on the house was less than 90% of the appraisal, the sale needs to be approved by the Governor. Package sent to Dept. of Administration for coordination on November 16, 2004.
- Package went to the Governor's office on December 20th, 2004.
- Governor's Office requesting additional information and Attorney's office is pursuing. **(Ongoing)**

B. FARM LEASES:

- Farm land licenses were advertised on January 28, 2005 as follows:
 - Area #1 - North farming area (between Chase Street and Grant Street north of 35th Avenue (outside of levee) in Gary. Approximately 95 acres (Parcel 1)
South farming area (between Chase Street and Grant Street south of 35th Avenue in Gary. Approximately 45 acres (Parcel 2)
 - Area #2 - Farming Area (between Chase Street and Grant Street north of 35th Avenue (between the levees) in Gary. Approximately 200 acres)
 - Area #3 - Clay Street Area (West of Clay Street, East of I-65, south of the Little Calumet River in Gary. Approximately 52 acres.
 - Area #4 - I-80/94 – I-65 Area (North of I-80/94, West of I-65, south of the Little Calumet River in Gary. Approximately 52 acres.
- **Bid Opening was held on February 17, 2005. Farm leases were recommended to be awarded to the highest bidder of each respective farming area. (Refer to attached breakdown sheet)** /

C. BILLBOARDS:

- A. A letter was received from VIEW OUTDOOR ADVERTISING on July 28, 2004, requesting consideration for installing (3) advertising signs on LCRBDC property at the Southwest intersection of I- 80/94 and I-65.
- The Board members agreed at the August 4, 2004 board meeting to allow VIEW Outdoor to proceed with their process to obtain permits.
 - **A hearing is scheduled for March 8 with the Gary Board of Zoning for approval.**

BREAKDOWN SHEET - FARM LICENSE BIDS

(FEBRUARY 17, 2005 - BID OPENING)

DESCRIPTION OF AREA	FARMERS			
	DON EVEN	JERRY EVEN	TIM & ED BULT	GARY DONLAP
AREA #1 - Chase to Grant OUTSIDE LEASE (140 AC. ±)	\$ 70/ACRE	NO BID	* \$ 76.25/ACRE	NO BID
AREA #2 - Chase to Grant BETWEEN LEASES (200 AC. ±)	NO BID	NO BID	* \$ 26.00 (lump sum)	NO BID
AREA #3 - Oak St. - N. of BARS Jct (81.35 AC. ±)	NO BID	\$ 59/ACRE	\$ 30/ACRE	* \$ 61/ACRE
AREA #4 - J-65 & 80th N.W. 1/4 (52 ACES ±)	NO BID	* \$ 66/ACRE	\$ 30/ACRE	NO BID
EXCEPTIONS/COMMENTS	NONE	NONE	NONE	NONE

NOTE:

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

RECOMMENDATION:

WE RECOMMEND USING THE FARMER INDICATED BY (*) TO FARM EACH OF THE FOUR(4) SEPARATE FROM AREAS BASED UPON THEIR SUBMITTING THE HIGHEST RESPECTIVE BID AND UPON EACH BID BEING COMPENSURATE WITH PAST BIDS. NO PUMPING CHARGES WILL BE CREDITED FOR ANY OF THESE BIDS.

LAND ACQUISITION REPORT
For meeting on Wednesday, March 2, 2005
(Information in this report is from January 27 – February 23, 2005)

STATUS (Stage III) – Chase to Grant:

1. There are five parcels left in this area. Because of our financial situation at this time, we will put them on hold and resume acquisition later. These are flowage easements.

