



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 MROCKOWSKI
Governor's Appointment~~

CHARLIE RAY
Porter County Commissioners'
Appointment

VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

MEETING NOTICE

THERE WILL BE A MEETING OF THE
LITTLE CALUMET RIVER BASIN
DEVELOPMENT COMMISSION
AT 6:00 P.M. WEDNESDAY, APRIL 6, 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 March 2, 2005 1-4
5. Chairman's Report
 - Introduction of Chris Slattery, Executive Director of Trust for Public Lands, reporting on completion of mitigation acquisition in Hobart Marsh
6. Executive Director's Report
 - COE/FEMA update regarding removal of Gary from the floodplain 5-7
 - ROE status for VI-2 and VI-1N construction
7. Outstanding Issues

8. Standing Committees

- A. Environmental Committee – Committee Chair Mark Reshkin
- Mitigation properties for Hobart Marsh area requirements have been met (446 acres purchased; only 437 acres required)
 - Issues for Discussion
- B. Finance Committee – Report by Treasurer Arlene Colvin
- Financial status report
 - Approval of claims for March 2005
 - Approval of O&M claims for March 2005
 - Issues for discussion
- C. Land Acquisition/Land Management Committee – Committee Chair Bob Marszalek
- Land Acquisition
- Appraisals, offers, acquisitions, recommended actions
 - Action needed for acquired properties filing exceptions to court awards
 - Issues for discussion
- Land Management
- Committee Meeting held March 8 to discuss 30 acres east of Clay Street
 - Issues for discussion
- D. Project Engineering Committee – Committee Chair Bob Huffman
- Construction status reports received from Corps on March 28
 - Letter sent to the affected residents in VI-1S
 - Issues for Discussion
- E. Operation & Maintenance – Committee Chair Bob Huffman
- Update on East Reach pump station diagnostics
 - Instructional closure video for Gary completed
 - Received proposed dates for completing inspections from Corps
 - Issues for Discussion
- F. Legislative Committee – Committee Chair George Carlson
- Communication with State legislators regarding project funding
 - Issues for Discussion
- G. Recreational Development Committee – Committee Chair Bob Huffman
- Update of Cline Avenue crossing
 - Issues for Discussion
- H. Marina Development Committee – Committee Chair Charlie Ray
- Private marina development approvals by IDNR
 - Action authorizing Commission attorney and staff to take necessary steps transferring Commission-owned land at the marina to the city of Portage for the explicit purpose for the city to finish the marina slip development
 - Issues for Discussion
- I. Policy Committee – Committee Chair Bob Marszalek
- Issues for Discussion

8
9-10
11

12

13-14

9. Other Issues / New Business

10. Statements to the Board from the Floor

11. Set date for next meeting; adjournment

MINUTES OF THE LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION
HELD AT 6:00 P.M. WEDNESDAY, MARCH 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:

Charlie Ray
Arlene Colvin
Robert Huffman
John Mroczkowski
George Carlson
Steve Davis
William Biller
Mark Reshkin

Visitors:

Sandy O'Brien - Hobart
Elizabeth Johnson - Congressman's Office
Imad Samara - Army Corps
Bill Petrites - Highland resident

Staff:

Dan Gardner
Lou Casale
Sandy Mordus
Jim Pokrajac
Judy Vamos

A motion to approve the February 2, 2005 minutes was made by Bob Huffman; motion was seconded by George Carlson; motion passed unanimously.

Chairperson's Report - Chairman Bill Biller offered the Commission's condolences to Dan Gardner on the passing of his mother.

- Chairman Biller referred to the new phone list/committee list distributed.
- Chairman Biller talked about the February 15th meeting in the Mayor's office in Hammond. Although the Mayor was not present, his representatives voiced the Mayor's concern about moving forward as quickly as we are able. The City has even offered to fund appraisal fees to move forward. They would like us to focus on Stage V-2A (Kennedy to NSRR). Once that section were built, it would take portions of Hammond and Highland out of the floodplain. Land Acquisition Agent Judy Vamos distributed copies of a schedule for V-2A that included 25 total easement acquisitions (including 14 residential, 4 commercial, 4 municipal, 2 utility easements and 2 railroad easements). He stated that it is the Commission's intent to move all of Stage V-2 to construction as soon as possible, thus allowing for the first segment to be eligible to be removed from the floodplain.

Executive Director's Report - Mr. Gardner reported that in our need to move forward with O&M with the city of Gary, we have contracted with Austgen Electric to do diagnostics on the remaining Gary pump stations. We first need to make sure the pump stations are in operational condition before Gary would assume O&M responsibilities.

- We have received a letter from David Wright, Director of Planning for the city of Gary, that proposes a development in the area of 35th and Grant when Gary comes out of the floodplain. It is very important that we work out an agreement with Gary for O&M as soon as possible. This affects both east reach removal from the floodplain and the ability to let contracts in the west reach (per the IDNR permit). The agreement has to be in place before FEMA will remove Gary from the floodplain. It is also required to complete the remaining Burr Street construction. It is planned that the Commission's portion of Burr Street Phase II can be built with new monies from the 2005-2007 state budget. Attorney Casale confirmed with Arlene Colvin that at the next meeting, the mayor should be present. Once all flood control features have been accepted by the city of Gary for O&M responsibility, the city could move forward with their plan. Commissioner Mark Reshkin questioned whether their plan fits in with development of O&M that represents the

whole project area and whether it fits in with the MS4 plan. Imad Samara added that the Army Corps does not have to comply with the MS4 plan; the owner of the property does. Jim Pokrajac added that we will check previous easements with Gary to see if some of their development plan is in ponding/flowage areas. It was also stated that Highland and Hammond have already entered into agreements to assume responsibilities for O&M on their respective pump stations.

- Mr. Gardner talked about his phone call with Imad Samara regarding their Federal funding situation. Imad Samara stated that the President has revealed his budget, in which there is no funding for the Chicago Corps Little Cal water project at this point in time. Imad also added that this is only the first step. The budget has to go through Congress, Senate, and Conference. He is hopeful that funding will be forthcoming. He has been told to move forward and not slow anything down. Mr. Gardner added that the Commission is moving ahead as quickly as we can to be in a position to sign the ROE according to the Corps schedule.

Marina Committee – Committee Chairman Charlie Ray give the Marina report. He talked about the city of Portage wanting the marina property transferred to them. Portage would then complete the construction of the remaining required slips. There is about \$490,000 remaining on the revenue bond owed to Bank One that the city would continue paying (from original \$720,000). The city would assume everything; the Commission would be released from all previous responsibility. Mr. Gardner distributed an outline of the staff recommendation regarding the transfer of the interest of the Commission in the marina to the city of Portage. With the Board approving this outline of action, it would put together a Task Force that would deal with the issues to cause a property transfer, i.e. (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 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; and (4) release from responsibility of the ground lease with NIPSCO as the result of the ownership transfer. Attorney Casale added that it would involve more parties than just the Commission and the City, but it is possible; with Board approval, we can begin the process. Commissioner Mark Reshkin added that he was in favor of it as long as it reduces our marina responsibility so we can concentrate on flood control. Commissioner Bob Huffman stated that we need to put a dollar value on what we're giving up; and what we're gaining from this. Charlie Ray added that the Congressman wants to see this transfer happen as it would fit in with his Marquette Plan development. The Congressman thinks we should concentrate on putting up levees. Mr. Gardner asked the Commission to consider the outline of action. With that, Mark Reshkin made a motion for the Marina committee and staff to pursue the necessary steps to begin the process to accomplish the transfer; motion seconded by Bob Huffman; motion passed unanimously.

- Charlie Ray reported that the city of Portage had a meeting yesterday on the lakefront development plan where Dan Gardner and Commissioner Steve Davis attended. Mr. Gardner added that it is a great plan but very progressive. The Portage Public marina fits in nicely with the plan. Commissioner Bob Huffman asked if the plan is in compliance with the Marquette Plan and Mr. Gardner answered that it was an outgrowth of implementing the more general recommendation in the Marquette Plan.

Finance Committee – Treasurer Arlene Colvin presented the financial report and the claim sheet for February. She proceeded to make a motion to approve the claims; motion seconded by Bob Huffman; motion passed unanimously.

- Charlie Ray questioned the large amounts of monies for M-1, M-2 and M-4. Mr. Gardner answered that with these three property purchases, our obligation for lands needed for mitigation will be completed.

- Ms. Colvin referred to the letter we sent to the Corps acknowledging the placement of the \$472,500 for the local cash share contribution for FY2005 into the escrow account.

- Ms. Colvin then referred to the sheet listing out the Commission's current insurance policies (for information only).

- Ms. Colvin then proceeded to make a motion to approve the pending O&M claims totaling \$174.73; motion seconded by George Carlson; motion passed unanimously.

- Bob Huffman asked if there was any progress on 3120 Gerry Street. Jim Pokrajac answered that Mark Goodrich (from Attorney Casale's office) is trying to work with the State to release us from an obligation to perform a Phase 1

Environmental Report on the house. It is estimated that the cost would be \$1,500 to \$2,000; the only bid that came in for the house was only for \$7,000.

Land Acquisition/Land Management Committee – In Committee Chairman Bob Marszalek's absence, Arlene Colvin gave the report. She reported that there are no condemnations or no increased offers.

- Ms. Colvin reported that bids were received on the four farming areas that we advertised.

- Area #1 – Ms. Colvin made a motion to accept the bid from Tim & Ed Bult in the amount of \$76.25/acre (about \$10,675 for ±140 acres outside the line of protection; motion seconded by Bob Huffman; motion passed unanimously.

- Area #2 – Ms. Colvin made a motion to accept the bid from Tim & Ed Bult in the amount of \$2,600 as a lump sum to farm approximately 200 acres between the levees; motion seconded by Bob Huffman; motion passed unanimously.

- Area #3 – Ms. Colvin made a motion to accept the bid from Gary Dunlap in the amount of \$61/acre (about \$5,246) for ±86 acres); motion seconded by Bob Huffman; motion passed unanimously.

- Area #4 – Ms. Colvin made a motion to accept the bid from Jerry Ewen in the amount of \$66/acre (about \$3,432) for ±52 acres; motion seconded by Bob Huffman; motion passed unanimously.

- Charlie Ray asked if these areas needed to be pumped in order that they can be farmed. Jim Pokrajac stated that the Commission will not be paying any pumping costs. The farming area that would most likely require pumping has been bid out as a lump sum as is.

- Attorney Casale added that he is working on three easement acquisitions in the Industrial Park Area in Stage VI-North. Once those easements are acquired, that will finish up the easements needed there. He is hopeful to acquire those easements by the end of the month. We should have the known amounts at the next meeting.

Project Engineering Committee – Committee Chairman Bob Huffman reported that we have received construction status reports from the Corps on the Landscaping Phase 2 contract, Stage III Remediation contract, In-Project Mitigation contract, and the Pump Station 1A contract.

- Mr. Huffman referred to the attachment in the Engineering Report on the Pump Station 1A contract. There has been no progress. The Corps is still considering their options to end this contract with Overstreet.

- Stage V Phase 2A (Kennedy to NSRR) was discussed. This is the first area that, if constructed, would allow parts of Hammond and Highland to come out of the floodplain eastward to Cline Avenue. Mayor McDermott requested we pursue easement acquisitions in this area.

- Mr. Huffman reported that a letter was sent to the Lake County Surveyor's Office concerning the Hartsdale Pond clay issue.

- Mr. Huffman reported that a letter was sent to the Corps addressing the current review process.

- Imad Samara stated that the contract for Stage VI Phase 1 South has been awarded and construction should be starting this month. The next stage to be constructed is Stage VI-2 (Liable to Cline, south of the river) and then Stage VI Phase 1 North (Cline to Kennedy, north of the river). It is anticipated that construction should start in this summer for these two stages.

- Chairman Biller asked if we advertise these contracts in local newspapers. Discussion was held on this issue. Jim Pokrajac said we will advertise in the Times and Post Tribune and send a notice to local contractors to make them aware. Most local contractors do not routinely access the Army Corps web site to see what construction contracts are available for bid. Imad Samara added that it usually takes about two weeks from opening bids to award.

Operation & Maintenance Committee – Committee Chairman Bob Huffman reported that Austgen Electric has been contracted to do diagnostics for the three remaining pump stations in Gary. Before Gary will assume O&M, the pump stations must be in working order.

- It was reported that we have received an e-mail from the Corps indicating their desire to complete the inspection for the remaining gatewells in the very near future.

- Mr. Huffman reported that the Corps and USGS are preparing to update the flood warning system for Lake County, Gary and Hammond and that a meeting is currently being scheduled to discuss coordination.

Environmental Committee – Dan Gardner referred to the claim sheet listing the monies for the three mitigation properties. The monies are being drawn from the State. TPL is anticipating on closing all three properties before the end of the month. With these closings, the Commission will have met the required 437 acres to fulfill the mitigation requirement on the west reach IDNR permit (we will have acquired 446 acres). We will then contact IDNR for extension of the construction permit to the end of the project (State Line).

Legislative Committee – Committee Chairman George Carlson referred to page 10 in the agenda packet showing House Bill 1001 showing the line item of \$4 million for the LCRBDC. The bill will now go to the Senate. Mr. Carlson also referred to the two support letters from Representative John Aguilera and Hammond Mayor McDermott.

- Dan Gardner reported that he has talked with board members in Highland as well as some of the Representatives. We are hoping that the \$4 million figure will stay in the budget. Although we submitted a request for \$5 million, we need at least the \$4 million to be able to continue acquisition of additional west reach easements needed as well as the Burr Street Phase 2 construction to complete Gary. Mr. Gardner will send a thank you letter to the House members, and contact Senate members. Any contacts made by the Commissioners to the legislators was encouraged.

Recreation Committee - Committee Chairman Bob Huffman reported that we are awaiting a letter from INDOT that will give approval to cross at Cline Avenue for the recreational trail.

- Discussion took place on re-locating the proposed bridge west of Indianapolis Blvd. and north of Tri-State to east of the NIPSCO right-of-way in Stage V-2A. This would eliminate the impact of a trail behind residents west of Kennedy and the trail location would be adjacent to the Visitor's Center.

Policy Committee – No report.

Public Relations Committee – No report.

New Business – Steve Davis inquired whether the 40% minority participation will be adhered to in the new west reach contracts. Jim Pokrajac answered that it is stated in the contract requirements. The Commission will receive ongoing reports once construction has started so we will be able to follow. We will make every effort to contact minority contractors to make them aware of the Corps construction letting.

- Mr. Gardner publicly thanked the city of Hammond for their donation of the easements. Highland has also donated needed easements to the Commission. The willing participation from the municipalities to see this project through and help us with these easement donations is greatly appreciated and acknowledged.

- Mr. Gardner also stated that Hammond and Munster worked very well together in cleaning up a blockage in the river. He thanked Jim Pokrajac for his diligent effort in this issue.

Statements from the Floor - There were none.

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



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

March 14, 2005

**Planning, Programming and Project
Management Division**

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

Dear Mr. Gardner,

The Federal Emergency Management Agency (FEMA) and the US Army Corps of Engineers (USACE) have coordinated in an effort to expedite the completion of floodplain revisions along protected areas of the Little Calumet River. Complete submission of a Conditional Letter of Map Revision depends on various State and Local entities, in addition to Corps submissions. A summary of the current state of the submission process follows.

USACE, Chicago District, submitted FEMA's MT-2 form on December 29, 2003. The Chicago District received a reply from the National Flood Insurance Program (NFIP) FEMA Map Coordination Contractor on January 28, 2004. FEMA's response detailed six additional items for our response. Question 3(c) of the above letter indicated that our project site did not comply with Code of Federal Regulations Title 44 Section 65 subparagraph 12(a)(5). Under this portion of the regulations, our project cannot cause an impact to any structures in the effected area. FEMA and USACE Chicago District have work diligently to find a way in which to satisfy this portion of the regulation.

USACE Chicago District and FEMA Region V reached resolution through a temporary designation of A99. Code of Federal Regulations Title 44 Section 60.3 allows for a substantial reduction in flood insurance costs under this designation. Zone A99 is the flood insurance rate zone that corresponds to areas within the 1-percent annual chance floodplain that will be protected by a Federal flood protection system where construction has reached specified statutory milestones. Code of Federal Regulations Title 44 Section 61.12 details the statutory milestones.

- 100 percent of the total financial project cost of the completed flood protection system has been authorized;

Congress has authorized the Little Calumet River flood protection system from Cline Avenue to Interstate 65:

- At least 60 percent of the total financial project cost of the completed flood protection system has been appropriated;

Congress has appropriated 100% of the project funding through FY05.

- At least 50 percent of the total financial project cost of the completed flood protection system has been expended;

	Allocation		Expended	
	Federal	Local	Federal	Local
Inception to FY04	\$92,082,000			
FY05	\$0			
Total	\$92,082,000	\$20,000,000	\$91,456,000	\$20,000,000
Percentage	100%	100%	99%	100%

- All critical features of the flood protection system, as identified by the Administrator, are under construction, and each critical feature is 50 percent completed as measured by the actual expenditure of the estimated construction budget funds; and

All critical features of the flood protection system are under construction, and each critical feature is at least 50 percent complete as measured by the actual expenditure of the estimated construction budget funds.

- The community has not been responsible for any delay in the completion of the system.

The community has not been responsible for any delay in the completion of this protection system.

USACE Chicago District will proceed with the official request at the behest of the communities. We shall provide to FEMA "a complete statement of all relevant facts", which includes but not limited to the following pieces of information:

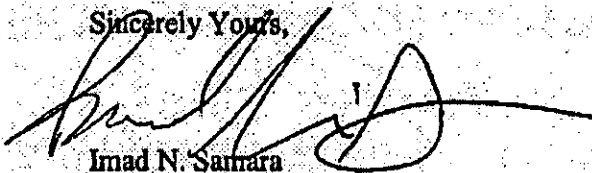
- Supporting technical data for our project;
- Cost Schedules;
- Budget appropriation data;
- Extent of Federal funding of system construction;
- Full and precise statement of the purpose of the system;
- Carefully detailed description of project, including construction completion target dates; and
- True copies of all contracts, agreements, leases, instruments, and other documents.

Compilation of the additional required documentation is in progress. Once a final package is ready for submittal, we shall contact you and Mayor King. Due to the unique and expansive nature of the protection system along the Little Calumet River, we are working closely with FEMA on this issue.

As stated previously, the review of our submitted Letter of Map Revision (LOMR) will proceed after the Corps addresses each of the six outstanding items. We address particular attention to question 3(c). FEMA requires the certification that no structures, in the proposed Burr Street Levee system, will be impacted by the increased 1% annual chance flood elevation. Upon completion of the Burr Street Levee, we can proceed with the LOMR process. Once the LOMR has been approved, the A99 zone will be converted to a Zone X designation. Zone A99 affords a reduced insurance premium, the fact that it is still a type of Zone A means that the mandatory purchase of flood insurance is still in effect until the levee is built, the LOMR approved and the area converted to a Zone X. If you have further question as to the progress of the submittal process or the submittal process itself, please do not hesitate to contact Imad Samara, Project Manager, 312-846-5560; or Susanne Davis, Chief Hydraulic and Environmental Engineering Branch, 312-846-5500.

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

Sincerely Yours,



Imad N. Samara
Project Manager

Copies Furnished:

Hon. Scott King
City of Gary

Jomary Crary
Indiana DNR, Division of Water

Elisabeth Johnson
Congressional Relation Manager
Congressman Peter J. Vesclosky

Rajindra Gosine
Indiana DNR, Division of Water

Mr. Ken Hinterlong
Region V
Federal Emergency Management Agency
Department of Homeland Security

Anita Nance
Indiana DNR, Division of Water

Dennis Zebell
Lawson-Fisher Associates P.E.