STATUS (Stage III) – REMEDIATION

Pumping west of Grant Street

1. Status of Right-of-Entry:

- ROE was signed by the LCRBDC on April 4th, 2002.
- Contract awarded – Construction started February, 2003.
- Contract currently 95% complete

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

1. Construction on the WIND Radio station property has been completed using a right-to-construct. Appraiser Tim Harris will complete the appraisal after he completes the railroad appraisal.
2. Appraiser Tim Harris is completing the railroad appraisal in February 2005.
 - We've contacted the appropriate railroad personnel in Real Estate. They will review our appraisal and forward it to the Legal Department with their recommendations. (Ongoing)

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

1. A new designation is being used for the V-2 stage. Kennedy to the railroad tracks will now be V-2A. We will identify the railroad tracks to Indianapolis Blvd. as V-2B, and the Blvd. to Northcote as V-2C as we move west.
2. On a conference call with INDOT, the COE, and the LCRBDC on March 19th, 2004, INDOT indicated that our portion of construction in this area must be completed before they install their pump station. LCRBDC needs to work with the COE to modify our construction and acquisition schedules to accommodate the INDOT project.
3. A conference call was held with the COE and the LCRBDC on February 16, 2005 to discuss V-2A.
 - If the COE agrees to install a bridge for recreation east of the NIPSCO right-of-way, LCRBDC staff could pursue steps for acquisition.

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

1. Construction is currently projected to start in the summer of 2006. Land acquisition deadline is September 2006.
 - We are waiting on the COE concurrence later for our 75' easement. However, we are continuing with acquisition. The appraisal on Woodmar is ongoing. The appraiser will consider the easement as explained in our attorney memorandum.

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

Land Acquisition deadline July, 2004

1. Highland easements were signed on 7/12/ and 7/15 and recorded on 7/21/04.

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

Land Acquisition deadline March, 2005

1. Owners of DC1010-B and 1010-D (Deja-Vu and the old Burger King) have accepted our offers. **Closing date will be scheduled as soon as possible.**
2. Krosan has rejected our offer. Condemnation was filed December 10, 2004. **Hearing date was February 10, 2005 and court appraisers will return with findings by March 18, 2005.**
3. **We have completed condemnations on Motel 6 and Oakbrook Metro and paid money into court. We have right-of-way on the land; however, both landowners have filed exceptions on the price and we will continue to be in court until a settlement is reached.**

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

Land Acquisition deadline March, 2005

1. All offers and easements are now out. We're in court with three landowners; one has settled. Easements for the municipalities, INDOT, and NIPSCO are in process.
 - A. Four (4) easement agreements were sent to INDOT for approval on December 16, 2004.
 - **A follow-up was submitted to INDOT on February 3, 2005 regarding the status of the signing of the easements. Indianapolis sent the agreements to LaPorte District on January 25.** /
 - B. Easement agreements were sent to NIPSCO on December 13, 2004 for their approval.
 1. Survey completed on NIPSCO R/W between Liable and Cline for a temporary easement for a haul route. **Agreement submitted for approval on February 9, 2005.** 2
 - LCRBDC has been coordinating utility relocations with NIPSCO without current drawings. None are available.
 - Received an e-mail from NIPSCO on January 5 indicating they have some concerns impacting their electric transmission lines (based upon 18 month old drawings).
 - A conference call was held with NIPSCO and the Corps on January 20 to resolve these issues. Needed current drawings to finalize; Corps sending copies of several sheets.
 - Easement agreement being held until engineering concerns/questions from NIPSCO are addressed.
 - **LCRBDC received an e-mail from NIPSCO on February 17 indicating they now need appraisals on land to establish value. We have appraisals on two easements. The remaining two easements are recent additions and will need to be appraised.**
2. Land acquisition deadline remains the same – March 2005.
3. **Highland Town Council approved the one last parcel west of Liable Road on February 14, 2005.** 3
4. We are in court on DC617, the large 69 acre tract west of Cline. Court Appraisers to return with findings on March 18, 2005.

5. We are in court on DC1009, a two acre tract east of Liabile Road. Court appraisers to return with findings on February 4, 2005.
 - **Court appraisers returned with award of \$76,800. Our appraisal value (offer) was \$40,000.**

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.
2. **Agreement for easements west of Burr and south of the NSRR were submitted to NIPSCO for approval on February 9, 2005. We need to have an appraisal completed on this parcel.** 4

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

Land Acquisition deadline is May, 2005

1. We received a modified schedule from the COE on October 27, 2004 indicating a contract award date of September 2005 and a one (1) year construction completion date.
 - Our land acquisition deadline is July 2005.
2. **The last private landowner acquisition (DC582/583) is still in condemnation court. Court-appointed appraisers will be sworn in when family attorneys agree to a date.**