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION
FINANCIAL STATEMENT
JANUARY 1, 2005 - FEBRUARY 28, 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		<u>1,951.86</u>
		1,266,218.82

RECEIPTS - JANUARY 1, 2005 - FEBRUARY 28, 2005


LEASE RENTS		9,099.16
LEL MONIES (SAVINGS)		
INTEREST INCOME(FROM CHECKING & FIRST NATL)		172.92
LAND ACQUISITION		253,594.46
ESCROW ACCOUNT INTEREST		196.78
MISC. RECEIPTS		355.00
STEWART TITLE	355.00	
KRBC REIMBURSEMENT RE: TELEPHONE CHARGE		258.62
TRANSFERRED FROM SAVINGS		11,759.51
PROCEEDS FROM VOIDED CHECKS		
TOTAL RECEIPTS		275,436.45

DISBURSEMENTS - JANUARY 1, 2005 - FEBRUARY 28, 2005

ADMINISTRATIVE		
2004 EXPENSES PAID IN 2005	92,289.74	
PER DIEM		3,300.00
LEGAL SERVICES		623.66
NIRPC		21,980.92
TRAVEL & MILEAGE		451.18
PRINTING & ADVERTISING		50.00
BONDS & INSURANCE		
TELEPHONE EXPENSE		520.33
MEETING EXPENSE		
LAND ACQUISITION		
LEGAL SERVICES		17,493.63
APPRAISAL SERVICES		10,500.00
ENGINEERING SERVICES		2,659.50
LAND PURCHASE CONTRACTUAL		4,870.00
FACILITIES/PROJECT MAINTENANCE SERVICES		
OPERATIONS SERVICES		
LAND MANGEMENT SERVICES		31,430.28
SURVEYING SERVICES		20,998.13
MISCELANEOUS EXPENSES		
ECONOMIC/MARKETING SOURCES		
PROPERTY & STRUCTURE COSTS		380.00
MOVING ALLOCATION		
TAXES		
PROPERTY & STRUCTURES INSURANCE		
UTILITY RELOCATION SERVICES		2,269.68
LAND CAPITAL IMPROVEMENT		
STRUCTURAL CAPITAL IMPROVEMENTS		
BANK CHARGES MERCANTILE		10.20
PASS THROUGH FOR SAVINGS		11,836.51
TOTAL DISBURSEMENTS		129,374.02

CASH POSITION - FEBRUARY 28, 2005

CHECKING ACCOUNT		
LAND ACQUISITION		284,231.83
GENERAL FUND		16,486.04
TAX FUND		<u>0.00</u>
TOTAL FUNDS IN CHECKING ACCOUNT		300,717.87
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		213,110.09
(LEL MONEY)	74,791.86	
(MARINA SAND MONEY)	133,721.49	
(STATE DRAW MONIES)	-	
(GARY PARKS & REC MONIES)	-	
SAVINGS INTEREST	4,596.74	
TOTAL INVESTMENTS & SAVINGS		1,098,110.09
ESCROW ACCOUNT INTEREST AVAILABLE		<u>2,148.64</u>

 **TOTAL OF ALL ACCOUNTS** **1,400,976.60**

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION

MONTHLY BUDGET REPORT, MARCH 2005

	2005						UNALLOCATED		
	BUDGET	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	ALLOCATED TOTAL	BUDGETED BALANCE
5801 PER DIEM EXPENSES	10,000.00	0.00	0.00	0.00				0.00	10,000.00
5811 LEGAL EXPENSES	8,500.00	311.83	283.33	283.33				878.49	7,621.51
5812 NIRPC SERVICES	130,000.00	10,952.61	11,576.93	11,185.14				33,714.68	96,285.32
5821 TRAVEL/MILEAGE	10,000.00	25.84	6.12	66.43				98.39	9,901.61
5822 PRINTING/ADVERTISING	2,500.00	50.00	36.15	637.72				723.87	1,776.13
5823 BONDS/INSURANCE	8,000.00	0.00	0.00	0.00				0.00	8,000.00
5824 TELEPHONE EXPENSES	5,000.00	0.00	389.73	804.73				1,194.46	3,805.54
5825 MEETING EXPENSES	6,000.00	0.00	0.00	88.90				88.90	5,911.10
5840 PROFESSIONAL SERVICES	600,000.00	60,961.53	44,209.31	67,649.81				172,820.65	427,179.35
5860 PROJECT LAND PURCHASE EXP.	2,337,073.00	0.00	1,200,841.00	127,462.00				1,328,303.00	1,008,770.00
5882 UTILITY RELOCATION EXP.	100,000.00	194.46	129.64	1,955.00				2,279.10	97,720.90
5883 PROJECT LAND CAP. IMPROV.	5,000.00	0.00	0.00	0.00				0.00	5,000.00
5884 STRUCTURES CAP. IMPROV.	5,000.00	0.00	0.00	0.00				0.00	5,000.00
5892 PROJECT COSTSHARE/ESC ACCT	472,500.00	0.00	0.00	0.00				0.00	472,500.00
	3,227,073.00	72,496.27	1,257,472.21	210,133.06	0.00	0.00	0.00	1,540,101.54	1,686,971.46

	2005							UNALLOCATED	
	BUDGET	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	ALLOCATED TOTAL	BUDGETED BALANCE
5801 PER DIEM EXPENSES	10,000.00							0.00	10,000.00
5811 LEGAL EXPENSES	8,500.00							878.49	7,621.51
5812 NIRPC SERVICES	130,000.00							33,714.68	96,285.32
5821 TRAVEL/MILEAGE	10,000.00							98.39	9,901.61
5822 PRINTING/ADVERTISING	2,500.00							723.87	1,776.13
5823 BONDS/INSURANCE	8,000.00							0.00	8,000.00
5824 TELEPHONE EXPENSES	5,000.00							1,194.46	3,805.54
5825 MEETING EXPENSES	6,000.00							88.90	5,911.10
5840 PROFESSIONAL SERVICES	600,000.00							172,820.65	427,179.35
5860 PROJECT LAND PURCHASE EXP.	2,337,073.00							1,328,303.00	1,008,770.00
5882 UTILITY RELOCATION EXP.	100,000.00							2,279.10	97,720.90
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							0.00	472,500.00
	3,227,073.00	0.00	0.00	0.00	0.00	0.00	0.00	1,540,101.54	1,686,971.46

CLAIMS PAYABLE FOR MARCH 2005

ACCT	VENDOR NAME	AMOUNT	EXPLANATION OF CLAIM
5811	CASALE ,WOODWARD & BULS LLP	283.33	MONTHLY RETAINER FOR MONTH OF FEBRUARY 2005
5812	NIRPC	11,121.11	SERVICES PERFORMED FEBRUARY 2005
5812	UNITED PARCEL SERVICE	15.33	OVERNIGHT MAIL
5812	OFFICE MAX	21.71	OFFICE SUPPLIES
5812	JAMES E POKRAJAC	26.99	COST INCURRED FOR POLAROID FILM FOR PROJECT AREA
5821	SANDY MORDUS	43.18	MILEAGE 3/16/05-3/30/05
5821	JIM POKRAJAC	23.25	REIMBURSEMENT FOR PARKING & TOLLS FOR 3-9-05 MEETING
5822	HOLDEN GRAPHIC SERVICES	637.72	PRINTED CHECKS FOR COMMISSION USE
5824	VERIZON NORTH	121.93	BILLING PERIOD 2/16/05-3/15/05(TOTAL BILL 234.75,KRBC 112.82)
5824	VERIZON NORTH	123.33	BILLING PERIOD 3/16/05-4/15/05(TOTAL BILL 233.65,KRBC 112.32)
5824	AT & T	272.65	BILLING PERIOD 1/14/05-2/11/05(TOTAL BILL 294.29KRBC 21.64)
5824	AT & T	286.82	BILLING PERIOD 2/12/05-3/11/05(TOTAL BILL 303.05 KRBC 16.23)
5825	SAND RIDGE BANK	88.90	LAND MANAGEMENT COMMITTEE MTG 3/8/05 EXPENSE
5841	HOWARD O CYRUS	1,500.00	APPRAISAL FEE FOR DC-617
5841	HOWARD O CYRUS	1,500.00	APPRAISAL FEE FOR DC-1002
5841	HOWARD O CYRUS	1,750.00	APPRAISAL FEE FOR DC-1014A/1014B
5841	TONY ZALESKI JR	1,500.00	APPRAISAL FEE FOR DC-617
5841	TONY ZALESKI JR	1,500.00	APPRAISAL FEE FOR DC-1002
5841	TONY ZALESKI JR	1,750.00	APPRAISAL FEE FOR DC-1014A/1014B
5841	VALE APPRAISAL GROUP	1,500.00	APPRAISAL FEE FOR DC-617
5841	VALE APPRAISAL GROUP	1,500.00	APPRAISAL FEE FOR DC-1002
5841	VALE APPRAISAL GROUP	1,750.00	APPRAISAL FEE FOR DC-1014A/1014B
5842	R. W. ARMSTRONG	3,107.00	PROFESSIONAL SERVICES FOR PERIOD ENDED 3/11/05
5843	STEWART TITLE SERVICES OF NORTHWEST	360.00	TITLE WORK FOR DC-1118
5843	STEWART TITLE SERVICES OF NORTHWEST	350.00	TITLE WORK FOR DC-1124
5843	STEWART TITLE SERVICES OF NORTHWEST	360.00	TITLE WORK FOR DC-1125
5843	STEWART TITLE SERVICES OF NORTHWEST	470.00	TITLE WORK FOR DC-1103
5843	STEWART TITLE SERVICES OF NORTHWEST	470.00	TITLE WORK FOR DC-1112
5843	STEWART TITLE SERVICES OF NORTHWEST	470.00	TITLE WORK FOR DC-1116
5843	STEWART TITLE SERVICES OF NORTHWEST	360.00	TITLE WORK FOR DC-1117
5843	STEWART TITLE SERVICES OF NORTHWEST	360.00	TITLE WORK FOR DC-1119
5843	STEWART TITLE SERVICES OF NORTHWEST	360.00	TITLE WORK FOR DC-1120
5843	STEWART TITLE SERVICES OF NORTHWEST	360.00	TITLE WORK FOR DC-1121
5843	STEWART TITLE SERVICES OF NORTHWEST	360.00	TITLE WORK FOR DC-1122
5843	STEWART TITLE SERVICES OF NORTHWEST	360.00	TITLE WORK FOR DC-1123
5843	STEWART TITLE SERVICES OF NORTHWEST	360.00	TITLE WORK FOR DC-1126
5843	STEWART TITLE SERVICES OF NORTHWEST	360.00	TITLE WORK FOR DC-1127
5843	STEWART TITLE SERVICES OF NORTHWEST	360.00	TITLE WORK FOR DC-1128
5843	STEWART TITLE SERVICES OF NORTHWEST	360.00	TITLE WORK FOR DC-1129
5843	STEWART TITLE SERVICES OF NORTHWEST	360.00	TITLE WORK FOR DC-1130
5843	STEWART TITLE SERVICES OF NORTHWEST	1,160.00	TITLE WORK FOR DC-1169
5843	STEWART TITLE SERVICES OF NORTHWEST	470.00	TITLE WORK FOR DC-1185
5844	JAMES E POKRAJAC	3,784.30	ENGINEERING SERVICES 2/16/05-2/28/05
5844	JAMES E POKRAJAC	197.88	FEBRUARY MILEAGE
5844	JAMES E POKRAJAC	5,543.20	ENGINEERING SERVICES 3/1/05-3/15/05
5844	JUDITH VAMOS	2,531.10	LAND ACQUISITION AGENT SERVICES 2/16/05-2/28/05
5844	JUDITH VAMOS	34.34	FEBRUARY MILEAGE
5844	JUDITH VAMOS	3,796.65	LAND ACQUISITION AGENT SERVICES 3/1/05-3/15/05
5844	LORRAINE KRAY	844.80	CREDITING TECHNICIAN/LAND ACQUISITION ASST 2/16/05-2/28/05
5844	LORRAINE KRAY	787.20	CREDITING TECHNICIAN/LAND ACQUISITION ASST 3/1/05-3/15/05
5844	SANDY MORDUS	312.50	CREDITING TECHNICIAN SERVICES 2/16/05-2/28/05
5844	SANDY MORDUS	125.00	CREDITING TECHNICIAN SERVICES 3/1/05-3/15/05
5847	GARCIA CONSULTING	2,837.50	PROFESSIONAL SERVICES FOR PERIOD ENDED 2/17/05 SV-IIA
5848	GENE KELLAR PRODUCTIONS	9,655.00	VIDEO OF COMMISSION OWNED PROPERTY
5849	CASALE.WOODWARD & BULS LLP	11,773.34	LAND ACQUISITION/LEGAL SERVICES FOR PERIOD ENDED 3/25/05
5861	LAKE COUNTY CLERK	64,600.00	PURCHASE PRICE OF DC-617
5861	LAKE COUNTY CLERK	30,550.00	PURCHASE PRICE OF DC-1002
5861	LAKE COUNTY CLERK	25,000.00	PURCHASE PRICE OF DC-1014A/1014B
5861	LAKE COUNTY CLERK	7,200.00	PURCHASE PRICE OF DC-210/211
5861	LAKE COUNTY RECORDER	112.00	RECORDINGS FOR DC-1004,1012a,1013a & DC-1018
5882	SEH	1,955.00	UTILITY RELOCATION ASSISTANCE SVI

TOTAL

210,133.06

**APPROVAL TO PAY THE FOLLOWING INVOICES
FROM O&M FUND (LEL MONIES)
APRIL 6, 2005**

- **\$285.00 to Pride Electric Company installation of ground rod at 3120 Gerry Street**
- **\$5,470 to USGS for cost incurred to operate gaging station at Hart Ditch in Munster for period 10/01/03 thru 9/30/04**
- **\$110.46 to NIPSCO for costs incurred for elec. & gas at 3120 Gerry Street in Gary**

TOTAL \$5,865.46

Balance in O&M account (LEL monies) after paying these invoices will be \$68,963

//



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 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

March 23, 2005

Honorable Ralph Ayres
IN State Representative
520 Park Avenue
Chesterton, Indiana 46304

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

Dear Representatives Ayres and Aguilera:

I write on behalf of the Little Calumet River Basin Development Commission to thank you for helping secure as members of the House Ways & Means Committee \$4 million in the House version of the State biennial budget for the non-federal share of the Little Calumet River Flood Control/Recreation project. We will work with our delegation on the Senate side in an attempt to keep the amount at \$4 million. This funding would be committed to extending the public rights-of-way purchases westward in Hammond and Highland. The \$4 million figure is anticipated to extend the public right-of-way available to Hart Ditch/Northcote Avenue, as well as complete the construction of the Burr Street section in Gary (which was delayed due to the State budget shortfall causing loss of the last \$2 million in the 2003/05 appropriation). Completing Gary will allow the Gary stretch to petition removal from the floodplain and completing the project construction to Hart Ditch and Northcote will allow a large portion of Hammond and all of Highland to begin removal from floodplain designation and costly flood insurance payments.

I've included some aerial maps showing the areas in Hammond and Highland that will be directly benefited by the flood protection project construction beginning west of Cline Avenue to the Hart Ditch/Northcote Avenue. Again, thank you for your successful effort and we look forward to working with you to utilize these dollars in the best way toward completing this project.

Sincerely,


Dan Gardner
Executive Director

/sjm
encl.
cc:

Congressman Peter Visclosky
Northwest IN delegation
Imad Samara, ACOE

**STATE OF INDIANA
DEPARTMENT OF NATURAL RESOURCES
CERTIFICATE OF APPROVAL
CONSTRUCTION IN A FLOODWAY**

MAILED NOV 24 2003

APPLICATION # : FW-22247

STREAM : Burns Waterway

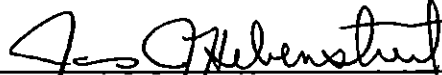
APPLICANT : Lefty's Coho Landing
Robert Frum, Sr
6161 Burns Waterway
Portage, IN 46368-1259

AGENT : Abonmarche Consultants, Inc
Bradley R Fausnacht
6330 East 75th Street, Suite 178
Indianapolis, IN 46250-2781

AUTHORITY : IC 14-28-1 with 312 IAC 10 and IC 14-29-1 with 312 IAC 6

DESCRIPTION : An existing 45-slip dock facility located along about 930' of the west bank of Burns Waterway will be replaced with a new 343-slip marina. The existing dock facility will be entirely removed. The existing boat docks will be relocated to the new marina and the streambank will be excavated and lined with riprap. This area will be excavated down to an elevation of 569.0', NGVD. The finished top of bank elevation will be 595.0', NGVD, with a 1.5:1.0 side slope armored with riprap. A steel sheet piling retaining wall will be constructed along approximately 1580' of the marina bank. The floodway activity is associated with the construction of the access channel, under application AC-11, and previously permitted under AC-4, which will provide access to the marina from Burns Waterway. Details of the project are contained in the plans and information previously provided to the Division of Water for permit AC-4 and FW-18664, and in information received electronically at the Division of Water on February 26, 2003, and in information and plans received at the Division of Water on March 13, 2003, March 14, 2003, March 17, 2003, and April 1, 2003.

LOCATION : **DOWNSTREAM:** Along the west streambank, beginning about 240' upstream (south) of the US 12 stream crossing and continuing upstream (south) for about 930' at Portage, Portage Township, Porter County
S½, NW¼, Section 36, T 37N, R 7W, Portage Quadrangle
UTM Coordinates: Downstream 4607126 North, 485276 East
UPSTREAM:
UTM Coordinates: Upstream 4606825 North, 485300 East

APPROVED BY : 
James J. Hebenstreit, P.E., Assistant Director
Division of Water

APPROVED ON : November 24, 2003

Attachments: Notice Of Right To Administrative Review
General Conditions
Special Conditions
Service List

RP

STATE OF INDIANA
DEPARTMENT OF NATURAL RESOURCES

CERTIFICATE OF APPROVAL
ACCESS CHANNEL

APPLICATION # : AC-11

STREAM : Burns Waterway

APPLICANT : Lefty's Coho Landing
Robert Frum, Sr
6161 Burns Waterway
Portage, IN 46368-1259

AGENT : Abonmarche Consultants, Inc
Bradley R Fausnacht
6330 East 75th Street, Suite 178
Indianapolis, IN 46250-2781

AUTHORITY : IC 14-29-4 and IC 14-29-1 with 312 IAC 6

DESCRIPTION : A 270' long, 180' wide access channel will be excavated along about 180' of the west bank of Burns Waterway to link the waterway with a proposed marina facility located about 270' landward of the top of bank. This channel will have a top width of 180' at an elevation of 595.0', NGVD; a bottom width of 100' at an elevation of 570.5', NGVD; a maximum depth of 25'-6", and a 1.5:1 side slope (south bank) armored with riprap. The entire north channel bank will be lined with a steel sheet piling bulkhead. Docks will be placed along both banks by the use of support and finger piling. The new access channel will provide a point of entry into a proposed marina basin having approximate dimensions of 1920' x 520'. This access channel construction is associated with application FW-22247, and was previously permitted under FW-18664. Details of the project are contained in the plans and information previously provided to the Division of Water for permit AC-4 and FW-18664, and in information received electronically at the Division of Water on February 26, 2003, and in information and plans received at the Division of Water on March 13, 2003, March 14, 2003, March 17, 2003, and April 1, 2003.

LOCATION : Along the west streambank, beginning about 360' upstream (south) of the US 12 stream crossing and continuing upstream (south) for about 180' at Portage, Portage Township, Porter County
S½, NW¼, Section 36, T 37N, R 7W, Portage Quadrangle
UTM Coordinates: Downstream 4607075 North, 485275 East

APPROVED BY : **ORIGINAL SIGNED BY**
James J. Hebenstreit, P.E., Assistant Director
Division of Water

APPROVED ON : November 24, 2003

Attachments: Notice Of Right To Administrative Review
General Conditions
Special Conditions
Service List

Reshkin
Copy

WORK STUDY SESSION
6 April 2005

ENVIRONMENTAL COMMITTEE
Dr. Mark Reshkin, Chairperson

1.) Mitigation Project finished. Final Report follows:

We are happy to report that the Mitigation Project of the Little Calumet River Flood Control and Recreation Project is completed. We have acquired 446 acres of land in the Hobart Marsh Area in Hobart, Indiana exceeding our goal of 437 acres required by the IN DNR.

The area lies south of Ridge Road, north of 61st Avenue, east of I-65, and on both sides of Liverpool Road to the east.

ACREAGE/COSTS:

M-1 = 62 acres =	\$ 492,318
M-2 = 51 acres =	\$ 359,131
M-4 = 20 acres =	\$ 188,095
M-12 & 14 = 173 ac.	\$1,074,625 (including relocation)
M-15 = 46 acres =	\$ 323,078
TOTAL = 352 acres	\$2,437,247
Plus <u>94 acres</u> already acquired within project boundaries.	
TOTAL = 446 acres	

2.) Trust for Public Land Executive Director Christine Slattery is making a presentation tonight about a dedication ceremony for the Hobart Marsh acquisitions. These preserved lands are now in the state's name (DNR) in perpetuity. TPL is planning a ceremony in Robinson Park on Liverpool Road complete with press coverage for later in April or early May.

*Need to set
another meeting*

**WORK STUDY SESSION
LAND MANAGEMENT
April 6, 2005
Bob Marszalek, Committee Chairperson**

-
1. LCRBDC received a proposal from VIEW OUTDOOR ADVERTISING on April 4 for three (3) new approved sign locations in the area of I-80/94 and I-65 (see attachments pages 1-3)
 - Offer of \$9,000 or 20% of net revenues per sign, whichever is greater.
 - Need action on accepting this proposal

 2. LCRBDC received a request for consideration from VIEW OUTDOOR ADVERTISING on April 4 for fourteen (14) additional sites adjacent to I-80/94 (see attachments pages 4-5)
 - VIEW does not anticipate constructing all of these, but possibly a reasonable number could be constructed based upon city of Gary and State approval.

 3. A meeting was held with the Land Management Committee on March 8 to discuss the property use of 30 acres east of Clay Street and north of Burns Ditch in Lake Station
 - Potential use by LEL to create a wetland banking site.

 4. ~~INDOT requested 0.16 acres of land for mitigation for construction of flood control features at I-80/94 and Broadway~~
 - ~~• Action needed to approve this land request for mitigation out of the excess acreage at Hobart Marsh~~
 - ~~• 437 acres were required and we have acquired seven (7) extra acres (see pages 4-5 of attachments to Land Management Report)~~



OUTDOOR ADVERTISING

April 4, 2005

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

Dear, Mr. Gardner,

Pursuant to your request, this letter will serve to describe View Outdoor Advertising's proposal for the three proposed Outdoor Advertising Sign locations on Commission property in the vicinity of the intersection of I-80/94 in Gary, Indiana.

The locations can be described as follows:

- 1) North side of I-80/94, approximately 2000' west of I-65 (in the vicinity of the access tunnel under I-80/94).
- 2) South side of I-80/94, approximately 900' west of I-65 (at the exit loop from I-65S to I-80/94 E).
- 3) West side of I-65, approximately 900' south of I-80/94 (at the exit loop from I-65S to I-80/94 E).

An aerial photo illustrating these locations is attached. Per the Commission's instructions, permits were pursued for the locations in question. As of this date, all permits required for the construction of Location 1 have been approved, it can be built at any time. All permits required for the construction of Locations 2 & 3 should be approved this week. I will update you on Wednesday prior to your Board meeting regarding the status of these permits. An additional anticipated location on I-65 south of Location 3 above will not be available due to State spacing requirements between signs. The frontage of the Commission property on I-65 is not sufficient to allow 2 signs along I-65 on Commission property.

Proposal

Our proposal for each of the locations would be the same: \$9,000 per year or 20% of net revenues, whichever is greater. The base annual rental of \$9,000 per location would be paid on a monthly basis in advance. In addition, at the end of each lease year a calculation would be made for each location to determine the 20% figure. An additional payment would be made at that time for any amount by which the 20% figure exceeds \$9,000. Net revenue would be defined as gross revenues actually received less agency commissions (if any) paid by View Outdoor to contract with the advertiser. No other costs would be deducted to establish the net figure. The 20% clause would create a partnership, allowing the Commission to receive additional revenue

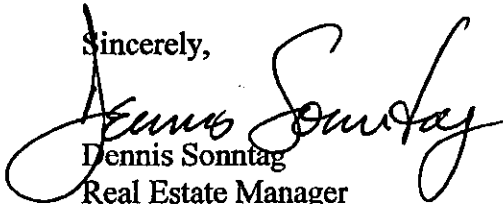
Proposal

Proposed tied to high occupancy, as well as provide a vehicle for the rent to increase as we increase advertising rates going into the future. Additionally, the \$9,000 provides the Commission a secure, guaranteed income base.