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

1. Nine parcels may be available on commissioners' tax sale. We will submit a letter to the Lake County Commissioners to acquire the lots at the next tax sale.
 - **The Commissioners require payment for processing the properties and the assessed value as the property cost. We will pursue these acquisitions when our funding situation improves.**

IN-PROJECT MITIGATION:-

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

CREDITING:

1. INDOT has sent LCRBDC cost information regarding approximately \$700,000 additional credit for their Cline Avenue project. (Ongoing)
 - COE to send copies of their agreements with INDOT indicating costs and scopes that they paid for. After LCRBDC review, there may be additional items. (Ongoing)

2. The COE has approved for crediting the \$1,065,000 cost for the 173 acre mitigation tract.
 - Since January 1, 2005, crediting has also been approved for \$144,629 for land acquisition. (Total - \$1,209,629)

GENERAL INFORMATION:

1. Acquisition in the Hobart Marsh is continuing.
 - We are anticipating closing on the last three Hobart Marsh acquisitions before March 31, 2005.

61 acre parcel	-	\$479,086
52 acre parcel	-	\$360,000
25 acre parcel	-	\$187,500
 - We supplied the Congressman's office with a timetable for the last acquisitions on February 10, 2005. 5
2. The landowner of the 61 acre parcel has rejected TPL's appraisal value. For LCRBDC to receive crediting on the full amount, we must submit an administrative settlement for COE approval. COE approved the increase on February 24, 2005. 6-7

Sandy Mordus

From: "Sandy Mordus" <smordus@nirpc.org>
To: <telmore@INDOT.state.in.us>
Cc: "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>; "Louis M. Casale" <lcasale@cwblawfirm.com>
Sent: Thursday, February 03, 2005 3:19 PM
Subject: Request for Easements

Ted:

On December 16th, we sent you four copies of a flowage permit and temporary work area permit for lands we need for the upcoming construction in the area west of Cline Avenue and south of the Little Calumet River. The current Army Corps schedule indicates that we need to have all signed easement agreements by mid March in order for the Development Commission to sign their right-of-entry authorizing the advertising of this project. We have obtained almost all other necessary easements and/or acquisitions for this upcoming project. It is very important that we get these in a timely manner. Is there anything the Development Commission can do to help expedite the approval of these agreements?

Could you please let me know what the status is of these agreements. If there is another point of contact that I should be addressing, please let me know so that I may coordinate with that individual. If you have any questions regarding this request, please contact me at your earliest convenience. Thank you for your timely attention to this matter.

James E. Pokrajac, Agent
Land Management/Engineering

/

2/3/2005



Little Calumet River Basin Development Commission

6100 Southport Road
Portage, Indiana 46368

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VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

February 9, 2005

Mr. Mark Pasyk
Northern Indiana Public Service Company
801 East 86th Avenue
Merrillville, Indiana 46410

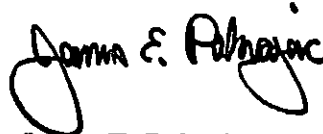
Dear Mr. Pasyk:

Enclosed are four (4) sets of an agreement needed for a temporary work area easement for an access road (DC 1030-A), along your existing tower line road for the Stage VI Phase 2 levee segment (Liable Road to Cline Avenue, south of the river) in Highland, Indiana. The Army Corps schedule requires the receipt of the Commission's right-of-entry for all needed lands by March of 2005, with a Corps construction award date of May of 2005.

Will you please make the necessary arrangements to present these agreements for approval and signatures? Please note that the agreements require a notary. After having the appropriate parties sign these documents, please return them to our office for counter signature and recording. After recording, we will then forward two sets of each agreement back to you for your files.

If you have any questions regarding these agreements, please contact me at the above number. Thank you for your cooperation and support.

Sincerely,



James E. Pokrajac, Agent
Land Management/Engineering

/sjm
encl.

cc: Imad Samara, COE
Lou Casale, LCRBDC attorney

HIGHLAND

**Council OKs action
for levee work**

The Town Council on Monday approved temporary and permanent easements along Liable Road to allow a continuation of a federal project to build a levee along the Little Calumet River.

The temporary easements, which total 4.5 acres, are needed for construction equipment to fit into the area. The permanent easements amount to 4.29 acres, board members said. The levee, being constructed by the U.S. Army Corps of Engineers, began in Gary and has reached Cline Avenue.

The next stage, Cline to Liable, is being bypassed this year due to easement conflicts, Town Council Vice President Joseph Wszolek, R-4th said. However, the work for this year is expected to leapfrog over this section and go from Liable to Kennedy Avenue, he said.

The first section hopefully will be done in the future after the easement problems are settled, Wszolek said. Once the levee is completed, it will "get about 2,500 houses out of the flood plain" and spare residents from flood insurance premiums, he noted.

- CHARLES F. HABER

DE
1004



Little Calumet River Basin Development Commission

6100 Southport Road
Portage, Indiana 46368

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

WILLIAM BILLER, Chairman
Governor's Appointment

ROBERT HUFFMAN, Vice Chairman
Governor's Appointment

ARLENE COLVIN, Treasurer
Mayor of Gary's Appointment

DR. MARK RESHKIN, Secretary
Governor's Appointment

GEORGE CARLSON
Mayor's of Hammond Appointment

STEVE DAVIS
Dept. of Natural Resources Appointment

SAM DIMOPOULOS
Lake County Commissioners' Appointment

ROBERT MARSZALEK
Governor's Appointment

JOHN MROCZKOWSKI
Governor's Appointment

CHARLIE RAY
Porter County Commissioners' Appointment

VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

February 9, 2005

Mr. Mark Pasyk
Northern Indiana Public Service Company
801 East 86th Avenue
Merrillville, Indiana 46410

Dear Mr. Pasyk:

Enclosed are four (4) sets of an agreement needed for a flood protection levee easement and a temporary work area easement (DC 578-A) for the Burr Street Betterment Levee Phase 2 (Gary) levee segment (Colfax to Burr Street) in Gary, Indiana. The schedule from the Army Corps is for them to receive the Commission's right-of-entry for all needed lands in May of 2005.

Will you please make the necessary arrangements to present these agreements for approval and signatures? Please note that the agreements require a notary. After having the appropriate parties sign these documents, please return them to our office for counter signature and recording. After recording, we will then forward two sets of each agreement back to you for your files.

If you have any questions regarding these agreements, please contact me at the above number. Thank you for your cooperation and support.

Sincerely,

James E. Pokrajac, Agent
Land Management/Engineering

/sjm
encl.

cc: Imad Samara, COE
Lou Casale, LCRBDC attorney

Judy Vamos

From: "Judy Vamos" <jvamos@nirpc.org>
To: <Elizabeth.Johnson@mail.house.gov>
Sent: Thursday, February 10, 2005 5:45 PM
Subject: LCRBDC Mitigation Timetable

10 February 2005

Dear Elizabeth,

Dan gave me your e-mail about a timetable for our three (3) remaining Mitigation Acquisitions. I anticipate the following as near as I can project:

- We have three acquisitions: [REDACTED] (M-1), [REDACTED] (M-2), [REDACTED] (M-4).
- I received Corps appraisal approvals for [REDACTED] and [REDACTED] today 2/10/05.
- I expect a Corps approval on [REDACTED] the week of 2/14/05.
- TPL will then send us a letter the week of 2/21/05 that the owners have "accepted the offers" and the letter will go with the state draw to Indianapolis probably that same week to obtain the funds.
- The state draw has a usual three week turnaround. Funds will probably be returned by 3/14/05.
- The three closings will be scheduled for the last two weeks of March 05.

Please remember all three landowners are under contract, TPL wants these acquisitions to close by the end of their fiscal year of 3/31/05, and in real estate "time is of the essence." Please call me if you have questions about the above. 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



Little Calumet River Basin Development Commission

6100 Southport Road
Portage, Indiana 46368

(219) 763-0696 Fax (219) 762-1653
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VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

17 February 2005

Mr. Roy Deda, Deputy Engineer
Army Corps of Engineers
111 North Canal Street
Chicago, IL 60606

Dear Mr. Deda:

RE: Administrative Settlement for M-1, a Mitigation Property

Attached you'll find an Administrative Settlement for a M-1, a 61.03 acre tract in the Hobart Marsh area of Hobart, Indiana. The Little Calumet River Basin Development Commission (LCRBDC) is acquiring this parcel for mitigation for the Little Calumet River Flood Control and Recreation Project. This parcel is a center piece in the mitigation area needed to meet the Indiana Department of Natural Resources requirement of acquiring 437 mitigation acres before a construction permit for the West Reach of the flood project will be issued.