Additional provisions in the lease would include language prohibiting us from obstructing the access roadway, and a provision defining types of advertising that the Commission would not want to appear on the sign.

As I have indicated in the past, I am eager to meet with you and/or other Commission members to finalize the details of an agreement and begin construction as soon as possible to start the income stream. Please let me know how I can assist.

Sincerely,



Dennis Sonntag
Real Estate Manager

Whiteco Industries / View Outdoor Advertising LLC

cc: Mr. James Pokrajac

PARCEL NO.: DC 824
COUNTY: LAR8
SECTION: 14 & 23
TOWNSHIP: T36N
RANGE: R8W

OWNER:

NIPSCO

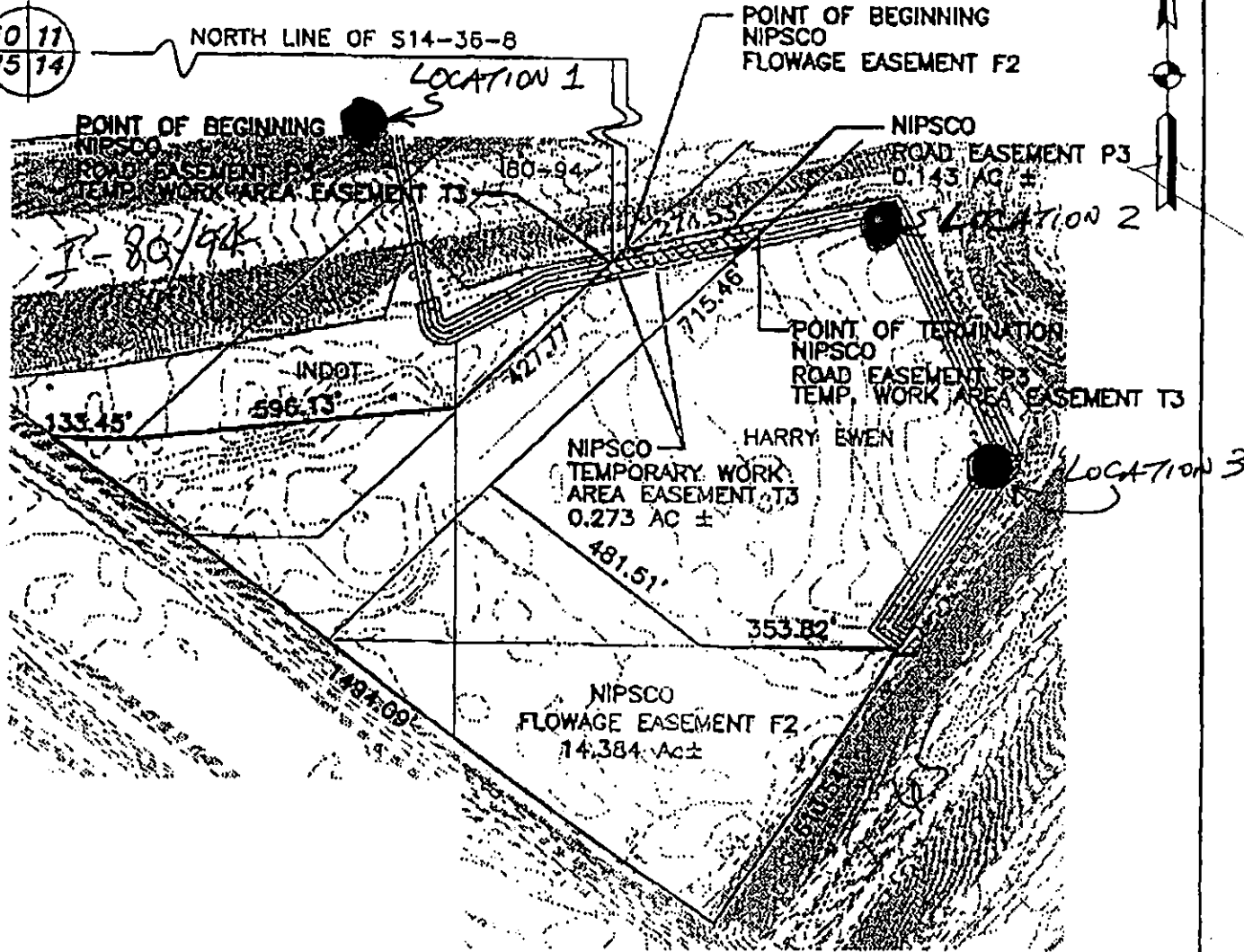
FLOWAGE EASEMENT F2

ROAD EASEMENT P3

TEMPORARY WORK AREA EASEMENT T3

DRAWN BY: LMD
DATE: 03/24/00
CHECKED BY: GLH
DATE: 3/24/00
SCALE: 1"=300'



This Plat was prepared from information obtained from the Recorder's Office and other sources which were not necessarily checked by a field survey or this report.



CAD FILE: M:\PROJ\0664\3010\SURVEY\PLAT\3010P.S3.DWG

DLZ ACCOUNT 0064-3005-70

EAST REACH REMEDIATION

-  ROAD EASEMENT
-  TEMPORARY WORK AREA EASEMENT



LAND PLAT

DLZ
INDIANA, INC.

7011 Indianapolis Boulevard
Hammond, IN 46324
TELEPHONE (219) 845-1750 FAX (219) 845-1755

View

OUTDOOR ADVERTISING

April 4, 2005

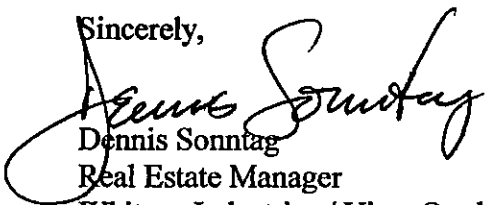
Mr. Dan Gardner, Executive Director
Little Calumet River Basin Development Commission
6100 Southport Road
Portage, Indiana 46368

Dear, Mr. Gardner,

Attached please find a map indicating additional sign locations available on properties owned by the Commission adjacent to I-80/94. The blue dots on the map indicate the approximate locations of the 14 additional sites.

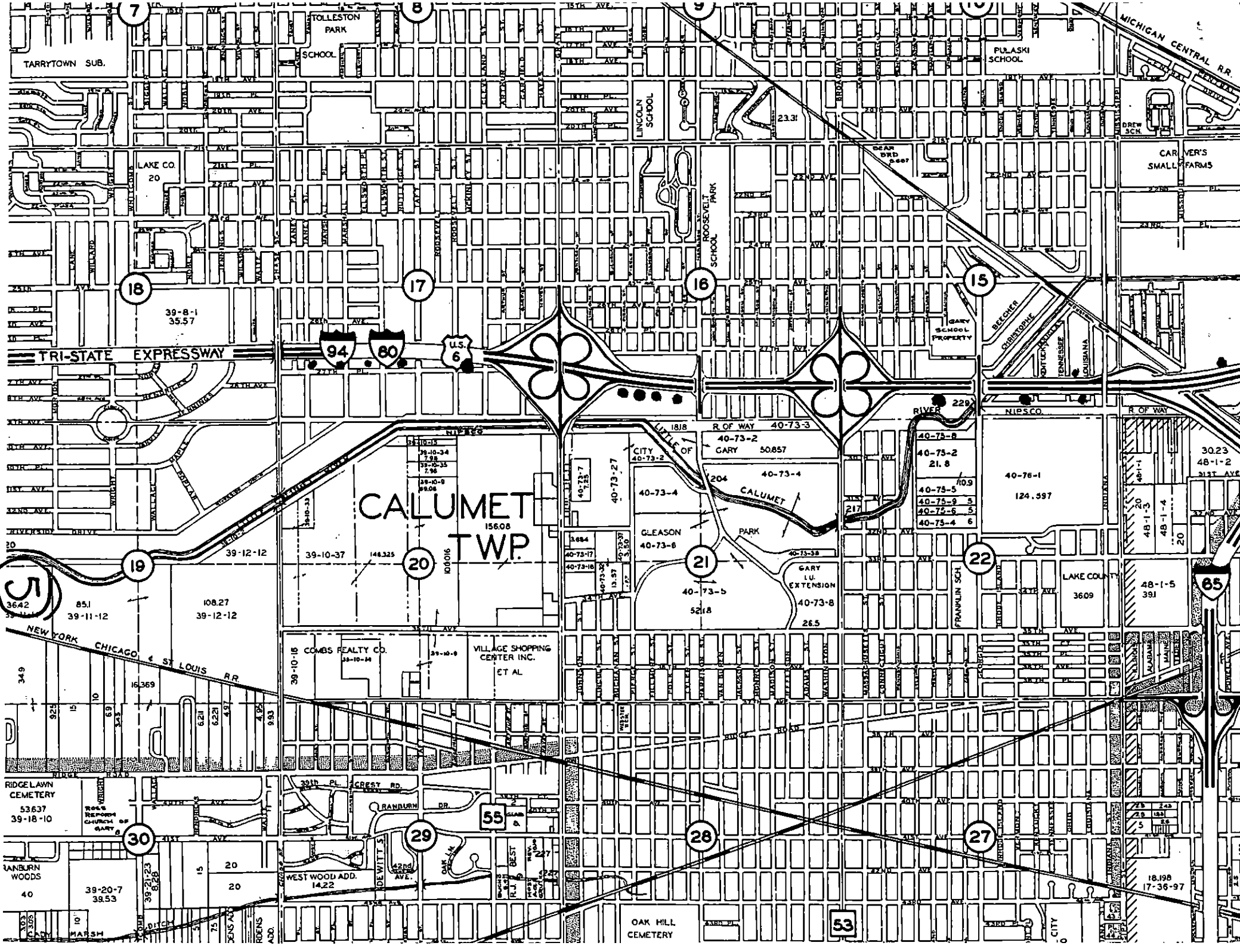
Clearly, neither the City of Gary, the Commission, nor View Outdoor would anticipate all 14 sites being built. I am illustrating these general locations to give you an overview from which a reasonable number (if any) can be determined. There are some strategic approaches that can be made in this process, and I would welcome the opportunity to meet with you to share our experience and contacts with yours to determine what might be possible and practical.

Sincerely,



Dennis Sonntag
Real Estate Manager
Whiteco Industries / View Outdoor Advertising LLC

cc: Mr. James Pokrajac



TARRYTOWN SUB.

TOLLESTON PARK

PULASKI SCHOOL

MICHIGAN CENTRAL R.R.

LINCOLN SCHOOL

LAKE CO. 20

CARVER'S SMALL FARMS

18

17

16

15

TRI-STATE EXPRESSWAY

94

80

U.S. 6

39-8-1
35.57

GARY SCHOOL PROPERTY

CALUMET TWP.
15608

R OF WAY 40-73-3
40-73-2
GARY 50857

40-75-8
40-75-2
21.8

NIPSCO

40-76-1
124.597

3023
48-1-2
31ST AVE

3642

19

108.27
39-12-12

20

40-73-7
7.85

CITY OF GARY
40-73-2

40-73-4
204

40-73-4

40-75-5
10.9

40-75-9
5

40-75-6
5

40-75-4
6

48-1-1
48-1-4

48-1-5
391

NEW YORK CHICAGO & ST LOUIS R.R.

39-10-15 COMBS REALTY CO.
39-10-14

VILLAGE SHOPPING CENTER INC.
ET AL

21

40-73-5
521.8

GARY L.U. EXTENSION
40-73-8
26.5

22

LAKE COUNTY
3609

65

RIDGELAWN CEMETERY
53637
39-18-10

30

39th PL CREST RD

29

55

28

27

LANBURN WOODS
40

WEST WOOD ADD.
14.22

OAK HILL CEMETERY

53

18.198
17-36-97

LAND ACQUISITION REPORT
For meeting on Wednesday, April 6, 2005
(Information in this report is from February 24 – March 30, 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)

STAGE V-2 is separated into V-2A and V-2B for property identification only:

STATUS (Stage V – Phase 2A) – Kennedy to NSRR – Both N & S levees:

1. 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.
2. **LCRBDC ordered title work and the updated location surveys were partially completed on March 17, 2005.**

STATUS (Stage V – Phase 2B) – NSRR to Northcote: (Excluding Woodmar Country Club & Wicker Park Manor)

1. 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.
2. **A preliminary budget of anticipated costs for the entire V-2 Stage has been completed. Stage V-2A is currently in acquisition procedure. Stage V-2B can be started after a few engineering design changes have been made.**

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

1. We are waiting on the COE concurrence letter 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:
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. Hearing date was February 10, 2005 and court appraisers will return with findings by March 18, 2005. **Two extensions were requested while attorneys reached a settlement. Money will be paid into court ASAP.**
 - **Krosan requested that a sheet pile wall be installed in the back of their property in lieu of the proposed levee to reduce the impact.**
 - **Krosan will donate the land, with the exception of \$25,000 for a permanent roadway easement east of their building.**
 - **The COE wrote a letter on March 9 to the LCRBDC indicating they would modify the design and that they would coordinate with the LCRBDC to modify the real estate requirements.**
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.
4. **The Hammond Park Board met on March 8 and approved and signed the easement agreements for the Carlson/Oxbow Park area.**
 - **We will send copies of recorded easements to the Congressman's Office as requested.**

2-3

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7

STATUS (Stage VI-Phase 2) – Liable to Cline – South of the river:
Land Acquisition deadline March, 2005

1. **Our last two condemnation court awards have been returned. Each award is higher than our offer. DC617 and 1002 are considered closed after we pay the money into court.**
 - 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. (DC-1001, DC-1030, DC-1030-A)
 1. **An e-mail was received from NIPSCO on March 14 indicating they will waive reimbursements for the agreements, but would like to insert some language into the current easement agreements.**
 - **Supplements were reviewed by LCRBDC staff, they were inserted into the agreements**
 - **NIPSCO agreements were executed and returned to LCRBDC on March 28.**

8

9

C. Griffith easements were requested by the Army Corps to include the recreation trail east of Cline, based upon a letter from INDOT on March 1, 2005 showing no objection to crossing Cline at the NIPSCO R/W. 10

1. First Group Engineering (Dennis Cobb) will pursue coordination for approval under contract with LCRBDC.
2. The Army Corps agreed at the March 15, 2005 Real Estate meeting that this would be included as part of an upcoming construction contract because the acquisition deadline of March 31, 2005 for this parcel could not be met.
 - A letter was sent to the Corps on March 30 requesting the Griffith portion could be done on a future contract. 11

2. We are in court on DC617, the large 69 acre tract west of Cline. Court Appraisers returned with findings on March 16, 2005. Our offer was \$26,000; court award was \$64,600. Landowner Attorney has filed exceptions to the award.

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.

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. At our monthly Corps/LCRBDC Real Estate meeting on March 15, 2005, it was discussed to continue with Burr Street as far as possible. Deadline is August 2005. Corps will possibly know then if they will receive their Burr Street funding.
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. LCRBDC had a conference call with John Weaver of INDOT on March 16, 2005 requesting incremental cost data at Cline Avenue that would substantiate crediting. Best estimate still is in the range of \$300,000-\$400,000.
2. We have submitted from March 1-31, 2005, a total of \$453,279.22 to the Corps for land acquisition crediting. Corps is still reviewing \$54,748.40 from January 2005.

GENERAL INFORMATION:

1. Mitigation acquisition in the Hobart Marsh is complete. We closed on M-4 (25 acres) on March 24, 2005 and M-1 (62 acres) and M-2 (52 acres) on March 30, 2005. TPL will be scheduling a dedication ceremony in April for the saving of the Hobart Marsh area. TPL Executive Director Chris Slattery will be present at the April Board meeting to explain the details. 12
2. Congressman's Office has asked for a continuing update on mitigation acquisitions. Information supplied on March 8, 2005. 13-15
3. Money paid into court for condemnations but never claimed by the landowner is now being returned to us. We will make an effort to find the owners and forward the court award.

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION

**ANTICIPATED COSTS / BUDGET FIGURES FOR STAGES V-2A & B
as of 3/22/05**

Stage V-2 A (Kennedy to the Railroad) (start February 05/deadline May 06)

Currently in acquisition. Twenty-five (25) acquisitions. Surveys, title work ordered. Appraiser set to start around April 15. We have previous completed appraisals with the following amounts. Total cost for land estimated to be \$262,500. Total cost for utility relocation estimated to be \$225,000.

13 residential @ \$3,500 each =	\$ 45,500
1 railroad @ \$47,000 =	\$ 47,000
1 commercial @ \$50,000 =	\$ 50,000
2 vacant lots @ \$4,00 each =	\$ 8,000
4 municipalities @ 5,000 each =	\$ 20,000
2 NIPSCO totaling \$10,000 =	\$ 10,000
2 corporates totaling \$ 20,000 =	\$ 20,000
	\$200,500 + \$40,000 title work & surveys *
	+ \$22,000 appraisals costs **
Plus utility relocation =	\$225,000 ***

Stage V-2 B (Railroad to Northcote) (start June 06/deadline September 06)

Thirteen acquisitions. Some real estate design changes still to be made. Total cost estimated to be \$567,500 plus utility relocations. Total cost for land estimated to be \$517,000. Total cost for utility relocations estimated to be \$525,000.

2 residential @ \$3,500 each =	\$ 7,000
8 corporates totaling	\$ 260,000
1 INDOT @ 5,000 =	\$ 5,000
1 golf course =	\$200,000
1 railroad =	\$ 45,000
	\$517,000 + \$18,000 title work & surveys *
	+ \$32,500 appraisal costs **
Plus utility relocation =	\$525,000 ****

- * title work calculated @ \$385 each DC number / surveys @ \$1,000 per DC number
- ** appraisals calculated @ \$2,500 each with increase on some corporates
- *** based on 2001 cost estimate and current Corps design for 18 pipelines
- **** based on 2001 cost estimates

ABRAHAMSON, REED & BILSE

ATTORNEYS AT LAW

200 RUSSELL STREET

HAMMOND, INDIANA 46320-1818

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KENNETH D. REED
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STEVEN L. KIRKMAN

TELEPHONE NUMBER
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FACSIMILE NOS.
(219) 937-1524 SERVES
HAROLD ABRAHAMSON
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JOHN P. REED
(219) 937-3174 SERVES
SCOTT R. BILSE
AIMEE R. RIVERA
STEVEN L. KIRKMAN

March 4, 2005

Louis M. Casale
Attorney at Law
9223 Broadway, Suite A
Merrillville, IN 46410

In re: State of Indiana, Little Calumet River Basin Development
Commission vs. Krosan Development, LLC, et al

Dear Lou:

In an effort to conclude our ongoing discussions regarding a potential settlement of the issues, I am authorized to make the following proposal:

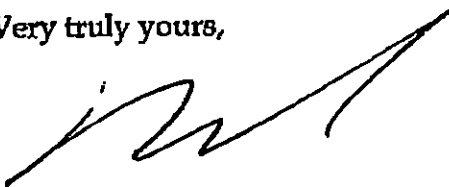
1. The Little Cal/ Army Corp will substitute sheet pilings in lieu of the earthen levy, and obviously narrow the permanent easement requirements accordingly.
2. The landowners will donate the requisite revised easements for permanent flood control.
3. The landowners will donate the requisite work area, and temporary access for ingress and egress to service the same.
4. The Little Cal/ Army Corp will furnish a plan, spec and drawing prior to commencement of construction.
5. All damage to pavement, buildings, sewer lines, water lines, landscaping and the like will be repaired.

6. The landowners will settle for damages in the sum of \$25,000, referable to the permanent roadway shown on the present plans for taking in the pending lawsuit, with the understanding that said roadway shall be non-exclusive as to its use, and will be maintained as all other such roadways are maintained by the Little Cal and/or the Army Corp.

7. I suppose we can have an order entered reflecting our settlement, placing the same of record in the pending lawsuit, if you wish.

I'm always interested in your comments.

Very truly yours,



Kenneth D. Reed

KDR:jf

cc: Gilbert F. Blackmun

ATTORNEYS AT LAW

CASALE, WOODWARD & BULS, LLP

9223 BROADWAY-SUITE A • CAMBRIDGE COMMONS • MERRILLVILLE, IN 46410 • TELEPHONE: 219-736-9990 • FAX: 219-736-9991
417 S. DEARBORN STREET • SUITE 1000 • CHICAGO, ILLINOIS 60605 • TELEPHONE: 312-663-0901 • FAX: 312-663-0991
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E-MAIL: thefirm@cwblawfirm.com

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R. BRIAN WOODWARD
DAVID M. BLASKOVICH*
DAVID W. MASSE
MARK A. GOODRICH
DANETTE GARZA

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LEGAL ASSISTANTS
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CAROL E. BERWANGER
PAMELA R. MILLER
KAREN SHANAHAN
MICHELLE L. POLING

FINANCIAL COORDINATOR
CHRISTY DUERR

March 23, 2005

~~Kenneth D. Reed~~
ABRAHAMSON & REED
200 Russell Street
Hammond, IN 46320

*DC
1014 -
Settlement with
Krosan -
JC
3/28/05*

VIA FACSIMILE 219-937-1524 &
REGULAR FIRST CLASS MAIL

RE: Little Calumet River Basin Development Commission acquisition of Krosan Enterprises/Krosan Development, LLC property

Dear Ken:

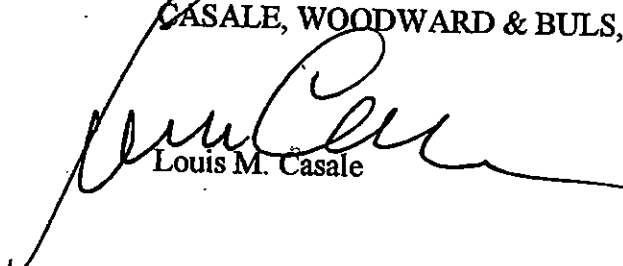
Thank you for your assistance in developing the settlement regarding the above condemnation case and forwarding the faxed, signed Stipulation Agreement. Enclosed please find a fully executed, file-marked Stipulation and Order. I will request the agreed upon funds and, upon receipt, will deposit the funds into the Clerk's office for disbursal to your clients.