The landowner of M-1 has refused the Corps approved appraisal value of \$7,000 per acre (fair market value \$427,000) and has asked for an increase to \$7,850 per acre (\$479,086 total). This settlement is an 11% increase which is within the 15% increase allowed by the Corps. This parcel is crucial for the LCRBDC to obtain the West Reach Construction Permit so construction can begin on Stage VI-I South scheduled for summer of 2005.

I believe it's in the public's best interest to settle this acquisition to prevent further time delays in construction of the West Reach and I respectfully request that you approve the attached Administrative Settlement. Please contact me at 219-763-0696 if you have questions about this mailing. I send my appreciation for your cooperation.

Respectfully,

Judith (Judy) Vamos, Land Acquisition

Attachment:
cc: Steven Hughes, Real Estate, USACE



Little Calumet River Basin Development Commission

6100 Southport Road

Portage, IN 46368

219-763-0696

219-762-1653

TO: U.S. Army, Corps of Engineers
Chicago District, CENCC-RE
111 North Canal Street Suite 660
Chicago, IL 60606-7206

REQUEST FOR APPROVAL OF ADMINISTRATIVE SETTLEMENT

P.L. 91-646, Title III, as amended

Tract Number: DC M-1

Stage/Phase: Mitigation

Owner(s): [REDACTED]

The above described owner(s) has not accepted the uniform offer, which was based on an approved appraisal, submitted to them in the amount of the Lesser Interest of \$ - - - and the Greater Interest of \$ 427,000. for fee for an uneconomic remnant.

In accordance with 49 CFR §24.102i, it is requested that an Administrative Settlement be approved for the subject tract.

The reason for this request is as follows:

This 61+ acre parcel is needed for mitigation for the
Little Calumet River Flood Control and Recreation Project to
obtain a West Reach Construction Permit. It is in the public's
best interest to negotiate a settlement with the landowner to
prevent further time delays in the construction of the flood
project.

The recommended settlement is \$ 479,086. This amount is expected to be accepted by the owner(s).

Don Gardner

Executive Director

Little Calumet River Basin Development Commission

2/22/05

Date

Agreed to:

Chief, Real Estate
Army Corps of Engineers, Chicago District

Date

**BOARD ACTION REGARDING THE REQUEST
BY MAYOR DOUG OLSON OF PORTAGE
FOR THE TRANSFER OF THE INTEREST OF THE
LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION
IN THE PORTAGE PUBLIC MARINA TO THE
CITY OF PORTAGE**

Staff Recommendations:

- Board vote to begin process to effect the requested transfer and appoint the Marina Committee and Commission staff/attorney to meet with the appropriate Federal, State, and local officials to develop an agreement assuring all continuing responsibilities and requirements.
- Task Force should consist of Little Calumet River Basin Development Commission, city of Portage representatives, U.S. Army Corps of Engineers, representative of Congressman Visclosky's office, and representatives of the State administration.
- Three areas of responsibilities that must be dealt with in the transfer:
 - (1) Responsibilities to the Federal government regarding the breakwaters, handrails, and the building and operation of the appropriate public marina facilities.
 - (2) Transfer of the responsibility of payment of the revenue bond from the Development Commission directly to the City.
 - (3) The State of Indiana Disposal of Surplus Property Act regarding the transfer of State property to a municipality and the repayment/waiver of State dollars invested in the project.
 - (4) Release from responsibility of Ground Lease with NIPSCO as result of ownership changes.