Attached hereto is a letter from the Army Corps of Engineers as well as a sketch which I believe embodies the additional principals to which we agreed.

Once again, thank you for your continued cooperation in this matter.

Sincerely,

CASALE, WOODWARD & BULS, LLP



Louis M. Casale

LMC/amo

Enclosures

cc: Dan Gardner

Bankruptcy • Business Litigation • Civil Rights • Creditors Rights • Condemnation • Construction • Corporate • Criminal Defense
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DEPARTMENT OF THE ARMY
CHICAGO DISTRICT, U.S. ARMY CORPS OF ENGINEERS
111 NORTH CANAL STREET
CHICAGO IL 60606-7206

March 9, 2005

Planning, Programming and Project
Management Division

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

Dear Mr. Gardner:

I'm writing this letter in response to your March 7, 2005 letter, regarding the acquisition of the property (DC-1014). This property is owned by Krosan Development LLC and needed for the Little Calumet River Flood Control Project, Stage VI-1 North. As you stated in the letter, the Little Calumet River Basin Development Commission (LCRBDC) requests that the COE consider and commit to reducing the real estate requirements from levee to sheet pile floodwall. As a result of this action the owner, Krosan Development, will drop the condemnation proceedings and accept a lesser offer price for DC-1014. I would like to inform you that the COE would move forward to replace the levee requirement for DC-1014 to a sheet pile floodwall requirements. A revised real estate drawing will be provided to your surveyor by March 11, 2005.

The change from levee to floodwall will increase the construction and the design costs. This cost increase will be offset by the reduced cost of real estate. The main reason we are endorsing this change is for the fact that this will help us get the right-of-entry for the Stage VI-1 North in timely manner to award a construction contract in June 2005.

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

Sincerely Yours,

A handwritten signature in black ink, appearing to read "Imad N. Samara", written over a horizontal line.

Imad N. Samara
Project Manager



Hammond
 Parks and Recreation
 5825 Sohl Avenue
 Hammond, Indiana 46320

Patrick Moore, Administrator

Charles Blaine, Superintendent

HAMMOND PARK BOARD OF COMMISSIONERS

Regular Meeting
 March 8, 2005

- I. Call the Regular Meeting to Order
- A. Roll Call
- B. Motion to Approve Agenda
- C. Motion to Approve Minutes From Previous Meeting
- D. Motion to Approve Payment of Bills
- E. Motion to Approve Receipts

- II. Contracts
- A. Civic Center and Jean Shepherd Community Center

- III. New Business
- A. Easement Agreements for Little Calumet River Basin

- IV. Correspondence
- VI. Public Comment

- VII. Schedule of Next Meeting (March 8) / Adjournment

* A MOTION WAS MADE AND APPROVED TO SIGN THE AGREEMENTS TO ALLOW CONSTRUCTION IN STAGE VI - PHASE 1 NORTH SEGMENT (THE CARLSON/OXBOW PARK AREA). AGREEMENTS WERE SIGNED AND NOTARIZED.

Phone 219.853.6378
 Fax 219.853.6504
 Fax 219.933.4000



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

9 March 2005

Ms. Elizabeth Johnson
c/o Congressman Peter Visclosky
701 East 83rd Suite 9
Merrillville, IN 46410

*Congressman's
office has
requested we send
copies of recorded
easements on 3/3/05. JR.*

Dear Elizabeth,

RE: Copies of Recorded Hammond Easements

As you requested I'm sending copies of the City of Hammond Flood Protection, Temporary Work Area, and Flowage Easements I recorded on 3 March 05 at the Lake County Government Center.

I also send my thanks for waiting while my office was re-assembled after the painting and carpeting. Please call me at 219-763-0696 if you have questions about the easements.

Respectfully,

Judith (Judy) Vamas, Land Acquisition

Attachment:

ATTORNEYS AT LAW

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PAMELA R. MILLER
KAREN SHANAHAN
MICHELLE L. POLING

FINANCIAL COORDINATOR
JULIE MALKOWSKI

March 18, 2005

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

VIA FACSIMILE (219) 762-1653 &
REGULAR FIRST CLASS MAIL

RE: DC-617 (██████████) and
DC-1002 (██████████) – Purchase Order Claim Form and Check Requests

Dear Sandy:

Please prepare a purchase order claim forms and a checks for the following:

- DC-617 Lake County Clerk Purchase Price of DC-617 LCRBDC vs. ██████████, et al. Cause No. 45D03-0410-PL-00093 \$64,600.00
- DC-1002 Lake County Clerk Purchase Price of DC-1002 LCRBDC vs. ██████████, et al. Cause No. 45D05-0502-PL-27 \$30,550.00

OFFER WAS \$26,000

OFFER WAS \$14,400

Please include the Cause Number on the checks. I have enclosed a copy of each Report of Appraisers for your reference. Please mail the purchase orders and checks to me at your earliest convenience.

Sincerely,

CASALE, WOODWARD & BULLS, LLP

Angela M. Ogrentz
Paralegal

Enclosure
cc: Judy Vamos

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

Sandy Mordus

From: "Sandy Mordus" <smordus@nirpc.org>
To: "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>
Sent: Monday, March 14, 2005 12:05 PM
Attach: DC 1001.pdf; DC 1030-A.pdf
Subject: Fw:

Imad:

I'm forwarding to you the e-mail I received from John Henry. Will you please review their wording and let me know if you have any concerns or questions. I will also review these items and then you and I can compare notes. Upon our concurrence, I will then discuss it with NIPSCO before sending it to Lou for his final review. These are critical for us to facilitate the easement agreements with NIPSCO for SVI-P2 (with a March deadline for real estate). Call me when you have had an opportunity to review these or if you want to send an e-mail back with any changes, questions, or suggestions, I can review it at that time.

Jim Pokrajac, Agent
Land Management/Engineering

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

From: <jhenry@nisource.com>
To: <smordus@nirpc.org>
Sent: Monday, March 14, 2005 10:27 AM

- > Jim / Sandy - Please insert the language below to the specific document
- > referenced and return for signature. You can just E-Mail (I have the
- > exhibits) them back to me and I will have them executed before Jim goes on
- > vacation the 18th.
- >
- > (See attached file: DC 1001.pdf) (See attached file: DC
- > 1030-A.pdf)
- >
- > NIPSCO has agreed to waive reimbursement for the easements.
- >
- > John R. Henry
- > NiSource Real Estate
- > (p) 219-647-4115
- > (f) 219-647-4123
- >



INDIANA DEPARTMENT OF TRANSPORTATION
LAPORTE DISTRICT- DEVELOPMENT SECTION

P.O. Box 429
LaPorte, IN 46352

(219)362-6125 FAX: (219) 325-7538
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MITCHELL E DANIELS JR., Governor
THOMAS O. SHARP, Commissioner

March 1, 2005

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

Re: SR 912, Cline Avenue, at River Drive
Request for Recreation Trail Crossing
Town of Highland, Lake County

Dear Mr. Pokrajac:

In response to Mr. Cobb's (First Group Engineering) letter regarding the proposed pedestrian crossing at the subject location and to confirm the conversation with Mr. Cobb on February 1, 2005, the District does not object to this crossing.

Details of the addition of pedestrian signals and pavement markings should be worked out with the District Traffic Section, through Jim Kaur, Traffic Engineer, (219) 325-7444.

Other details of trail construction on State right-of-way (R/W) should be handled through the permit process. Contact John McFadden, Regulatory Supervisor, (219) 325-7526.

Please note that River Drive, from its intersection with SR 912, north to just north of the Little Calumet River (approximately 179th Street) is still under State control. It has not been relinquished to the Town of Highland or City of Hammond. INDOT permits will be required for trail construction in this area.

Sincerely,

Donald C. Abraham
LaPorte District Development Engineer

DCA/slw

cc: D. Cobb
J. Kaur
J. McFadden
J. Smith
L. Shrader
file
pc: SR 912-RiverDrive-TrailCrossing-Pokrajac-3-1-05-ltr

10



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
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Governor's Appointment

CHARLIE RAY
Porter County Commissioners' Appointment

VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

March 30, 2005

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

Dear Imad:

At our March 15 Real Estate meeting, the LCRBDC pointed out that the inclusion of the recreational trail work in Griffith, east of Cline Avenue, would delay the signing of a right-of-entry for Stage VI Phase 2 and should not be included as part of this upcoming contract.

We received correspondence from INDOT indicating they would have no objection to the LCRBDC using the Cline Avenue crossing at the stoplight for the extension of the recreational trail between Griffith and Highland. The LCRBDC is in the process of contracting out Dennis Cobb from First Group Engineering to coordinate the permit and design with INDOT. This process could take several weeks before we could determine the final real estate requirements or signing of agreements to permit this crossing. We would request that the crossing at Cline Avenue, as well as the installation of the recreational trail eastward to the EJ&E RR, be included in a future contract. The LCRBDC has also sent a letter to the EJ&E RR requesting current information as to what will be required for us to be in compliance with creating a new at-grade trail as is currently proposed in your design.

If you have any questions regarding the omission of this portion of construction from SVI Phase 2, please contact me.

Sincerely,



Dan Gardner
Executive Director

/sjm
cc: Robert Huffman, Lou Casale, Jim Pokrajac, Judy Vamos





CHICAGO TITLE INSURANCE COMPANY

BUYER'S/BORROWER'S SETTLEMENT STATEMENT

PAGE: 01

ESCROW NUMBER: 00421-624/5954 -001 ORDER NUMBER: 00421-624/5954

CLOSING DATE: 03/24/05 CLOSER: Stacey L. Prigge

BUYER: State of IN, Dept. of Natural Resources

SELLER: The Trust for Public Land

PROPERTY: 4600 Liverpool Rd, Hobart, Indiana 46342

	CHARGE BUYER	CREDIT BUYER
Sales Price	\$ 187,500.00	\$
Funds deposited by Little Calumet River		189,000.00
Settlement or Closing Fee To Chicago Title Insurance Co.	100.00	
Title Insurance To Chicago Title Insurance Co.	467.50	
Recording Fees to Chicago Title Insurance Co.	28.00	
Refund of Overdeposit to Little Calumet River Basin Dev.	904.50	

TOTALS	\$ 189,000.00	\$ 189,000.00
	=====	=====

*Closing statement
for M-4 -
mitigation of
3/24/05
Closing on M-1 annual
M-2 on 3/30/05*

Judith Varnos 3/24/05

State of IN, Dept. of Natural Resources
By: Judith Varnos of Little Calumet River Basin
Development Commission

DATE: 03/24/05 11:11:22

12

Judy Vamos

From: "Johnson, Elizabeth" <Elizabeth.Johnson@mail.house.gov>
To: <dgardner@nirpc.org>
Cc: "Judy Vamos" <jvamos@nirpc.org>
Sent: Wednesday, March 02, 2005 5:26 PM
Attach: Little Cal_5_hobartmarsh.xls
Subject: Little Cal - Hobart Marsh

Dan and Judy:

Attached please find a basic spreadsheet I've set up that I plan to use in a projects binder for the Little Cal Project. I'm interested in the five parcels for Hobart Marsh that you and TPL have been working on since, I think, August of 2004. I know the names of four of the five; please supply the name of the 5th. To my knowledge, 2 parcels have been completed, and three are outstanding.

In the first column, please provide the name of the parcel.

In the second – the acreage of the parcel.

In the third - the cost of the parcel.

In the fourth, fifth, and sixth - please answer yes or no as to whether a signature has been secured by each agency. If the answer is no, please provide the anticipated date for securing this signature.

In the last column, please indicate whether the commission/state is the owner of the parcel, and the date of transaction.

Thanks for your help, please let me know if there are any questions,

Elizabeth

*Congressman's office
has asked to be
updated on our mitigation
agreements.*

Judy Vamos

From: "Judy Vamos" <jvamos@nirpc.org>
To: "Johnson, Elizabeth" <Elizabeth.Johnson@mail.house.gov>
Sent: Tuesday, March 08, 2005 11:21 AM
Attach: Mitigation Chart for Liz Johnson.doc
Subject: LCRBDC Mitigation Chart

8 March 05

Dear Elizabeth,

Attached is the mitigation chart you requested. Thanks for being patient while my office was reassembled from the painting and carpeting redecorating.

The mitigation chart is up-to-date, however, the DNR has to provide me the dates the OA and AG will or have signed off on the last three deeds. I'll e-mail you a further update as I receive the information.

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

*Chart attached
Emailed on 3/8/05
Jv.*

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3/8/05

March 8, 2005

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION

Parcels for Hobart Marsh Mitigation

<i>Parcel Name</i>	<i>Acreage</i>	<i>Land Cost</i>	<i>Closing Costs</i>	<i>DNR Signature</i>	<i>State Budget</i>	<i>OA Signature</i>	<i>AG Signature</i>	<i>Ownership</i>
Bailey Parcel (M-12&14)	173 acres	\$1,065,000	\$ 1,400	Yes	Yes	Yes	Yes	IN DNR as of 6/15/04
Quail Hollow (M-15)	46.2 acres	\$325,000	\$ 4,001	Yes	Yes	Yes	Yes	IN DNR as of 9/14/04
Violette & Milan Bundalo (M-4)	25 acres	Money received from state on 3/7/05 \$187,500	Money received from state on 3/7/05 \$ 5,375	Yes	Approved option on 2/16/05	Approved option on 2/14/05	Approved deed on 3/4/05	In owner's name until closing on 3/24/05
Howard Hee Han (Dr.) Kim (M-1)	62 acres (option signed 2/8/05)	Money being drawn from the state \$479,086	Money being drawn from the state \$13,975	Yes	IN DNR logged in on 3/7/05 as "rush" to be approved	IN DNR processing option through channels	IN DNR processing deed through channels	In owner's name until closing on 3/30/05
Denise Brinson (heir to deceased father Jon Nozrik) (M-2)	52 acres (option signed on 2/8/05)	Money being drawn from state \$360,000	Money being drawn from state \$ 5,575	Yes	IN DNR Logged in on 3/7/05 as "rush" to be approved	IN DNR processing option through channels	IN DNR processing deed through channels	In owner's name until closing on 3/30/05

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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*

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Governor's Appointment

CHARLIE RAY
*Porter County Commissioners'
Appointment*

VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

April 1, 2005

Mr. Mark Lopez
Congressman Visclosky's Office
701 East 83rd Avenue, Suite 9
Merrillville, Indiana 46410

Re: Update on LCRBDC Real Estate Progress

Dear Mark:

I wish to confirm relative to the phone message I left you that the Commission has closed on the mitigation properties. We closed on March 24th on the Bundalo tract (20.9 acres) and we closed on March 30 on the Kim tract (61.027 acres) and the Brinson tract (52.1 acres). This brings our acreage at Hobart Marsh to 446 acres, of which 437 acres was required by our IDNR permit. We will begin working with IDNR to extend the permit to the end of the project.

The Commission has also worked diligently to finalize the remaining acquisitions in the stretch between Cline Avenue and Kennedy Avenue (Stage VI-1North and Stage VI-2). We have acquired all of the required properties within the time frame identified in the Corps schedule and are conveying to them the certified right-of-entry to allow Federal construction advertisement on schedule.

As I had mentioned previously, we were very concerned about obtaining on time the court-ordered awards that had gone to condemnation, both in time frame and within available funds. I am pleased to report that the two condemnation awards on undeveloped properties in Highland came back within reason and have been drawn from the State and will be paid into court shortly. The greatest success was in the negotiated settlement in the Hammond Light Industrial Park area with Krosan Development, where a slight modification of the engineering design for construction yielded a settlement and saved over \$400,000 of cost. With this closed, we can now apply those monies that we legally had to reserve to the Stage V-2 section for acquisition and any remaining obligations on the Burr Street segment. All told, about \$1 million in negotiated settlements and municipal donations of easements have been achieved.

Mr. Mark Lopez
April 1, 2005
Page 2

Toward that end, the Commission is now breaking the first investment to utilize for Stage V-2 purposes, which had to await final resolution of the condemnations to assure sufficient coverage. The State available funding is now virtually depleted and we will be spending from investment funds.

Relative to Stage V-2 (west of Kennedy Avenue) we are currently, as requested, waiting for surveys and title work on 25 out of 38 properties. This is in the area up to the Norfolk Southern RR. We are in active discussions with the city of Hammond on major parcels west of that, i.e. the currently-vacant Inter-State Plaza parcels and the Woodmar Country Club. We are seeking an engineering concurrence in a couple of areas, which will allow us to do survey and title work on the Inter-State Plaza parcels and Tri-State Bus facility. At the Woodmar Country Club, we are working with the Mayor's Office on an updated appraisal to attempt to move the club's disposition of property along as a positive to the project as opposed to a potential contentious and expensive condemnation with "damage" needing to be paid to the Club.

The staff is updating the real estate work sheets for you and Elizabeth on the segments both in Highland and Hammond over to Stage VI-1, VI-2, V-2, and V-3 showing dollars spent and saved. This will be available by Wednesday. We are committed to letting the full V-2 contract as a single construction contract. Currently, the city of Hammond has been very interested in the first segment over from Kennedy and the railroad, which affords the only tieback opportunity existing in the West Reach to begin removing people from the floodplain once the levee construction has reached that location.

Lastly, we are working with the city of Gary and the Army Corps to identify getting the Burr Street construction (both city and Commission) under way so as to permit continued west reach construction. Item 11 of our IDNR permit requires concurrent construction of Burr Street and Stage V.

I offer, once you have received our updated spread sheets, to meet with you and/or Elizabeth and Imad Samara to discuss in detail these issues.

Sincerely,



Dan Gardner
Executive Director

/sjm
cc: Elizabeth Johnson
Imad Samara

J.

WORK STUDY SESSION
6 April 2005

LAND ACQUISITION COMMITTEE
Robert Marszalek, Chairman

- 1.) There are no condemnations.
There are no increased offers.



- 2.) We need action from the commissioners to approve our attorney filing exceptions to recent court awards. Filing exceptions may take the case to a jury unless a settlement is reached. (Lou will explain the legalities)

DC 1010-E	Motel 6	Offer \$26,250	Court award \$154,000
DC 617	Private landowner	Offer \$26,000	Court award \$ 64,600
DC 1002	Private landowner	Offer \$14,400	Court award \$ 30,500
DC 1022-1024	Oak Brook Metro	Offer \$80,000	Court award \$ 30,000

- 3.) Update on current acquisitions:

Stage VI-1 North: Deadline 31 April 05. All 24 acquisitions have signed offers, signed easement agreements, or condemnation court awards. We need to complete a few last steps in the acquisition process to take physical possession of the property and those steps will be completed in the next week (by the deadline date).

Stage VI-2: Deadline 14 April 05. All 13 acquisitions *except one* have signed offers, easements agreements, or condemnation court awards. The outstanding easement agreement for INDOT is still in their Indianapolis office, but we are calling and writing almost daily to "encourage" their cooperation. The last steps in the acquisition process will be completed in the next week (by the deadline date).

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION

**SAVINGS & COSTS IN RECENT ACQUISITIONS
(3/31/05)**

The following charts show the savings from donations and the additional costs from condemnation court awards experienced by the LCRBDC from April 04 to April 05.

Stage VI-1 North (Cline Avenue to Kennedy Avenue, north of the river)

<i>DC #</i>	<i>Appraisal/Offer /</i>	<i>Acceptance/Rejection</i>	<i>/ Court Award /</i>	<i>Savings</i>	<i>/ Extra Cost</i>
1010-B & 1010-D	\$72,500	Offer rejected then condemnation. Owner settled after 18 parking spaces saved from demolition.	Expected court award of \$180,000 (18 parking spaces @ \$10,000 per.	\$107,500	
* 1010-E	\$26,250	Offer rejected then condemnation.	\$154,000		\$127,750
1010-G & 1010-C	\$2,000	Offer accepted then donated.		\$2,000	
1011-B	\$56,420	Offer rejected. Owner settled for Corps approved 15% increase to \$64,883.			\$8,463
1011-C	\$13,500	Offer rejected then condemnation.	\$25,250		\$11,750
1012	\$15,500	Offer rejected then condemnation.	\$25,500		\$10,000
1013-D	\$7,400	Offer rejected. Owner settled for Corps approved 15% increase to \$8,510			\$1,110
1014	\$150,000	Offer rejected then owner accepted \$25,000 settlement for sheet piling instead of levee.	Expected court award \$395,000	\$370,000	
1015	\$37,500	Offer rejected then condemnation.	\$343,500		\$316,000
* 1022-1024	\$80,000	Offer rejected then condemnation.	\$30,000	\$50,000	
** 1012A, 1013, 1018, etc. Hammond Properties	\$29,100	Offer rejected then "friendly condemnation" to obtain re-assessment value of the property.	\$405,500	Amount donated \$405,500	

Savings/Cost for Current Acquisitions - page 2

Stage VI-1 South (Cline Avenue to Kennedy Avenue, south of the river)

<i>DC #</i>	<i>Appraisal/Offer /</i>	<i>Acceptance/Rejection</i>	<i>/ Court Award /</i>	<i>Savings</i>	<i>/ Extra Cost</i>
** 1005,1006, 1007, etc. Highland Properties	\$49,000	Offer rejected then "friendly condemnation" to obtain re-assessment value of the property.	\$116,000	Amount donated \$116,000	

Stage VI-2 (Cline Avenue to Liable Road, south of the river)

<i>DC #</i>	<i>Appraisal/Offer /</i>	<i>Acceptance/Rejection</i>	<i>/ Court Award /</i>	<i>Savings</i>	<i>/ Extra Cost</i>
* 617	\$26,000	Offer rejected then condemnation.	\$64,600		\$38,600
* 1002	\$14,400	Offer rejected then condemnation.	\$30,500		\$16,100
1009	\$40,000	Offer rejected then condemnation.	\$76,800		\$36,800
1004	\$18,300	Offer accepted then easement donated.	\$18,300	Amount donated \$18,300	
1001,1016, 1030, 1030-A	\$11,000	Offer accepted then easements donated.	\$6,500	Amount donated \$6,500	

TOTAL =	<u>Appraisals/Offers /</u>	<u>Settlements</u>	<u>/ Court Awards /</u>	<u>Savings</u>	<u>/ Extra Costs</u>
	\$648,870	\$98,393	\$1,296,450	\$1,075,800	\$566,573

* Exceptions have been filed in the condemnation case for both landowner and LCRBDC requiring a jury trial to determine damages.