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION ATTENDANCE ROSTER

NAME OF MEETING: LCRBDC

DATE: MARCH 2, 2005

LOCATION: 6100 Southport Rd, Portage

CHAIRMAN: William Billee

PLEASE SIGN IN

	NAME (PLEASE PRINT)	ORGANIZATION, ADDRESS, PHONE NUMBER
1	Elizabeth Johnson	Pete Vucelovsky
2	BILL PETRITES	HIGHLAND RESIDENT
3	IMAD SAMARA	
4	SANDY O'BRIEN	
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NNN 1 0 69 123011

Bank One
Indiana Market
P.O. Box 260180
Baton Rouge, LA 70826-0180

Acct # 000750004415892
Feb 1 through Feb 28, 2005
Page 1 of 1



LITTLE CALUMET RIVER BASIN DEVELOPMENT
COMMISSION
6100 SOUTHPORT RD
PORTAGE IN 46368-6409

To Contact Bank One

By Phone: 1-800-404-4111
Para Espanol: 1-877-428-9707
Hearing Impaired: 1-888-663-4833
Internet: www.BankOne.com

BANK ONE IS A DIVISION OF JPMORGAN CHASE BANK, N.A.

BANK ONE COMMERCIAL CHECKING W/INTEREST

Account number 000750004415892

	<i>Items</i>	<i>Amount</i>
Interest paid this period		\$0.02
Interest paid this year		\$0.04
Beginning balance		\$91.78
Checks paid	0	0.00
Other withdrawals	0	0.00
Deposits / additions / other credits	1	+0.02
Balance as of Feb 28		\$91.80

Deposits / additions / other credits

<i>Date</i>	<i>Description</i>	
02-28	Interest Payment	0.02
		0.02

Daily ending balance

<i>Date</i>	<i>Amount</i>	<i>Date</i>	<i>Amount</i>
02-28	\$91.80		

Fees and Charges Your service charges, fees and earnings credit have been calculated through account analysis.

Interest rates on collected balances

<i>Effective date</i>	<i>\$0- 10,000</i>	<i>\$10,000- 25,000</i>	<i>\$25,000+</i>
02-01	0.30%	0.30%	0.35%
02-11	0.30%	0.30%	0.40%

Interest paid in 2004 for account 000750004415892 is \$ 0.14.





NNN 1 0 69 122900

Bank One
Indiana Market
P.O. Box 260180
Baton Rouge, LA 70826-0180

Acct # 000750002444747
Feb 1 through Feb 28, 2005
Page 1 of 2



LITTLE CALUMET RIVER BASIN DEVELOPMENT
COMMISSION
6100 SOUTHPORT RD
PORTAGE IN 46368-6409

To Contact Bank One

By Phone: 1-800-404-4111
Para Espanol: 1-877-428-9707
Hearing Impaired: 1-888-663-4833
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BANK ONE IS A DIVISION OF JPMORGAN CHASE BANK, N.A.

BANK ONE COMMERCIAL CHECKING W/INTEREST

Account number 000750002444747

	<u>Items</u>	<u>Amount</u>
Interest paid this period		\$136.77
Interest paid this year		\$196.74
Beginning balance		\$202,008.21
Checks paid	0	0.00
Other withdrawals	0	0.00
Deposits / additions / other credits	2	+472,636.77
Balance as of Feb 28		\$674,644.98

Deposits / additions / other credits

<u>Date</u>	<u>Description</u>	
02-11	Deposit	472,500.00
02-28	Interest Payment	136.77
		472,636.77

Daily ending balance

<u>Date</u>	<u>Amount</u>	<u>Date</u>	<u>Amount</u>
02-11	\$674,508.21	02-28	\$674,644.98

Fees and Charges Your service charges, fees and earnings credit have been calculated through account analysis.

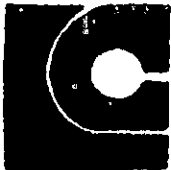
Interest rates on collected balances

<u>Effective date</u>	<u>\$0- 10,000</u>	<u>\$ 10,000- 25,000</u>	<u>\$25,000+</u>
02-01	0.30%	0.30%	0.35%
02-11	0.30%	0.30%	0.40%

continues




0603102058000439401



Little Calumet River Basin Development Commission

MEMORANDUM

TO: Bill Biller, Chairman, LCRBDC
FROM: Judith (Judy) Vamos, Land Acquisition 
DATE: 28 February 2005
SUBJ: Schedule for land acquisition for Stage V-2A
(Kennedy to the Norfolk & Southern Railroad in Hammond)

As you requested I have prepared a timetable for the 26 land acquisitions in V-2A. We started this Stage in 2001 and then put it "on hold" due to a funding crisis. Please contact me if you have questions.