** Hammond and Highland appraisals were completed before the recent Indiana re-assessment. The municipalities wanted the re-assessed value (which was higher) as credit for their participation in the flood project. The condemnation was cooperative.

Sandy Mordus

From: <huffmun@sbcglobal.net>
To: "Mordus, Sandy" <smordus@nirpc.org>; "Samara, Imad" <Imad.Samara@lrc02.usace.army.mil>;
"Ray, Charlie" <cray@dunelandgroup.com>; "Mroczkowski, John" <surveyor@cyberz.net>;
"Dimopoulos, Sam" <DimopoulosSG@teng.com>
Cc: "Cobb, Dennis" <fge@firstgroupengineering.com>
Sent: Saturday, April 09, 2005 9:56 AM
Subject: EJ&E Trail Crossing

I have uploaded some pictures of the EJ&E trail crossing site. This is a problem area as I explained in a note last week. The elevation of the trail changes dramatically, first down 10 feet, then up 13 feet and then back down 6 feet. There is not enough room in this area to build a proper trail with that much elevation change. I think a bridge of some kind will be needed.

We can't build an earthen ramp next to the east side of the RR because there is an underground sewer. That's why an I-Wall was used for flood control in this area. Another constraint is NIPSCO must have access to their yard.

Here is the link to the pictures:

http://photobucket.com/albums/v299/huffmun/EJ_and_E_Crossing/

Here is an aerial view:

<http://teraserver-usa.com/image.aspx?T=4&S=9&Z=16&X=4647&Y=46009&W=1>

The pictures have been reduced for Internet use. I have the original higher resolution images if anyone needs them.

Bob Huffman

**WORK STUDY SESSION
OPERATION AND MAINTENANCE
April 6, 2005
BOB HUFFMAN, Committee Chairman**

1. AUSTGEN ELECTRIC has completed diagnostics for all four (4) remaining pump stations in Gary.
 - LCRBDC will get Corps inspection results and GSD representatives inspection results and complete a final punch list of items to upgrade stations to "as-built" condition.
 - Cost estimates will be made.
 - A meeting will then be scheduled on how to pay for and facilitate this work.

2. LCRBDC is coordinating with the Corps and Gary to establish final dates to complete East Reach sluice gate inspections.
 - April 14 and April 21 are the tentative dates.

3. COE and USGS are preparing to update the flood warning system for Lake County, Gary, and Hammond.
 - Tentative meeting is trying to be scheduled in April

4. Instructional video completed for closures on Chase Street along the north line of protection and on 35th Street east of Chase
 - Video available for viewing upon request
 - Another drill to install both closures will be scheduled this summer

✓
Punch list

✓
Punch list

~~Punch list~~

✓

✓
Punch list

WORK STUDY SESSION
RECREATIONAL DEVELOPMENT COMMITTEE
April 6, 2005
Bob Huffman, Committee Chairman

1. INDOT crossing at Cline Avenue and NIPSCO right-of-way ✓ put in
 - Contract signed with Dennis Cobb of FIRST GROUP ENGINEERING to provide services to secure INDOT permit.
 - This work and the Cline to EJ&E RR will be omitted from Stage VI-2 but will be included in a future contract.

2. EJ&E crossing east of Cline Avenue
 - Letter sent to EJ&E on March 11 requesting current requirements to construct an at-grade crossing east of Cline Avenue. (Refer to page 1 of attachments to Recreation Report)

✓ put in

WORK STUDY SESSION
ENGINEERING COMMITTEE
April 6, 2005
Bob Huffman, Committee Chairman

1. Construction status reports received from the Corps on March 28 (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 21) – Pending completion date is May 15, 2004 (Monitoring period ongoing thru May, 2006)
 - Pump Station 1A (page 24) – Pending completion date is February 28, 2005 pending time extensions (Discontinuation of contract ongoing)
 - VI-1 South (page 9) – Pending completion date if December 2006

2. Stage V-2A (Kennedy to NSRR – Both sides of the river)
 - Refer to pages 3-5 of attachments to monthly Engineering Report for results of February 16 conference call.
 - Preliminary concerns of the pipeline corridor are questioned (see page 6 of attachments to engineering Report)
 - Value engineering has been started by the Corps for construction in the pipeline corridor (see page 7 of attachments to engineering Report)

3. VI -1 South (Kennedy to Liabe, south of the river) in Highland
 - Preliminary clearing and grubbing has started
 - Letter to residents notifying them of points of contact and construction schedule is being sent out by LCRBDC

4. March 9 general coordination meeting held with the Corps
 - Information of ongoing issues
 - Refer to "Notes of the meeting" as mailed out in packet

✓ put in minutes

PROJECT ENGINEERING MONTHLY STATUS REPORT

For meeting on Wednesday, April 6, 2005

(Information in this report is from February 24 – March 30, 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 March 28, 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 March 28, 2005.
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. **(Ongoing) Project engineering cannot be finalized for advertisement until the COE gets Gary input.**
 - 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 March 30, 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 2A):

1. Stage V-2A (Kennedy to Norfolk Southern RR) are the limits of this project.
2. A conference call was held with the COE and the LCRBDC on February 16, 2005 to discuss Stage V-2A.

- Refer to the “Notes from the Conference Call” (currently being reviewed by the Corps before finalizing). 3-5
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.
 - LCRBDC has begun acquisition process (Refer to Land Acquisition Report). It is projected that construction in this segment could be completed in late summer of 2007 which would coincide with Cline/Kennedy completion.
 5. Pipeline corridor east of the NSRR
 - LCRBDC met with the COE on March 9 to discuss coordination and design for construction. 6
 6. LCRBDC sent an e-mail to the COE on March 28 requesting plan and profile information for our construction on the NIPSCO R/W for the pipelines in order to start coordination for utility re-locates and to get cost information. 7-8
 - COE will get information to us by April 17. COE is checking design for cost savings by sing sheet pile wall instead of a concrete “T-Wall”.

STATUS (Stage V Phase 2B) Norfolk Southern RR to Northcote:

1. Army COE would like to investigate the possibility of doing all of the original V-2 as one contract.
 - LCRBDC getting cost estimates for acquisition and utility re-locates and projecting time frames up to the signing of the ROE.

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 September 2006 acquisition deadline. 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. 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 Liabe

1. Illinois Constructors Corporation was awarded the contract on September 30, 2004.
 - COE estimate (without profit) - \$6,141,815.00
 - Low bid (awarded amount) - \$6,503,093.70 (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 **March 28, 2005.**
4. **The COE issued Modification #1 to the contract requesting \$70,000 for continued contract funding.**
5. **The COE issued Modification #2 to the contract requesting an additional \$299,000 for continued contract funding for a total of \$374,999.**

9
10-11
12-13

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

1. We received a modified schedule from the COE on **March 8, 2005** indicating a contract award date of **June 30, 2005**, with a one and one half (1-1/2) year to complete construction.
 - Comments from the LCRBDC, Hammond, and NIPSCO 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.
4. **The COE sent the LCRBDC a letter on March 9 indicating that they would modify the line of flood protection from a levee to sheet piling behind Krosan to accommodate a request from Krosan, eliminate condemnation proceedings, and saving the project money.**

14

STATUS (Stage VI – Phase 2) Liabe 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 with the town of Highland.
 - A letter was sent to the Highland Board of Sanitary Commissioners on March 23 with a Memo of Understanding acknowledging our project impacts to sanitary features.
 - A letter was sent to the town of Highland Waterworks on March 9 with a Memo of Understanding acknowledging our project impacts to water lines in this area of construction.
3. LCRBDC completed backcheck review of plans & specs and submitted comments to the COE on March 21. (Comments available to Commissioners upon request).
4. LCRBDC contacted INDOT on March 17 to get input for the COE regarding fencing west of Cline Avenue.
5. NIPSCO submitted a cost estimate to the LCRBDC in the amount of \$75,000 to provide sleeves for their three pipelines.
 - LCRBDC sent a letter to the COE to review on March 17. (COE concurrence assures LCRBDC credit).

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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.) Anticipated pump station final inspection is scheduled for **May 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 March 28, 2005.
4. LCRBDC received a request from the COE on March 4 for review of the quality control plan for Cady Marsh Ditch.
 - The mitigation for Griffith is provided by the LCRBDC (approx. 3 acres) west of our project.
 - A contract will be let this year for approx. \$286,000. LCRBDC will get approx. 57 acres of hydric soils.

21
22-23

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 **March 28, 2005.**
 - **South Kennedy and Walnut pump stations are on hold until coordination has been completed with the COE.**
7. **The COE is investigating the possibility of combining two (2) new pump stations (Jackson Ave. and Indianapolis Blvd) with the two (2) remaining pump stations from this contract.**

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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)
 - **LCRBDC had a call with INDOT on March 17 whereby INDOT projected a potential cost of approx. \$650,000 at the interchanges for flood protection related features. (This would be creditable).**
 - **INDOT is keeping substantiating data for costs and will submit to LCRBDC for crediting.**
2. 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.
 - **At a LCRBDC coordination meeting with the COE on March 9, the COE agreed the LCRBDC could do a field analysis and if any new construction or field changes affect the project, we could inform them.**
3. **LCRBDC received a letter from the COE on March 14 regarding FEMA coordination to get Gary out of the floodplain.**
 - **The COE will work with FEMA to be in compliance with Federal regulations.**

26-28

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
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TOTAL VALUE OF PHYSICAL PROGRESS (A+B+C-D)	0.00
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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)	0.00
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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
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ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)	0.00%
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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:

Latest Environmental Protection Plan has been submitted by Eubanks for review. Storm Water Pollution Prevention Plan approved by IDNR, Soil Conservation District. Herbicide application can not be applied until green up in spring.

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

TS-C-S
 Albert
 Craib

ORIGINAL CONTRACT AWARD DATE/AMOUNT:	29-Sep-02	1,231,848.50
NTP DATE/CURRENT CONTRACT AMOUNT: Mods A00009 Thru P00006	14-Nov-02	1,625,056.81
ORIGINAL CONTRACT COMPLETION DATE/ORIGINAL DURATION:	9-Nov-03	360
REVISED CONTRACT COMPLETION DATE/REVISED DURATION:	15-Jun-05	944
PENDING SCHEDULED COMPLETION DATE/PENDING TIME EXTENSIONS:	15-Jun-05	0

ESTIMATED PROGRESS

A. Present Earnings as of Pay Est. No. 10	1,412,513.10
B. Estimated Earnings thru end of reporting period	75,000.00
C. Value of work Performed on Directed Mods (Earnings not paid for)	0.00
TOTAL ESTIMATED PROGRESS (A+B+C)	1,487,513.10

D. Work Paid for but not in Place (Materials in Storage)	0.00
TOTAL VALUE OF PHYSICAL PROGRESS (A+B+C-D)	1,487,513.10

E. Potential Termination Costs (% of Remaining Costs){If Applicable}	0.00
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FINANCIAL PROGRESS - (A+B+C+D-E)	1,487,513.10
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TOTAL ESTIMATED FINAL CONTRACT AMOUNT

F. Current Contract Amount thru Mod. A00009 Thru P00006	1,625,056.81
G. Current Value of Overruns/Underruns (+/-)	4,144.25
H. Directed, Pending Modifications	0.00
TOTAL ESTIMATED FINAL CONTRACT AMOUNT (F+G+H)	1,629,201.06

FUNDS OBLIGATED FOR PAYMENT: thru Modification A00009 Thru P00006	1,625,056.81
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ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)	91.30%
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SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)	90.00%
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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. Determined that Dyer's revised proposal of \$189,309.39 was fair and reasonable, issued Notice to Proceed on 22 FEB 2005. Modification A00009 has been executed.

- Two s

RESULTS OF THE FEBRUARY 16, 2005 CONFERENCE CALL

Participants: Imad Samara, Khallid Maali, Sue Davis, Joe Schmidt,
Rick Ackerson, (Army Corps)
Jim Pokrajac, Judy Vamos, (LCRBDC)

Subject: Stage V Phase 2A (Kennedy Avenue to NSRR)

General Information

On January 21, 2005, a letter was submitted by Christopher Burke Engineering (Siavash Biek) to Stan Dostatni, Hammond City Engineer, regarding the possibility of Hammond coming out of the floodplain east of the NSRR once all of the flood protection levee system is installed. In previous meetings with Mayor McDermott from the city of Hammond, he expressed the importance of Hammond coming out of the floodplain as soon as possible. If we could complete the construction between Kennedy Avenue and the railroad and all other construction between Kennedy and Cline is completed, several thousands of residents could come out of the floodplain.

The LCRBDC also felt that if Hammond could come out of the floodplain, all of the residents of Highland could come out of the floodplain east of the railroad, with the exception of two or three property owners west of the railroad. It was our objective on this phone call to discuss how the LCRBDC and the Army Corps could proceed in a timely manner to expedite the construction in this area.

Following are the results of our conference call on February 16 between the Army Corps and the Development Commission regarding the current design and real estate for the Stage V-2A construction:

1. Imad Samara indicated that the Army Corps does not have any money appropriated at this point in time for the upcoming 2005 budget year. They probably won't know until September or November of this year. However, they will probably know the amount sometime in August of 2005.
2. Imad Samara also requested that the LCRBDC write a letter to the Corps requesting that we would want to expedite this particular area and modify the original Stage V Phase 2 design.
3. Judy Vamos requested that we could start immediately with the title work, surveys, appraisals, and Corps review because it will take until September or October to complete this process.
4. All parties agreed that all construction between Kennedy Avenue and Cline needs to be constructed in addition to Stage V-2A to have consideration to remove both Hammond and Highland from the floodplain.

- We anticipate with the current schedule, that all three contracts should be completed by the late spring of 2007.
- If we can begin Stage V-2A immediately, we anticipate the completion of construction could also be accomplished by late spring of 2007.

5. Imad Samara suggested that we need to confirm that the existing real estate drawings will not change from the design that Stanley Engineering completed approximately seven years ago.

6. Jim Pokrajac indicated that in a conversation with David Orrison from the NSRR, they would not approve a new at-grade crossing, which is currently proposed by the Army Corps, along the north line of our protection.

- Mr. Orrison suggested that the nearest at-grade crossing would be approximately 1500' to the south (Grand Blvd). This is an existing crossing and we could propose to incorporate this into our ultimate plan for our contiguous recreational trail system.
- A proposal to still use a cantilevered recreational trail along the east side of the Kennedy Avenue bridge would still be needed in order to cross at the existing stop light near the Visitors Center. (This is the only practical stop light in that area that could be used)
- To get to the south side of the river, we would then need to install a cantilevered walkway along the west side of the Kennedy Avenue bridge. This would get us access to the line of protection along the south side of the river.
- All parties agreed that we could use the proposed access road between Kennedy Avenue and the NIPSCO right-of-way south of the river for use as a recreational trail.

7. Imad Samara said that we would need to purchase the access roadway in fee as well as for use as a recreational feature.

- Judy Vamos requested a letter from the Army Corps stating that the current proposed easements on the Highland side need to be acquired in fee rather than as an easement.

8. Imad Samara suggested that we should investigate the economic sense about crossing twice over the bridge versus going south along the east side of Kennedy Avenue to the next light or putting in a new stop light south of the bridge.

- Jim Pokrajac said that the nearest stop light to the south is south of Plaza Lanes Bowling Center and that a number of busy driveways would not be a safe condition for pedestrians.

9. At this point in time, all parties agreed that the first priority in this area should be to establish the new line of flood protection rather than focusing on the recreational portion in this area.

- Imad Samara suggested that all the previously discussed items regarding recreation could be incorporated at a later date.

10. The Army Corps indicated that they could modify the engineering at this point in time but could not drop and focus on completing ongoing engineering for those segments not completed between Kennedy and Cline.

11. Sue Davis suggested the proposal of relocating the currently-proposed recreational trail bridge from west of Indianapolis Blvd to east of the NIPSCO right-of-way.

- The only new real estate that would be needed to install this bridge would be along the two western lots of the sub-division in order to accommodate the north end and south end of the bridge. All other real estate would remain the same.
- All construction on both the NIPSCO right-of-way and the NSRR right-of-way will remain the same for both real estate and engineering.
- The original plan for recreation will remain the same, whereby we will cross over the Little Calumet River with a new cantilevered walkway on the east side of the bridge, thence crossing at the stop light, thence using the north line of protection as the recreational trail to the new proposed railroad bridge, thence crossing to the south side of the bridge to get access to an existing recreational trail on the NIPSCO right-of-way as constructed by the town of Highland.
- All parties agreed that this alignment would best benefit the project because minor modifications would be needed for real estate and/or engineering.
- Jim Pokrajac suggested that it would be critical to have a meeting with both the town of Highland and the city of Hammond to discuss the proposed changes. Hammond has already constructed a recreational trail along the west side of Indianapolis Blvd anticipating we would construct a pedestrian bridge to allow them access over the river.
- Imad Samara said we should focus on the line of flood protection and that at some future point in time, we may be able to work with the municipalities to install the bridge on a final west reach recreational contract.

12. All parties agreed that we could modify the line of protection, and the easements required, along the south side of Wendy's Restaurant.

- Jim Pokrajac will coordinate the location survey of this property and modify the real estate requirements to eliminate the need for any easements on their existing parking spaces.
- GLE will contact Khallid Maali to get the necessary overlay to incorporate the modified design to assure we do not impact Wendy's parking spaces.

13. Judy Vamos agreed that she will provide a schedule to complete all of the real estate acquisition for Stage V-2A.

- The Army Corps agreed to provide a schedule to complete all construction in this area.

Sandy Mordus

From: "Sandy Mordus" <smordus@nirpc.org>
To: "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>
Cc: <Khalid.J.Maali@lrc02.usace.army.mil>; "Louis M. Casale" <lcasale@cwblawfirm.com>
Sent: Monday, February 28, 2005 4:04 PM
Subject: Stage V Phase 2A Pipeline Corridor

Imad:

As per our conversation of February 28 regarding the pipeline corridor in Stage V-2A on the NIPSCO right-of-way west of Kennedy Avenue, our meeting scheduled for Wednesday, March 9th at 9:30 a.m. at the Chicago Corps office will be good for me.

Will you please make arrangements with Khallid Maali to get me 15 sets of the pertinent drawings for the pipeline corridor only? These would include plans, profiles, and any details that each of the pipeline companies will need in order that I may begin the process of coordination with them in this area. I will coordinate locally with each of the companies and will establish the correct point of contact.

In our meeting next Wednesday, some of the items I would like to discuss as are follows:

- Security needs to be a concern while these pipelines are exposed. Being that these pipelines contain everything from jet fuel to natural gas, security needs to be maintained 24/7.
- We have discussed in the past the possibility of establishing a sub-contractor that would be acceptable to all utilities that would provide necessary coordination to expedite the sleeving of all these pipes.
- Do both sides of the river need to be worked simultaneously?
- I will need to determine from each of the pipelines whether or not they will provide their own labor and material to sleeve their pipelines. If not, we will need to establish who and how this will be done.

I'm sure that the Corps will have a number of questions as well and I look forward to working with you to assure that this can be done in a timely manner after all of the pipes have been exposed. If you have any questions regarding this information or if there are other topics you would like to discuss that day, please let me know. Do you think I need to invite anyone else to this meeting?

Jim Pokrajac, Agent
Land Management/Engineering

Sandy Mordus

From: "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>
To: "Sandy Mordus" <smordus@nirpc.org>
Cc: "Maali, Khalid J LRC" <Khalid.J.Maali@lrc02.usace.army.mil>; "Sampson, Eric LRC" <Eric.Sampson@lrc02.usace.army.mil>; "Elizabeth Johnson (E-mail)" <Elizabeth.Johnson@mail.house.gov>
Sent: Monday, March 28, 2005 3:51 PM
Subject: RE: Stage V-2A Pipeline Corridor

Jim, I talked to my team to find out when the information can be sent to you. I guess my structural engineer Eric Sampson would like to look at the possibility of saving the project money by re-looking at the option of installing a sheet pile wall in place of the concrete T-wall running over the utilities. But as you know, the team is finalizing the plans for Stage VI-1 N and Stage VI-2 so that we can award these contract in the next 2 months. Eric will be available to re-look at the wall options sometime by the end of this week. He needs about a week to determine if the sheet pile wall is more cost effective than the T-wall. He also needs another week to revise the plans so that you can use these plans for your coordination with the utilities. So you will get the requested plans by April 17, 2005. This should not delay anything since at the March real estate meeting we projected that the real estate will not be available for construction until March or April 2006.

Imad Samara
 Project Manager
 U S Army Corps of Engineers
 Suite 600
 111 N Canal Street
 Chicago IL 60606
 (W) 312-846-5560
 (Cel) 312-860-0123

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

From: Sandy Mordus [mailto:smordus@nirpc.org]
Sent: Monday, March 28, 2005 11:48 AM
To: Samara, Imad LRC
Cc: Maali, Khalid J LRC; Sampson, Eric LRC; Lopez, Mark
Subject: Stage V-2A Pipeline Corridor

Imad:

At our March 9 coordination meeting in Chicago, it was indicated to me that the Army Corps would pursue the plans and profiles for the pipeline corridor along the western portion of Stage V-2A (Kennedy Ave. to NSRR). In a recent conversation with the Corps, it was indicated that we may not receive the information needed to pursue pipeline agreements with each of the utility/pipeline companies. It is very important for me to pursue this as soon as possible in order that I may get cost estimates on what will be required from the Development Commission, as a utility relocate, to protect the pipelines on both sides of the river. It is our intent to actively pursue the Federal construction in this area in order that both Hammond and Highland can come out of the floodplain once all construction has been completed east of the NSRR to Cline Ave.