22 February 05 – Survey updates were ordered. Calculate approximately 30 days for surveys to be completed. Anticipate receiving updated surveys around 31 March.
(Approximately \$500 per survey x 26 = \$13,000)

23 February 05 – Twenty-six (26) title searches ordered. One property is yet to be identified. I will search for the owner at Lake County Government Center. With this many searches title work will come in over the months of March and April.
(Approximately \$ 400 per title search x 26= \$10,400)

4 April and 31 May 05 – Assign appraisals to appraiser under a 60 day contract. Commission Appraiser will contact Corps Review Appraiser to coordinate appraisal methodology. (This will now be done in the Detroit District instead of the Chicago District.) Coordination before the appraisal will eliminate costly and lengthy corrections after appraisals are submitted for review.

Appraiser will complete residential and municipal parcels as a mass appraisal. Commercial tracts, NIPSCo, and the railroad will each be appraised separately. All appraisals will be before-and-after full narratives to determine easement values in compliance with the Federal Land Acquisition Act and Uniform Standards of Professional Appraisal Practice.

(Approximately \$1,000 per appraisal update x 26 = \$26,000)

6 June 05 – Appraisals will be sent to the Army Corps Review Appraiser in Detroit for review. The LCRBDC appraiser will make changes, if any, as required by the Corps Reviewer and re-submit the appraisals. This could be completed by 30 June. Offers could then be made, once the appraisals are approved, contingent on available funds to the commission. If remaining acquisitions in the West Reach are complete then existing funds can be utilized in this stage (V-2A). If commission funds are depleted then funds from the 05-06 budget session can be used. (The current budget session ends the end of April, the new budget takes effect in July, and the first available State Budget Committee release should be in August.)

September 05 – Offers could be made as soon as funds are available. Landowners have 25 days to accept or reject offers. Residential offers could be hand-delivered to speed up the acquisition process. Condemnations, if any, would not be filed until the 25 day period had elapsed.

October to November 05 – Landowners will accept or reject offers and sign the actual easement agreements. We will record acceptances as they are received. Rejections will be filed for condemnation. Condemnations usually take about 3 to 4 months.

December 05 to May 06 ——— Condemnations and remaining acquisitions are completed.

The entire land acquisition procedure takes about one year, sometimes another few months if problems arise. It's to our advantage to start as early as possible to acquire the properties.

OPERATION AND MAINTENANCE REPORT
For meeting on Wednesday, March 2, 2005
(Information in this report is from January 27 – February 23, 2005)

O&M Committee (Ongoing issues):

1. Funding to complete O&M obligations.
 - A. A letter was received from the COE on April 14 indicating that FEMA will require that the city of Gary must provide certification that they will provide O&M in compliance with the COE manual prior to FEMA completing their re-mapping of the floodplain.(Ongoing)
 - As part of the City of Gary's request for taking O&M responsibility, they requested that the COE assume responsibility for complying with IDEM requirements for water quality regarding discharges for the Little Calumet River Flood Control Project.
 - A letter was sent to Greeley & Hansen Engineers (GSD Engineering consultants) on May 24, 2004, requesting they provide a Scope of Work that could be incorporated into a contract that would be done in 2005 as a LCRBDC/COE project cost. (Ongoing)
 - B. City of Gary (or their representatives) position on taking over O&M for pump stations.
 - LCRBDC received a letter from United Water regarding the maintenance of pump stations on June 9, 2004.
 - A proposal was submitted with this letter requesting \$37,250.71 in back payments as well as \$4,876/month for services with additional adjustments. (Available upon request.)
 - LCRBDC received an e-mail from United Water on December 17 referring to the June 9 letter and their proposal. In a conference call with Dwain Bowie on December 14 (Dan Gardner, Jim Pokrajac, Dwain Bowie), WREP indicated they would do no maintenance, or any diagnostics, without a signed agreement.
 - **LCRBDC requested Austgen Electric to do diagnostics for three (3) remaining Gary pump stations on February 8. these include Grant Street, Broadway, and Ironwood.**
2. A meeting was held with the City of Gary on June 28, 2004, to discuss land transfers, COE upgrades on lift stations, and Gary Stormwater Management District O&M.
 - A. Land transfers (approximately 359 acres) were discussed. LCRBDC Passed a resolution at the July 7, 2004 Commission meeting to begin process.
 - A meeting needs to be scheduled with the City of Gary to formulate a method to transfer these lands. **(Ongoing)**
 - B. An inspection with the COE, LCRBDC, and representatives from Gary was held for the (4) pump stations in Gary on September 13th. The sluice gates were inspected on September 14th and 22nd, 2004.
 - All four pump stations in Gary were inspected on September 13 (these included Burr St. North, Grant, Broadway, and Ironwood). Representatives from the COE, Greeley & Hansen, United Water, and the LCRBDC attended.