The coordination with the utility/pipeline companies will be extensive and we need to begin this process immediately, I realize there may be some modifications to the design

by using the "bridging technique" and hope to get that information from you in a manner whereby I can start my coordination. It is critical we get the costs for these re-locates, which could be extensive, in order to determine how far westward we could monetarily commit to. Will you please provide me with dates as to when you anticipate these drawings will be made available to me?

Jim Pokrajac, Agent
Land Management/Engineering

8

CONTRACT NO.: W912P6-04-C-0007
 CONTRACTOR: Illinois Constructors Corporation
 DESCRIPTION: Local Flood Protection Little Calumet River, Indiana Stage VI-1 South Levee

TS-C-S
 Albert
 Druzicki
 Waldrom

ORIGINAL CONTRACT AWARD DATE/AMOUNT:	30-Sep-04	6,503,093.70
NTP DATE/CURRENT CONTRACT AMOUNT: Mods P00002	4-Nov-04	6,503,093.70
ORIGINAL CONTRACT COMPLETION DATE/ORIGINAL DURATION:	4-Dec-06	760
REVISED CONTRACT COMPLETION DATE/REVISED DURATION:	4-Dec-06	760
PENDING SCHEDULED COMPLETION DATE/PENDING TIME EXTENSIONS:	4-Dec-06	760

ESTIMATED PROGRESS

A. Present Earnings as of Pay Est. No. 2	152,979.00
B. Estimated Earnings thru end of reporting period	34,000.00
C. Value of work Performed on Directed Mods (Earnings not paid for)	0.00
TOTAL ESTIMATED PROGRESS (A+B+C)	186,979.00

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)	186,979.00
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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)	186,979.00
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TOTAL ESTIMATED FINAL CONTRACT AMOUNT	
F. Current Contract Amount thru Mod. P00002	6,503,093.70
G. Current Value of Overruns/Underruns (+/-)	0.00
H. Directed, Pending Modifications	230,000.00
TOTAL ESTIMATED FINAL CONTRACT AMOUNT (F+G+H)	6,733,093.70

FUNDS OBLIGATED FOR PAYMENT: thru Modification P00002	374,999.00
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ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)	2.78%
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SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)	1.50%
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ESTIMATE EARNINGS FOR FY vs FUNDS AVAILABLE	0.00
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PROJECT STATUS/MAJOR ISSUES:

- Environmental Protection Plan has been approved. Levee construction plan still outstanding.
- Subcontractor for clearing and grubbing is expected to mobilize to site the week of 28 March.

• STAGE VI-1 SOUTH - MOD. #1
• REQUEST FOR 70,000 FOR CONTINUED
CONTRACT FUNDING (1ST REQUEST).

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

5 MAR 2005

MEMORANDUM FOR: See Distribution

SUBJECT: Contract No. W912P6-04-C-0007
Local Flood Protection
Little Calumet River, Indiana
Stage VI-1 South Levee
Modification No. P00001 - Executed

1. Enclosed for your files is a copy of all pertinent information related to executed Modification No. P00001, under the subject contract.
2. Any questions concerning the enclosed items shall be directed to the undersigned at (219) 923-1763 or 1764.



David E. Druzicki
Project Engineer
Calumet Area Office

Enclosures

- Distribution:
- CELRC-TS-C-S (Complete Mod. File)
 - CELRC-TS-C-C (Complete Mod. File)
 - CELRC-CT (Complete Mod. File)
 - CELRC-TS-C-S (Complete Mod. File) D. Druzicki
 - CELRC-TS-C-S (Mod. Only) B. Waldrom
 - CELRC-TS-C-S (Mod. Only) Project Binder
 - CELRC-PM-PM (Mod. Only) I. Samara
 - ✓ LCRBDC (Mod. Only) J. Pokrajac

SUMMARY OF CHANGES

SECTION SF 30 - BLOCK 14 CONTINUATION PAGE

The following have been added by full text:

MODIFICATION NO. P00001

A. SCOPE OF WORK

SS001 Continuing Contract Funding – \$70,000.00

Pursuant to the "Continuing Contracts" clause, this modification hereby increases the total Contract funded amount by \$70,000.00.

B. CHANGE IN CONTRACT PRICE

Total contract price is unchanged.

C. CHANGE IN CONTRACT TIME

The contract completion date shall remain unchanged by this modification.

D. CLOSING STATEMENT

Pursuant to the "Continuing Contracts" clause, this modification hereby obligates and amount of \$70,000.00 for this contract; thus, increasing the total Contract funded amount to \$75,000.00.

SECTION 00800 - SPECIAL CONTRACT REQUIREMENTS

Accounting and Appropriation

Summary for the Payment Office

As a result of this modification, the total funded amount for this document was increased by \$70,000.00 from \$5,000.00 to \$75,000.00.

Contract Level Funding:

AD: 96 NA X 8862.0000 H6 X 08 2426 075325 96112 3230 KF4KF0 NA 72JB27

was increased by \$1.00 from \$0.00 to \$1.00

The contract ACRN AD has been added.

AC: 96 NA X 3122.000 H6 X 08 2426 075325 96112 3230 1C94LF NA B1GB82

was increased by \$69,999.00 from \$0.00 to \$69,999.00

The contract ACRN AC has been added.

(End of Summary of Changes)

- STAGE VI-1 SOUTH - MOD. # 2
- REQUEST FOR CONTINUED CONTRACT FUNDING
- PREVIOUS AMT. FUNDED - 75,000, THIS

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

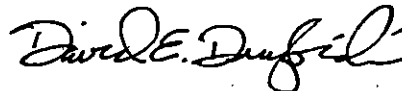
17 MAR 2005

MEMORANDUM FOR: See Distribution

REQUEST IS TO INCREASE FUNDING BY
\$ 299,000, for a total of \$ 374,999

SUBJECT: Contract No. W912P6-04-C-0007
 Local Flood Protection
 Little Calumet River, Indiana
 Stage VI-1 South Levee
 Modification No. P00002 - Executed

1. Enclosed for your files is a copy of all pertinent information related to executed Modification No. P00002, under the subject contract.
2. Any questions concerning the enclosed items shall be directed to the undersigned at (219) 923-1763 or 1764.



David E. Druzbecki
 Project Engineer
 Calumet Area Office

Enclosures

Distribution:

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

SUMMARY OF CHANGES

SECTION SF 30 - BLOCK 14 CONTINUATION PAGE

The following have been added by full text:

MODIFICATION NO. P00002

A. SCOPE OF WORK

SS002 Continuing Contract Funding – \$299,999.00

Pursuant to the "Continuing Contracts" clause, this modification hereby increases the total Contract funded amount by \$299,999.00.

B. CHANGE IN CONTRACT PRICE

Total contract price is unchanged.

C. CHANGE IN CONTRACT TIME

The contract completion date shall remain unchanged by this modification.

D. CLOSING STATEMENT

Pursuant to the "Continuing Contracts" clause, this modification hereby obligates and amount of \$299,999.00 for this contract; thus, increasing the total Contract funded amount to \$374,999.00.

SECTION 00800 - SPECIAL CONTRACT REQUIREMENTS

Accounting and Appropriation

Summary for the Payment Office

As a result of this modification, the total funded amount for this document was increased by \$299,999.00 from \$75,000.00 to \$374,999.00.

Contract Level Funding:

AD: 96 NA X 8862.0000 H6 X 08 2426 075325 96112 3230 KF4KF0 NA 72JB27
was increased by \$13,749.00 from \$1.00 to \$13,750.00

AC: 96 NA X 3122.000 H6 X 08 2426 075325 96112 3230 1C94LF NA B1GB82
was increased by \$286,250.00 from \$69,999.00 to \$356,249.00

(End of Summary of Changes)



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

March 9, 2005

Planning, Programming and Project
Management Division

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

Dear Mr. Gardner:

I'm writing this letter in response to your March 7, 2005 letter, regarding the acquisition of the property (DC-1014). This property is owned by Krosan Development LLC and needed for the Little Calumet River Flood Control Project, Stage VI-1 North. As you stated in the letter, the Little Calumet River Basin Development Commission (LCRBDC) requests that the COE consider and commit to reducing the real estate requirements from levee to sheet pile floodwall. As a result of this action the owner, Krosan Development, will drop the condemnation proceedings and accept a lesser offer price for DC-1014. I would like to inform you that the COE would move forward to replace the levee requirement for DC-1014 to a sheet pile floodwall requirements. A revised real estate drawing will be provided to your surveyor by March 11, 2005.

The change from levee to floodwall will increase the construction and the design costs. This cost increase will be offset by the reduced cost of real estate. The main reason we are endorsing this change is for the fact that this will help us get the right-of-entry for the Stage VI-1 North in timely manner to award a construction contract in June 2005.

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

Sincerely Yours,

Imad N. Samara
Project Manager



Little Calumet River Basin Development Commission

6100 Southport Road
Portage, Indiana 46368

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

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
Potter County Commissioners' Appointment

VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

March 23, 2005

Mr. David Jones, President
Board of Sanitary Commissioners
Highland Sanitary District
3333 Ridge Road
Highland, Indiana 46322

Re: Utility Relocation for Stage VI-2
South of the Little Calumet River
(Liable Road to Cline Avenue)
Flood Control/Recreation Project
Memo of Understanding

Dear Mr. Jones:

Enclosed herein, you will find a Memo of Understanding regarding the utilities which are located within the Town of Highland limits which are owned by the Highland Board of Sanitary Commission. All the utilities have been acknowledged. The status of these utilities has been provided to us by your engineering consultant, NIES Engineering, Inc. We would kindly ask that your Board of Commissioners approve and sign the Memo of Understanding (as required by the U.S. Army Corps of Engineers), thus acknowledging that all utilities have been identified, reviewed, and addressed. Please return one (1) signed copy to the Commission at the above address.

Please note that UR51 is not shown for location on the enclosed drawing. It has been agreed with Highland that these manholes will be removed.

If you have any questions, please call me any time at your convenience.

Sincerely,


Dan Gardner
Executive Director

/s/jm
encl.
cc

Mark Herak, Michael Griffin, John Bach, Town of Highland
Terry Hodnik, NIES Engineering
Imad Samara, USACE
John Mroczkowski, LCRBDC member
Lou Casale, LCRBDC attorney

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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
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ARLENE COLVIN, Treasurer
Mayor of Gary's Appointment

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Dept. of Natural Resources Appointment

SAM DIMOPOULOS
Lake County Commissioners' Appointment

ROBERT MARSZALEK
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JOHN MROCZKOWSKI
Governor's Appointment

CHARLIE RAY
Porter County Commissioners' Appointment

VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

March 9, 2005

Mr. Charles Petrovich, President
Town of Highland Waterworks
3333 Ridge Road
Highland, Indiana 46322

Re: Utility Relocation for Stage VI-2
South of the Little Calumet River
Flood Control/Recreation Project
Memo of Understanding

Dear Mr. Petrovich:

Enclosed herein, you will find a Memo of Understanding regarding the water line located within the construction work limits of the Little Calumet River Flood Control/Recreation project, which is on property owned by the Town of Highland along Liable Road. We have already obtained the necessary easement agreements from Highland allowing the construction, but need your acknowledgement that we have addressed your concerns. The water line location has been acknowledged. The status of this line has been provided to us by your engineering consultant, NIES Engineering, Inc. We would kindly ask that your Board of Commissioners approve and sign the Memo of Understanding (as required by the U.S. Army Corps of Engineers), thus acknowledging that this line has been identified, reviewed, and addressed. Please return one (1) signed copy to the Commission at the above address.

If you have any questions, please call me any time at your convenience.

Sincerely,



Dan Gardner
Executive Director

/s/jm
encl.
cc:

Mark Herak, Michael Griffin, John Bach, Town of Highland
Terry Hodnik, NIES Engineering
Imad Samara, USACE
John Mroczkowski, LCRBDC member
Lou Casale, LCRBDC attorney



March 21, 2005

Mr. Imad Samara, Project Manager
Corps of Engineers
Chicago District
111 North Canal Street
Chicago, IL 60606-7206

Re: Stage VI-2 Back-Check BCOE Review Comments

Dear Mr. Samara

With this letter we are transmitting the comments of the LCRBDC and R.W. Armstrong for the above reference project. We will also be submitting the comments on Dr. Checks system in the next few days.

Very Truly Yours,
R.W. Armstrong & Associates, Inc.

James J. Flora, Jr.

James J. Flora, Jr. (B.K.S.)

CC: Dan Gardner, LCRBDC
James Pokrajac, LCRBDC

P. 219.738.2258	F. 219.738.2259
8300 BROADWAY	MERRILLVILLE, IN 46410-6251
WEB SITE: www.rwarmstrong.com	

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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
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Governor's Appointment

CHARLIE RAY
Porter County Commissioners' Appointment

VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

March 17, 2005

Mr. Tom Koneczny
IN Dept. Transportation
LaPorte District
P. O. Box 429
LaPorte, Indiana 46350

Re: Stage VI Phase 2 Engineering Review

Dear Tom:

I enclosed a part of one of the Army Corps of Engineers drawings for our upcoming construction in the area west of Cline Avenue approximately ½ mile south of I-80/94. The Army Corps made a note on this drawing about removing an existing INDOT chain link fence, as is highlighted in yellow on the drawing. This fence is adjacent to a turn-around that allows access back to the north to the Kennedy Industrial Park area, which includes your INDOT Lab.

The current Army Corps proposal is to remove this fence because it is within our work limits. We need to know if INDOT wants this fence replaced.

You may e-mail me with your response at jpokrajac@nirpc.org or if you have any questions, you may reach me at 219/763-0696. (For your information, I will be on vacation the week of the 21st).

Sincerely,

James E. Pokrajac, Agent
Land Management/Engineering

/sjm
encl.
cc:

Imad Samara, Project Manager, ACOE
Khalid Maali, ACOE

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A NiSource Company

801 E. 86th Avenue
Merrillville, IN 46410

Northern Indiana Public Service Company
Utility Highway Affairs

March 11, 2005

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

RE: Little Calumet River Basin Projects
Levee Stage VI-II from Station 0+00 to 53+92 at the proposed I-wall
Lake County, Indiana

Dear Mr. Pokrajac,

I have enclosed four (4) copies of the cost estimate for the protection of the welds on the 36", 30" and 6" gas main at the proposed I-Wall located just west of the Cline Avenue frontage road on the 36 - 30 Right-of-Way. This involves the installation of weld reinforcing sleeves on the 30", 36" and 6" steel gas lines. The sleeves are to protect welds during pile driving for the I-Wall. The projected contract labor estimate of \$75,000 is based on previous contractor expenses for similar work at Colfax Street several years ago.

Please review the attached documentation for reimbursement and coordinate the necessary Agreements so we can proceed as necessary. Work will commence within 60 days of receipt of approved executed utility agreement.

If you have any questions feel free to contact me at 219.647.4299, or Neal E. Arndt, Gas Transmission Engineer at 219.647.4779.

Sincerely,

Mark L Pasyk
Utility Highway Affairs

MLP
Enclosures

N. Arndt, NIPSCO



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
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Porter County Commissioners' Appointment

VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

March 17, 2005

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

Re: SVI-P2 NIPSCO Utility Relocation

Dear Imad:

Enclosed is a copy of a letter from NIPSCO dated March 11th, along with their material and labor estimate to install welds on the 36", 30", and 6" gas mains at our proposed I-Wall location west of the Cline Avenue frontage road. The cost estimate as proposed by NIPSCO is \$75,000. If you concur that their cost is fair and reasonable, please let me know and I will execute a utility relocation agreement with them.

As is indicated in the letter, NIPSCO is installing these reinforcing sleeves on their pipelines to protect their welds during our pile driving for the I-Wall. The intent of the Corps design using the "bridging technique" is to avoid having to sleeve the pipes. It appears that NIPSCO has concerns that, although they are not penetrating the I-Wall, that the vibration from the driving of the sheet piling could cause failure. I would like to coordinate an informational conference call with NIPSCO, the Corps, and myself to discuss the impact of sheet pile driving in the vicinity of the pipelines. If you have any questions, please let me know.

Sincerely,

James E. Pokrajac, Agent
Land Management/Engineering

/s/m
encl.
cc:

Mark Pasyk, NIPSCO
Neal Arndt, NIPSCO
Eric Sampson, ACOE

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

TS-C-S
 Albert

ORIGINAL CONTRACT AWARD DATE/AMOUNT:	29-Sep-02	924,102.68
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
---	---------------------

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

FUNDS OBLIGATED FOR PAYMENT: thru Modification P00012	1,287,940.96
---	--------------

ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)	95.97%
---	--------

SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)	96.00%
--	--------

ESTIMATE EARNINGS FOR FY vs FUNDS AVAILABLE	1,268,594.96
---	--------------

PROJECT STATUS/MAJOR ISSUES:

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

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Cady Marsh Ditch Mitigation

Plans and Specifications

QUALITY CONTROL PLAN

CELRC-PM-PL-E

DATE: 28 February 2005

PROJECT: Cady Marsh Ditch, Indiana

PRODUCT: Mitigation Plan

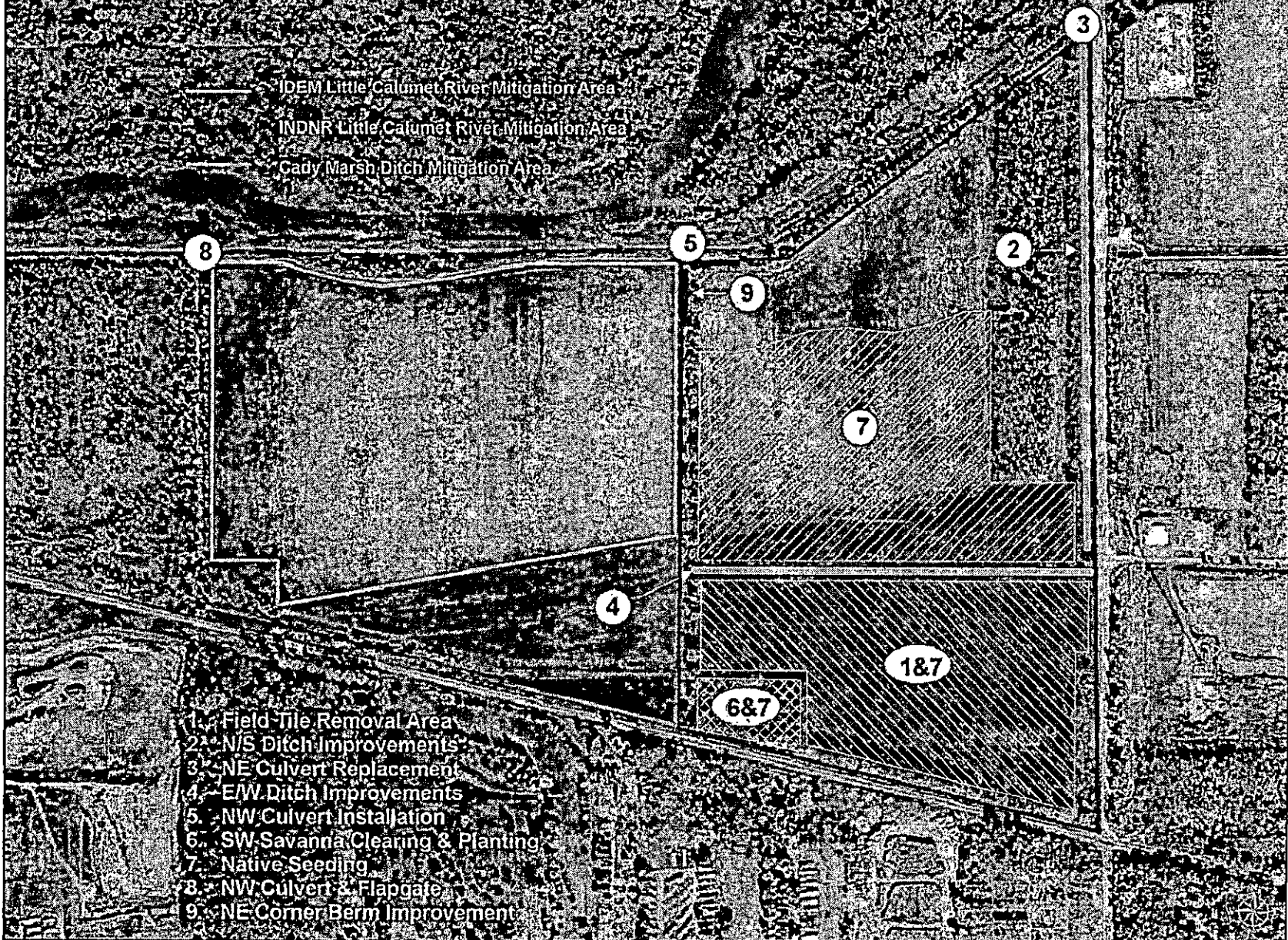
1. Project Description: The purpose of this project is to twofold: first, to perform mitigation for habitat impacts caused by construction of the Cady Marsh Ditch Flood Control Project (to be funded through CMD funding sources) and second, to install a culvert with flapgate and to reinforce a berm as part of the Little Calumet River project area mitigation project (to be funded through LCR funding sources). These activities will occur between Clark Road and Chase Street south of the Little Calumet River (Figure 1). The design will be completed in accordance with the requirements of the approved General Design Memorandum dated 30 November 2000:
2. Reference Documents: Cady Marsh Ditch General Design Memorandum dated 30 November 2000; Cady Marsh Ditch 401 Water Quality Certification dated 29 July 2004 and Little Calumet River Project-wide 401 Water Quality Certification application currently under review by IDEM.
3. Product Description: Chicago District has the funds for the completion of the Plans and Specifications.
4. Estimated Features Cost: The estimated total cost of the construction of this project is \$286,000, which includes \$30,000 for habitat mitigation activities to be covered by Cady Marsh Ditch project funding, and \$256,000 for berm reinforcement/culvert installation to be covered by Little Calumet River project funding.
5. Product Team:

- a. PM: Imad Samara
- b. Product Lead/QM: Greg Moore

Product Development Team			
Name	Organization	Name	Organization
Rick Ackerson	TS-HH	Steve Hughes	PM-RE
Dick Albert	TS-C-C	Greg Moore	PM-PL-E
Doug Anderson	TS-C-S	Casey Pittman	TS-H-E
Regina Blair	CT	Imad Samara	PM-PM
Mary Burnsed	TS-DE	Dave Schiemann	TS-DC
Dave Druzbecki	TS-C-S	Bharat Shah	TS-DM
Satch Damaraju	TS-DE	Leon Turner	TS-C-C
John Fornek	TS-DG	---	---

Little Calumet River Project Area Cady Marsh Ditch Mitigation Activities

— IDEM Little Calumet River Mitigation Area
— INDNR Little Calumet River Mitigation Area
— Cady Marsh Ditch Mitigation Area



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

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		25,000.00
C. Value of work Performed on Directed Mods (Earnings not paid for)		0.00
TOTAL ESTIMATED PROGRESS (A+B+C)		4,264,286.58

D. Work Paid for but not in Place (Materials in Storage)		0.00
TOTAL VALUE OF PHYSICAL PROGRESS (A+B+C-D)		4,264,286.58

E. Potential Termination Costs (% of Remaining Costs) (If Applicable)		Not Available
FINANCIAL PROGRESS - (A+B+C+D-E)		4,264,286.58

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
---	--	--------------

ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)		85.21%
---	--	--------

SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)		100.00%
--	--	---------

ESTIMATE EARNINGS FOR FY vs FUNDS AVAILABLE		4,192,792.74
---	--	--------------

PROJECT STATUS/MAJOR ISSUES:

- Hohman Ave. Overstreet turned 2 new portable gantry cranes over to the Hammond Sanitary District on 3-23-05.
- 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 has been issued for a self-retracting lifeline at the Walnut wet well access hatch.
- South Kennedy Ave. All pump and motor removal, rebuilding, and re-installation has been discontinued.
 - Pump #3 has been rebuilt, tested, and partially installed. 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
- The Corps sent Overstreet and Overstreet's bonding company a "show-cause" letter on February 7, 2005 indicating the Government is considering
- On February 16, 2005, Overstreet responded with a preliminary plan on the remaining Contract work. Overstreet's response indicated that it had not yet
- On March 9, 2005, Overstreet gave the Corps a copy of the lone proposal received for completing the pump rehabilitation work, from the team of
- Overstreet's bonding company met with Overstreet on March 21 and 22, 2005 to collect information on the Contract. The bonding company is currently

Subject: Rehabilitation of Existing Pump Station

1. Following design work will be required.

- a. Review existing FDM-5 (1995) pump station listing to evaluate for design consideration. *Jackson Ave. Indianapolis Blvd.*
- b. Select two possible pump stations for further analysis.
 - i. Re-evaluate FDM-5 (1995) design assumption and confirm it still true.
 - ii. Site visit to the pump station to evaluate condition of equipments and facility.
 - iii. Coordinate with local and obtain O&M information of last ten (10) year.
 - iv. Incorporate lesson learned during past and existing rehab work.
 - v. Obtain information from equipment (pump, motor, etc.) manufacturer. Update FEM-5 (1995) assumption if necessary to meet design requirement.
 - vi. Prepare design analysis for equipment selection.
 - vii. Coordinate equipment selection with existing pump station layout (wet well and control building). Prepare plan and specification.
 - viii. Coordinate work with structural section.
 - ix. Re-evaluate FDM-5 (1995) electrical design assumption and confirm it still true. Coordinate electrical service requirement with local utility company. Update FDM-5 (1995) assumption if necessary.
- c. Structural work will require modification of discharge box and access, pump and motor base, discharge head wall, trash rack system, etc.
- d. Hydraulic Environmental work to evaluate hazardous condition.
- e. Civil work to provide existing utilities, site work area, etc.



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

March 14, 2005

Planning, Programming and Project
Management Division

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

Dear Mr. Gardner,

The Federal Emergency Management Agency (FEMA) and the US Army Corps of Engineers (USACE) have coordinated in an effort to expedite the completion of floodplain revisions along protected areas of the Little Calumet River. Complete submission of a Conditional Letter of Map Revision depends on various State and Local entities, in addition to Corps submissions. A summary of the current state of the submission process follows.

USACE, Chicago District, submitted FEMA's MT-2 form on December 29, 2003. The Chicago District received a reply from the National Flood Insurance Program (NFIP) FEMA Map Coordination Contractor on January 28, 2004. FEMA's response detailed six additional items for our response. Question 3(c) of the above letter indicated that our project site did not comply with Code of Federal Regulations Title 44 Section 65 subparagraph 12(a)(5). Under this portion of the regulations, our project cannot cause an impact to any structures in the effected area. FEMA and USACE Chicago District have work diligently to find a way in which to satisfy this portion of the regulation.

USACE Chicago District and FEMA Region V reached resolution through a temporary designation of A99. Code of Federal Regulations Title 44 Section 60.3 allows for a substantial reduction in flood insurance costs under this designation. Zone A99 is the flood insurance rate zone that corresponds to areas within the 1-percent annual chance floodplain that will be protected by a Federal flood protection system where construction has reached specified statutory milestones. Code of Federal Regulations Title 44 Section 61.12 details the statutory milestones.

- 100 percent of the total financial project cost of the completed flood protection system has been authorized;

Congress has authorized the Little Calumet River flood protection system from Cline Avenue to Interstate 65.

- At least 60 percent of the total financial project cost of the completed flood protection system has been appropriated;

Congress has appropriated 100% of the project funding through FY05.

- At least 50 percent of the total financial project cost of the completed flood protection system has been expended;

	Allocation		Expended	
	Federal	Local	Federal	Local
Inception to FY04	\$92,082,000			
FY05	\$0			
Total	\$92,082,000	\$20,000,000	\$91,456,000	\$20,000,000
Percentage	100%	100%	99%	100%

- All critical features of the flood protection system, as identified by the Administrator, are under construction, and each critical feature is 50 percent completed as measured by the actual expenditure of the estimated construction budget funds; and

All critical features of the flood protection system are under construction, and each critical feature is at least 50 percent complete as measured by the actual expenditure of the estimated construction budget funds.

- The community has not been responsible for any delay in the completion of the system.

The community has not been responsible for any delay in the completion of this protection system.

USACE Chicago District will proceed with the official request at the behest of the communities. We shall provide to FEMA "a complete statement of all relevant facts", which includes but not limited to the following pieces of information:


- Supporting technical data for our project;
- Cost Schedules;
- Budget appropriation data;
- Extent of Federal funding of system construction;
- Full and precise statement of the purpose of the system;
- Carefully detailed description of project, including construction completion target dates; and
- True copies of all contracts, agreements, leases, instruments, and other documents.

Compilation of the additional required documentation is in progress. Once a final package is ready for submittal, we shall contact you and Mayor King. Due to the unique and expansive nature of the protection system along the Little Calumet River, we are working closely with FEMA on this issue.

As stated previously, the review of our submitted Letter of Map Revision (LOMR) will proceed after the Corps addresses each of the six outstanding items. We address particular attention to question 3(c). FEMA requires the certification that no structures, in the proposed Burr Street Levee system, will be impacted by the increased 1% annual chance flood elevation. Upon completion of the Burr Street Levee, we can proceed with the LOMR process. Once the LOMR has been approved, the A99 zone will be converted to a Zone X designation. Zone A99 affords a reduced insurance premium, the fact that it is still a type of Zone A means that the mandatory purchase of flood insurance is still in effect until the levee is built, the LOMR approved and the area converted to a Zone X. If you have further question as to the progress of the submittal process or the submittal process itself, please do not hesitate to contact Imad Samara, Project Manager, 312-846-5560; or Susanne Davis, Chief Hydraulic and Environmental Engineering Branch, 312-846-5500.

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

Sincerely Yours,



Imad N. Samara
Project Manager

Copies Furnished:

Hon. Scott King
City of Gary

Jomary Crary
Indiana DNR, Division of Water

Elisabeth Johnson
Congressional Relation Manager
Congressman Peter J. Vesclosky

Rajindra Gosine
Indiana DNR, Division of Water

Mr. Ken Hinterlong
Region V
Federal Emergency Management Agency
Department of Homeland Security

Anita Nance
Indiana DNR, Division of Water

Dennis Zebell
Lawson-Fisher Associates P.E.



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

April 1, 2005

Mr. Mark Lopez
Congressman Visclosky's Office
701 East 83rd Avenue, Suite 9
Merrillville, Indiana 46410

Re: Update on LCRBDC Real Estate Progress

Dear Mark:

I wish to confirm relative to the phone message I left you that the Commission has closed on the mitigation properties. We closed on March 24th on the Bundalo tract (20.9 acres) and we closed on March 30 on the Kim tract (61.027 acres) and the Brinson tract (52.1 acres). This brings our acreage at Hobart Marsh to 446 acres, of which 437 acres was required by our IDNR permit. We will begin working with IDNR to extend the permit to the end of the project.

The Commission has also worked diligently to finalize the remaining acquisitions in the stretch between Cline Avenue and Kennedy Avenue (Stage VI-1North and Stage VI-2). We have acquired all of the required properties within the time frame identified in the Corps schedule and are conveying to them the certified right-of-entry to allow Federal construction advertisement on schedule.

As I had mentioned previously, we were very concerned about obtaining on time the court-ordered awards that had gone to condemnation, both in time frame and within available funds. I am pleased to report that the two condemnation awards on undeveloped properties in Highland came back within reason and have been drawn from the State and will be paid into court shortly. The greatest success was in the negotiated settlement in the Hammond Light Industrial Park area with Krosan Development, where a slight modification of the engineering design for construction yielded a settlement and saved over \$400,000 of cost. With this closed, we can now apply those monies that we legally had to reserve to the Stage V-2 section for acquisition and any remaining obligations on the Burr Street segment. All told, about \$1 million in negotiated settlements and municipal donations of easements have been achieved.

Mr. Mark Lopez
April 1, 2005
Page 2

Toward that end, the Commission is now breaking the first investment to utilize for Stage V-2 purposes, which had to await final resolution of the condemnations to assure sufficient coverage. The State available funding is now virtually depleted and we will be spending from investment funds.

Relative to Stage V-2 (west of Kennedy Avenue) we are currently, as requested, waiting for surveys and title work on 25 out of 38 properties. This is in the area up to the Norfolk Southern RR. We are in active discussions with the city of Hammond on major parcels west of that, i.e. the currently-vacant Inter-State Plaza parcels and the Woodmar Country Club. We are seeking an engineering concurrence in a couple of areas, which will allow us to do survey and title work on the Inter-State Plaza parcels and Tri-State Bus facility. At the Woodmar Country Club, we are working with the Mayor's Office on an updated appraisal to attempt to move the club's disposition of property along as a positive to the project as opposed to a potential contentious and expensive condemnation with "damage" needing to be paid to the Club.

The staff is updating the real estate work sheets for you and Elizabeth on the segments both in Highland and Hammond over to Stage VI-1, VI-2, V-2, and V-3 showing dollars spent and saved. This will be available by Wednesday. We are committed to letting the full V-2 contract as a single construction contract. Currently, the city of Hammond has been very interested in the first segment over from Kennedy and the railroad, which affords the only tieback opportunity existing in the West Reach to begin removing people from the floodplain once the levee construction has reached that location.

Lastly, we are working with the city of Gary and the Army Corps to identify getting the Burr Street construction (both city and Commission) under way so as to permit continued west reach construction. Item 11 of our IDNR permit requires concurrent construction of Burr Street and Stage V.

I offer, once you have received our updated spread sheets, to meet with you and/or Elizabeth and Imad Samara to discuss in detail these issues.

Sincerely,


Dan Gardner
Executive Director

/sjm
cc: Elizabeth Johnson
Imad Samara

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

NAME OF MEETING: LCRBDC **DATE:** April 6, 2005

LOCATION: 6100 Southport Rd, Portage **CHAIRMAN:** Bill Biller

PLEASE SIGN IN

	NAME (PLEASE PRINT)	ORGANIZATION, ADDRESS, PHONE NUMBER
1	Jonary Crary	DNR
2	Chris Slattery	TPL
3	Sandy O'Brien	Hobart
4	Elizabeth Johnson	Pete Viscolsky
5		
6		
7		
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Year	1880	1881	1882	1883	1884	1885	1886	1887	1888	1889	1890	1891	1892	1893	1894	1895	1896	1897	1898	1899	1900
Population																					
Area																					
...																					

DEPARTMENT OF AGRICULTURE
 BUREAU OF PLANT INDUSTRY
 WASHINGTON, D. C.



UN

**NOTES OF THE MEETING
HELD AT ARMY CORPS CHICAGO OFFICE
AT 9:30 a.m. ON MARCH 9, 2005**

ATTENDEES:

James Pokrajac, LCRBDC

Imad Samara, Khallid Maali, Eric Sampson, John Breslin, John Fornek, ACOE

(On conference call at 11:30 – Dan Gardner, Judy Vamos, LCRBDC)

1. KROSAN Sheet Piling

We need Army Corps response to sheet piling issue at Krosan immediately. We also need to know if we can extend the sheet piling westward to the Hammond Sanitary District on the parcel we already purchased.

- Imad Samara agreed that he would get the Krosan letter to the LCRBDC no later than March 10.
- Imad Samara also agreed that he would have the real estate modifications completed no later than March 11.

2. Stage V-2A

We have completed the order to get title work and survey work is almost completed for Stage V-2A. Will modified real estate be required for the abutments on the north and south sides of the river where the new recreational trail bridge will be located?

- LCRBDC to provide a time schedule regarding real estate as to when it would be available (Judy Vamos will do and have it in time for the March 15 Real Estate meeting)
- Imad Samara questioned the need for a permit for construction for Stage V-2A (In a conference call with Dan and Judy, Dan stated that, after the closings on the remaining three mitigation properties, he will talk to the IDNR about getting all of the west reach permit).
- "T-wall" construction was discussed with Eric Sampson and Jim Pokrajac.
 - > Jim Pokrajac mentioned that we had contracted BADGER DAYLIGHTING to expose all of the pipes in this corridor and that the locations and elevations of all pipes have been determined and were submitted to the Army Corps.
 - > Eric Sampson proposed to do a drawing strictly showing the plan and profile of all of the pipelines both north and south of the Little Calumet River.
 - > Eric Sampson discussed the possibility of using the "bridging" technique over the piping to avoid having to sleeve every pipe.
 - > Jim Pokrajac mentioned that upon receipt of these drawings, he will make initial contact with all of the pipeline companies to facilitate a meeting to discuss technical issues. (LCRBDC will need approximately 15 sets to distribute)

3. Stage V-2 (Original Plan)

The Army Corps suggested the possibility of including all of the Stage V-2 rather than just V-2A (Dan would like to be involved in this discussion).

- Imad Samara felt that it might be more efficient to advertise all of Stage V Phase 2 rather than only submitting Stage V Phase 2A.
- Jim Pokrajac mentioned that time and money would be an issue that could allow the LCRBDC to complete the scheduled time for the right-of-entry.
- Imad Samara suggested that, ideally, we should be completing Stage V-2A approximately the same time all of the other construction will be completed between Cline Avenue and Kennedy Avenue.
- Jim Pokrajac mentioned the "Siavash" letter suggested that all of Hammond, and Highland east of the railroad to Cline Avenue, could come out of the floodplain after construction was completed.
- Imad Samara requested real estate schedules for all of V-2 (Judy Vamos agreed on the conference call to have the real estate schedule as well as the projected cost estimates available for the Real Estate meeting).
- Judy Vamos mentioned that the current schedule for V-2A would be to sign a right-of-entry in May of 2006 if condemnations come into effect.
- Dan Gardner mentioned the ongoing concerns with the potential sale of the Woodmar Country Club property and how it could affect Stage V-2 because of hydrology concerns.
- Dan Gardner mentioned that with the "Krosan credits", the Development Commission could probably acquire necessary lands for the remainder of V-2.
- Imad Samara suggested that new money would be available for both the Development Commission and the Army Corps in September of 2005, which could cover these additional expenses.
 - > Dan Gardner asked about the appropriation for Federal money; Imad Samara anticipated that there was a potential to get Federal money in their budget in the amount of \$6million.

4. Engineering/Real Estate Coordination

The previous request, in a letter by the Development Commission, addressed completing the engineering prior to actively pursuing real estate acquisition.

- Imad Samara indicated that although the design had been completed several years ago, that this design, and its work limits, should still be used.
- Jim Pokrajac mentioned that with old engineering data, there may be changes in the field that could affect not only design but also real estate.
 - > It would also save the project time and money to field investigate current conditions to correct and update the real estate drawings prior to the beginning of the acquisition process.
- Imad Samara disagreed. He felt that any changes in construction (such as V.E. items like constructing I-walls in lieu of levees) could be done as we have been doing during the acquisition period.
- Jim Pokrajac suggested that he will do field determinations prior to the beginning of the acquisition process to see if any changes have occurred or if some minor modifications could be made to design that could save the project time and money and avoid condemnation.

- > Imad Samara agreed that we could do this in the future but we would have to show where a cost benefit could be shown to the project by modifying any of the current plans and specifications.
 - A discussion was held regarding the “Dr. Checks” procedure for receiving comments from local affected parties to the Army Corps.
 - > Army Corps will provide instructions that can be distributed to the locals as to how to get a password and use this system. Any questions or problems can be facilitated with Khallid Maali.

- 5. Pump Station O&M Coordination with city of Gary
 Development Commission needs all of the information from the Army Corps relative to the pump station inspection we have completed.
 - Jim Pokrajac agreed to contact Ric Witkowski to assure that the Development Commission has **ALL** of the information from the Army Corps regarding our completed pump station inspections.
 - Jim Pokrajac explained to the Corps that as part of the O&M turnover process with Gary, the Development Commission has inspections ongoing at the pump stations to determine deficiencies. We will incorporate the Corps information with the Development Commission's diagnostics, and with information to be provided by the Gary Sanitary District (White River Environmental Group).
 - Development Commission anticipates that we could complete the punch lists for all four (4) east Reach pump stations, along with cost estimates, by the middle of June 2005.
 - > At this point in time, we will meet with the city of Gary to discuss how we will proceed.

- 6. Monthly Construction Status Reports
 Development Commission needs the monthly construction status reports in a timely manner in order that they will be available to incorporate into the LCRBDC reports, and then be mailed to our Commissioners prior to our monthly Board meetings.
 - This information will be used in completing the monthly reports for the Development Commission to provide to the Commissioners at their monthly Board meeting.
 - Jim Pokrajac and Imad Samara shared dates for the remainder of 2005 when the Army Corps will submit their monthly reports.

- 7. Pump Station 1A Status – Overstreet
 What is the status of the Pump Station 1A contract with Overstreet?
 - We placed a conference call to Doug Anderson from the Calumet area office as to the status of the Pump Station 1A negotiations with Overstreet.
 - Jim Pokrajac requested a current update of the status of these negotiations, stating that the last update was on February 1, 2005.
 - Overstreet submitting a proposal to the Army Corps that had their schedule and the cost will not increase.
 - The Army Corps agreed they will send the Development Commission all updated information and will involve us in the process prior to determining if we will terminate the contract or if we will default the contract.

8. Local Bidding for Upcoming flood Control Projects
The Development Commission needs the Army Corps to e-mail upcoming bid documents in a timely manner in order that we could advertise these locally to make more local contractors aware of the upcoming Federal advertisement.
- Imad Samara gave Jim Pokrajac an agenda from the "team meeting" regarding upcoming Stage VI Phase 2 and Stage VI Phase 1 North projects.
 - Imad Samara suggested that the LCRBDC access the web site using "FEDBISOPS" to print out a synopsis and construction description of the upcoming project.
 - > The date of the announcement for Stage VI-2 is March 28, 2005 where VI-2 would be ready to down load.
 - > The date of the announcement for VI-1N is April 26, 2005 where VI-1N would be ready to down load.
 - It was suggested that the Development Commission could print out the project synopsis and use this to advertise locally.
 - Both announcements are approximately 2-3 weeks prior to advertising.
 - > By the Development Commission distributing this information locally, which can afford local contractors the opportunity to realize that an advertisement will be forthcoming.
9. Pump Station New Contracts
Two (2) pump stations (new contract)
- Imad Samara suggested that the remaining two pump stations from the Pump Station 1A contract will probably be advertised with the Jackson and Indianapolis pump stations as part of an upcoming pump station advertisement.
10. Stage III Remediation (LCRBDC plan review). When will they do? Pumps off (Marshalltown has standing interior water)
- Jim Pokrajac asked when the Army Corps is scheduling the pouring of the concrete outfalls at both pump stations.
 - > The Army Corps anticipated this will be done within a month.
 - Jim Pokrajac concurred that the design for the access ramp to the levee adjacent to the Grant Street lift station was fine.
 - > The Army Corps is to provide the Development Commission with new real estate coordinates to install this ramp in order that this information may be shared with the city of Gary for future development in this area.
 - Imad Samara requested that the Development Commission investigate the real estate requirements for Stage III to determine if there is a ponding easement in the area that Gary is interested in developing.
11. February 16 Conference Call
V-2 review of minutes – February 16 conference call
- Imad Samara agreed that he would complete his review of the minutes of our February 16 conference call for Stage V-2A as soon as he can.
12. Stage VI-2 – Griffith
Griffith (east of Cline) include with VI-2?