- Sluice gates were inspected on September 14 and Sept. 22 with representatives from the COE, Greeley & Hansen, United Water (provided the compressor), and LCRBDC.
 - Levee inspections were held September 24, 28, and 29. (Commissioner Bob Huffman attended in Jim Pokrajac's absence.)
 - The COE will comprise a punch list which will then be reviewed to see who has what responsibility to correct the deficiency.
- C. A request was submitted to the COE on October 5th, 2004, to provide a punch list of all facilities currently inspected and to schedule the remaining uninspected features as soon as possible in order to help us facilitate coordination with Gary to take over O&M responsibilities.
- Received a response from the COE on October 6, 2004 indicating they will get us a list of deficiencies when completed, and they would do remaining inspections when funding is available.
 - A letter was written to the COE on November 29, 2004, indicating the importance of completing the entire inspection and comprising a punch list.
 - Gary has indicated they will not accept O&M until these deficiencies are corrected.
- D. Sent a letter to the COE on October 5th, 2004, requesting "as-built" drawings not previously submitted in order that we could provide these to Gary as part of the O&M turnover process. (Ongoing)
- E. A letter was sent to the town of Griffith on December 20, 2004 requesting them to take over O&M between the EJ&E RR and Colfax Avenue (Burr St. Betterment Phase 1).
- **A meeting needs to be scheduled with Griffith to review their O&M responsibilities. LCRBDC requesting information from Corps for scope of work.**

Sandy Mordus

From: "Sandy Mordus" <smordus@nirpc.org>
To: "Mike Austgen" <mike@austgen.com>
Cc: <Robert.A.Craib@lrc02.usace.army.mil>; "Smales, Donald" <dsmales@greeley-hansen.com>
Sent: Tuesday, February 08, 2005 11:09 AM
Subject: Gary Pump Stations - Diagnostic Testing

Mike:

As per our conversation of February 7, I am providing you the following information to complete three (3) diagnostic reviews at existing pump stations in Gary, IN. As we had done at the North Burr Street pump station, we would like you to provide services to determine the deficiencies for the following stations:

(1) North Grant Street pump station

- Located east of Grant, south of the Little Calumet River, and directly north of the Steel City Truck Stop

(2) Broadway pump station

- Located east of Broadway, directly south of the Little Calumet River, approximately 150' east of the east right-of-way of Broadway

(3) Ironwood pump station

- Located approximately 1/4 mile west of Martin Luther King Drive, directly north of the Chicago, Ft. Wayne & Eastern RR (formerly Conrail). I will forward you a map to get access to this station because it is difficult to find.

The scope of this work will be to provide the diagnostics necessary to determine the cause of any control system failures or deficiencies for these three stations. Please provide us a proposal with the cost per hour for the work to be done and a total cost not to exceed. The final product also needs to provide a cost to correct these deficiencies. We would authorize up to \$500 per station to provide electrical repair on the site.

Please contact me if you have any questions or need additional information or if you would like to have me meet with your technician to explain the work in the field. I will provide you with a key that would allow access to all three stations.

Jim Pokrajac, Agent
Land Management/Engineering