- Imad Samara would like to include the recreation trail east of Cline and west of the EJ&E RR as part of the Stage VI-2 construction.
- Jim Pokrajac mentioned that the Development Commission will have the right-of-entry signed for SVI-2 no later than March 31.
 - > Jim Pokrajac mentioned that the survey for the Griffith easement would be completed no later than March 14. This would only allow us 2-1/2 weeks to complete the acquisition of an agreement with the town of Griffith to meet the March 31 deadline.
 - > Imad Samara suggested that if we could have it completed no later than April 15, 2005 (the scheduled time to advertise SVI-2) that we could include this as part of that project.
- Jim Pokrajac will contact DLZ to provide survey data to Khallid Maali for the existing Griffith levee and show where our proposed recreational trail would be.
- Jim Pokrajac agreed he and Dan Gardner would meet with Griffith to discuss this issue and ask if we could expedite their signing of an easement agreement in order that this could be included as part of SVI-2.
- Jim Pokrajac agreed to contact the EJ&E RR about the recreational trail crossing.

13. 27th & Chase

- Jim Pokrajac agreed to distribute the engineering review set for modifications to the 27th & Chase Street structure to the Gary Sanitary District.
- Imad Samara would like to have a meeting with the Gary Sanitary District, the Development Commission, and the Army Corps in approximately three weeks to discuss this review.

14. "As-Built" East Reach Drawings

Imad Samara agreed he would provide the Development Commission with reproducible "as-built" drawings for the East Reach in order that the Development Commission could run prints off from this to distribute to the city of Gary.

LAND MANAGEMENT REPORT

For meeting on Wednesday, April 6, 2005

(Information in this report is from February 24 – March 30, 2005)

A. 3120 GERRY STREET (RENTAL HOUSE):

- 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) Requirements were requested for Phase I Environmental Assessment, and confirming there is no historical impacts.**

B. FARM LEASES:

- Bid Opening was held on February 17, 2005. Farm leases were recommended to be awarded to the highest bidder of each respective farming area. **The four (4) high bidders were awarded individual lease agreements as approved at the March 2 Board meeting.**
- **The four lease agreements were sent out for signatures on March 14, 2005.**

C. BILLBOARDS:

- A hearing was held on March 8 with the Gary Board of Zoning for approval.
- Three (3) sign locations were approved with conditions regarding sign content. **VIEW OUTDOOR** was agreeable to the conditions.

D. A letter was received from the Gary Dept. of Planning on February 22, 2005 expressing interest in future development on property owned by the LCRBDC in the area west of Grant and north of 35th. (A conceptual plan was included)

- Gary proposed to draft an agreement to allow the city to proceed with area definition, marketing strategies, and financing.
- This is one of the areas the LCRBDC has as excess land. As part of the coordination with the city of Gary to accept East Reach O&M, we could transfer this property to them.

E. Coordination of property use of 30 acres of land east of Clay Street (in Lake Station) and north of Burns Ditch.

- A meeting was held with the Land Management Committee and several Commissioners on March 8 to discuss potential coordination with LEL to use this land for wetland banking.

1-2

3

F. LCRBDC received a letter from the COE to INDOT on March 15 indicating we could provide 0.16 acres of land for mitigation from Hobart March for wetland impacts at I-80/94 & Broadway.

4-5



City of Gary

Department of Planning

401 Broadway, Suite 300 • Gary, Indiana 46402

Telephone: (219) 881-5090 ~ Fax: (219) 882-7371



SCOTT L. KING

Mayor

DAVID W. WRIGHT

Director

GERALDINE B. TOUSANT

Deputy Mayor

TO: DAN GARDNER, EXECUTIVE DIRECTOR
LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION

FROM: DAVID W. WRIGHT, DIRECTOR *DWW*
GARY DIVISION OF PLANNING

DATE: 22 FEBRUARY 2005

RE: LCRBDC LAND NEAR 35TH AND GRANT STREET

As you know, the City of Gary is interested in development of the above-referenced land (dubbed University Park West). With the success of nearby commercial development, the City is looking UP West, the largest contiguous developable acreage away from the lakefront, as a candidate for near-term new development. In addition to dialogue with the LCRBDC, the City has changed Grant Street reconstruction design to accommodate the site, has added the area to its University Park Concept Plan target area, and has priced out infrastructure work for the site.

A very important part of this process is coming to an agreement with the LCRBDC that development of this site is a common goal. I believe this can be achieved administratively, allowing the LCRBDC, the City and associated agencies to investigate a myriad of options to bring us to that common goal, including the achievement of milestones to allow this to happen.

Questions that we face with this effort include:

1. Development of an agreement on hurdles preventing floodplain redesignation of the City's stretch of the Little Calumet River
2. Creating agreements with associated agencies on levee maintenance
3. Arriving at the optimum final ownership arrangement to accommodate development (I believe options exist), perhaps creatively solving maintenance problems at the same time

In the very near future - within a month or so - I believe an agreement should be drafted to this early end. To date, the City has a conceptual land-use plan for the site (attached). An agreement between our agencies will allow the City to continue to define this area, develop marketing strategies, and create financing tools (ie. redevelopment, TIF district creation).

I hope this meeting will be one of a series of meetings that will allow us to begin achieving these ends. Thank you for your time.

UNIVERSITY PARK WEST

CONCEPTUAL LAND USE PLAN

DEVELOPABLE
LAND: 54.84 ACRES

LEGEND

EXISTING

BUILDINGS

TRAFFIC
SIGNALS

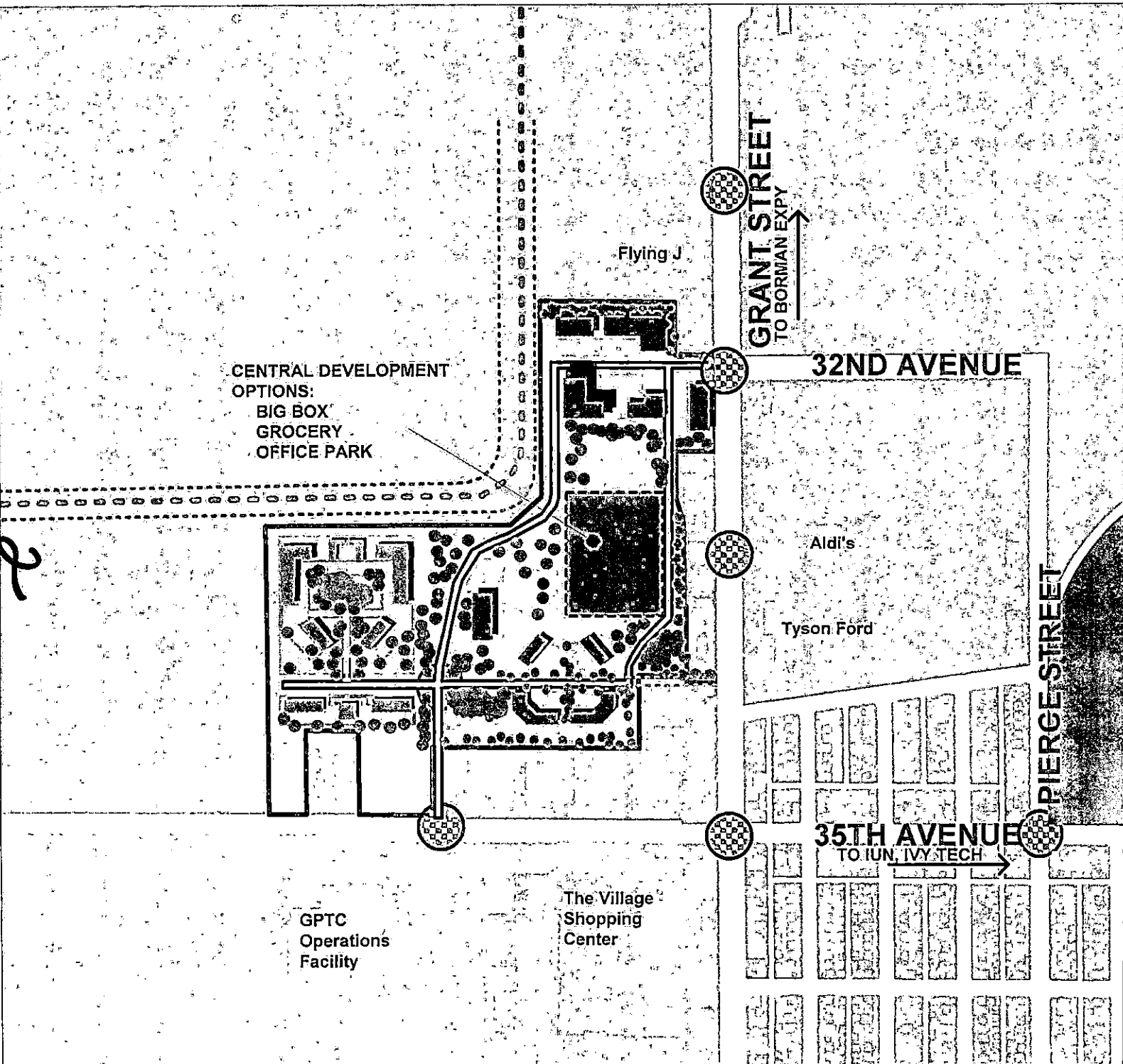
PROPOSED

OFFICE/RETAIL
DEVELOPMENT

RESIDENTIAL
DEVELOPMENT

NEW ROADS

TRAFFIC
SIGNALS



CENTRAL DEVELOPMENT
OPTIONS:
BIG BOX
GROCERY
OFFICE PARK

Flying J

32ND AVENUE

35TH AVENUE

PIERCE STREET

GRANT STREET
TO BORMAN EXPY

TO IUN. IVY TECH

GPTC
Operations
Facility

The Village
Shopping
Center

Aldi's

Tyson Ford

Sandy Mordus

From: "Sandy Mordus" <smordus@nirpc.org>
To: <rmarsz@earthlink.net>; <billerw@hmdin.com>; "Arlene Colvin" <acolvin@ci.gary.in.us>; "Louis M. Casale" <lcasale@cwblawfirm.com>; "Judy Vamos" <jvamos@nirpc.org>
Sent: Monday, February 28, 2005 12:31 PM
Subject: Scheduling of Committee meeting

Bob, Bill, and Arlene, Lou, and Judy:

At our upcoming Work Study Session on March 2 for the Land Management Committee, we will be discussing coordination with the Lake Erie Land Company to enter into an agreement, whereby 30 acres of land east 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. Will you please look at your calendar to see what dates and times would be good for you within the next few weeks so we can set the meeting date Wednesday evening. If you have any questions, please let me know.

Jim Pokrajac, Agent
Land Management/Engineering



REPLY TO
ATTENTION OF

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

15 March 2005

Planning Branch

Mr. Greg Kicinski
Indiana Department of Transportation
100 North Senate Avenue
IGCN Room N601
Indianapolis, Indiana 46204

RE: Request to incorporate 0.16 acres of wetland mitigation, resulting from 0.08 acres of wetland impacts associated with IN-DOT Broadway Street/I 80-94 Expressway construction work in Gary, Indiana, into the Chicago District's Little Calumet River project mitigation at Hobart Marsh.

Dear Mr. Kicinski,

I have received a request from INDOT to incorporate 0.16 acres of wetland mitigation into the Hobart Marsh portion of our Little Calumet River project mitigation. This 0.16-acre mitigation requirement, I understand, results from a 0.08-acre wetland impact that occurred due to IN-DOT construction work at the Broadway - I-80/94 interchange in Gary, Indiana. This portion of INDOT's work is being constructed for the benefit of the Little Calumet River flood control project.

The tracts that we've acquired for mitigation at Hobart Marsh have put us seven acres over our grand total Little Calumet River mitigation obligation of 437 acres, so it will be easy for us to physically accommodate your 0.16-acre Broadway project mitigation. To assist you with your mitigation scheduling, we expect to begin implementation of the Hobart phase of our mitigation project in late 2006 or early 2007.

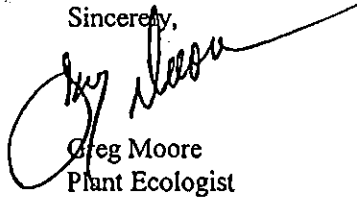
If you need to coordinate scheduling or other issues with Little Calumet River project regulatory agencies, please contact Ms. Jomary Crary of the IN-DNR, who is in charge of our floodway construction permits, or Mr. Marty Maupin of IDEM, who is in charge of 401 Water Quality Certification.

IN-DNR Construction Permits governing the project include: FW-15,509 (Wicker Park), FW-16,167 (East Reach), FW-19,609 (Marshalltown), FW-19,784 (Burr Street Betterment Levee), FW-22,241 (West Reach - Little Calumet River) and FW-22,313 (West Reach - Hart Ditch).

Phases of the project that are currently covered by IDEM 401 Water Quality Certifications are: 17 October 1988 (Conrail Bridge), 23 April 1993 (Borrow Pit), 22 June 1995 (Burr Street Ponding Area, Broadway, Georgia Street, M.L. King Drive), 15 July 1996 (Sheppard Park Pond-Highland), 4 April 1997 (Stage IV-2B and Recreation) and 18 August 1999 (Colfax Avenue). Mr. Maupin is currently reviewing our project-wide 401 Water Quality Certification application. That information is dated 14 October 2004 and 1 December 2004.

Thank you for contacting us, Mr. Kicinski. I hope that any scheduling or regulatory issues can be worked out so that we can accommodate your request. Please don't hesitate to call or e-mail me if I can help you further.

Sincerely,



Greg Moore
Plant Ecologist

COPIES FURNISHED / CONTACT INFORMATION			
Name	Agency	Phone	E-mail
Jomary Crary	IN-DNR	317/234-1054	jcrary@dnr.state.in.us
Marty Maupin	IDEM	317/233-2471	mmaupin@dem.state.in.us
Gregory Moore	USACE	312/846-5586	gregory.moore@lrc02.usace.army.mil
Imad Samara	USACE	312/846-5560	imad.samara@lrc02.usace.army.mil

OPERATION AND MAINTENANCE REPORT
For meeting on Wednesday, April 6, 2005
(Information in this report is from February 24 – March 30, 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)
- **A letter was received from the Corps on March 14 providing a summary of the current state of the submission process as part of the coordination between FEMA and the Corps.**

1-3

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.)
- 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.
- A letter was written to the COE on November 29, 2004, indicating the importance of completing the entire inspection and comprising a punch list.
 - **LCRBDC received an e-mail from the Corps on February 24, 2005 indicating they would like to complete inspections in March or April 2005.**
 - **LCRBDC requested dates in April where we could complete these with Gary involvement.** 4
- 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)
- **Sent an e-mail to the Corps on February 24, 2005 requesting "as-built" drawings for distribution in lieu of the disk.** 5
 - **The Corps agreed at a coordination meeting on March 9 that they would provide the LCRBDC with reproducible sets.**
- 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.
- F. **As one of the "ongoing technical issues" with concerns from the city of Gary, the Army Corps submitted plans and alternatives to the GSD on March 11 for correcting drainage concerns at 27th & Chase.** 6-7
- **After review, the city of Gary, the Corps, and LCRBDC are scheduling a meeting during the week of March 28.**



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

March 14, 2005

Planning, Programming and Project
Management Division

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

Dear Mr. Gardner,

The Federal Emergency Management Agency (FEMA) and the US Army Corps of Engineers (USACE) have coordinated in an effort to expedite the completion of floodplain revisions along protected areas of the Little Calumet River. Complete submission of a Conditional Letter of Map Revision depends on various State and Local entities, in addition to Corps submissions. A summary of the current state of the submission process follows.

USACE, Chicago District, submitted FEMA's MT-2 form on December 29, 2003. The Chicago District received a reply from the National Flood Insurance Program (NFIP) FEMA Map Coordination Contractor on January 28, 2004. FEMA's response detailed six additional items for our response. Question 3(c) of the above letter indicated that our project site did not comply with Code of Federal Regulations Title 44 Section 65 subparagraph 12(a)(5). Under this portion of the regulations, our project cannot cause an impact to any structures in the effected area. FEMA and USACE Chicago District have work diligently to find a way in which to satisfy this portion of the regulation.

USACE Chicago District and FEMA Region V reached resolution through a temporary designation of A99. Code of Federal Regulations Title 44 Section 60.3 allows for a substantial reduction in flood insurance costs under this designation. Zone A99 is the flood insurance rate zone that corresponds to areas within the 1-percent annual chance floodplain that will be protected by a Federal flood protection system where construction has reached specified statutory milestones. Code of Federal Regulations Title 44 Section 61.12 details the statutory milestones.

- 100 percent of the total financial project cost of the completed flood protection system has been authorized;

Congress has authorized the Little Calumet River flood protection system from Cline Avenue to Interstate 65.

- At least 60 percent of the total financial project cost of the completed flood protection system has been appropriated;

Congress has appropriated 100% of the project funding through FY05.

- At least 50 percent of the total financial project cost of the completed flood protection system has been expended;

	Allocation		Expended	
	Federal	Local	Federal	Local
Inception to FY04	\$92,082,000			
FY05	\$0			
Total	\$92,082,000	\$20,000,000	\$91,456,000	\$20,000,000
Percentage	100%	100%	99%	100%

- All critical features of the flood protection system, as identified by the Administrator, are under construction, and each critical feature is 50 percent completed as measured by the actual expenditure of the estimated construction budget funds; and

All critical features of the flood protection system are under construction, and each critical feature is at least 50 percent complete as measured by the actual expenditure of the estimated construction budget funds.

- The community has not been responsible for any delay in the completion of the system.

The community has not been responsible for any delay in the completion of this protection system.

USACE Chicago District will proceed with the official request at the behest of the communities. We shall provide to FEMA “ a complete statement of all relevant facts”, which includes but not limited to the following pieces of information:


- Supporting technical data for our project;
- Cost Schedules;
- Budget appropriation data;
- Extent of Federal funding of system construction;
- Full and precise statement of the purpose of the system;
- Carefully detailed description of project, including construction completion target dates; and
- True copies of all contracts, agreements, leases, instruments, and other documents.

Compilation of the additional required documentation is in progress. Once a final package is ready for submittal, we shall contact you and Mayor King. Due to the unique and expansive nature of the protection system along the Little Calumet River, we are working closely with FEMA on this issue.

As stated previously, the review of our submitted Letter of Map Revision (LOMR) will proceed after the Corps addresses each of the six outstanding items. We address particular attention to question 3(c). FEMA requires the certification that no structures, in the proposed Burr Street Levee system, will be impacted by the increased 1% annual chance flood elevation. Upon completion of the Burr Street Levee, we can proceed with the LOMR process. Once the LOMR has been approved, the A99 zone will be converted to a Zone X designation. Zone A99 affords a reduced insurance premium, the fact that it is still a type of Zone A means that the mandatory purchase of flood insurance is still in effect until the levee is built, the LOMR approved and the area converted to a Zone X. If you have further question as to the progress of the submittal process or the submittal process itself, please do not hesitate to contact Imad Samara, Project Manager, 312-846-5560; or Susanne Davis, Chief Hydraulic and Environmental Engineering Branch, 312-846-5500.

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

Sincerely Yours,



Imad N. Samara
Project Manager

Copies Furnished:

Hon. Scott King
City of Gary

Jomary Crary
Indiana DNR, Division of Water

Elisabeth Johnson
Congressional Relation Manager
Congressman Peter J. Vesclosky

Rajindra Gosine
Indiana DNR, Division of Water

Mr. Ken Hinterlong
Region V
Federal Emergency Management Agency
Department of Homeland Security

Anita Nance
Indiana DNR, Division of Water

Dennis Zebell
Lawson-Fisher Associates P.E.

Sandy Mordus

From: "Sandy Mordus" <smordus@nirpc.org>
To: "Witowski, Reric J LRC" <Reric.J.Witowski@lrc02.usace.army.mil>
Cc: "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>; <Robert.A.Craib@lrc02.usace.army.mil>; <Shamel.Abou-el-seoud@lrc02.usace.army.mil>; "Bob Huffman" <huffmun@sbcglobal.net>
Sent: Thursday, March 17, 2005 2:47 PM
Subject: Re: Upcoming East Reach Inspections

Ric:

We appreciate your working with us to complete the inspection for the East Reach. I will be on vacation the week of March 21-25 and will return to work on March 28. I would like to look at some dates that would be good for your personnel in order that I can facilitate with the White River Environmental Group and the LCRBDC. It appears that almost anytime in April would be good. Please send me days and times that are good for you in order that I may review these when I return on the 28th.

We received some information from you regarding our previous inspections on the four pump stations in Gary. Was this all of the information the Army Corps had compiled? I am currently doing electrical diagnostics on all four stations to determine deficiencies. I will also be working with the city of Gary to get their comments on the four stations. It is my intent to combine a final punch list for each of the stations and determine cost estimates as to what it will take to complete these deficiencies. The LCRBDC has agreed with Gary to try to bring up all four stations to "as built" condition. This is a critical item toward our completion of O&M responsibilities being turned over to Gary.

Jim Pokrajac, Agent
 Land Management/Engineering

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

From: Witowski, Reric J LRC
To: Sandy Mordus
Cc: Samara, Imad LRC ; Craib, Robert A LRC
Sent: Thursday, February 24, 2005 12:14 PM
Subject: RE: Upcoming East Reach Inspections

Jim, it seems a good time as any to begin to discuss finishing the gatewells we did not complete last year. Please consider dates that would be acceptable for you and yours during March and April 05 to complete the inspections. Thank you, RicWitowski

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

From: Sandy Mordus [mailto:smordus@nirpc.org]
Sent: Thursday, September 09, 2004 11:57 AM
To: Witowski, Reric J LRC
Cc: Samara, Imad LRC; Abou-El-Seoud, Shamel LRC; Anderson, Douglas M LRC
Subject: Little Calumet Inspection Completion

4

3/17/2005

Sandy Mordus

From: "Sandy Mordus" <smordus@nirpc.org>
To: "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>
Sent: Thursday, February 24, 2005 9:39 AM
Subject: East Reach As-Built Drawings Request

Imad:

I requested that you send us as-built drawings for the completed East Reach levee segments which were not received when the construction was completed for each of those segments. It was my understanding that the contractor would give the marked-up set of drawings to the Corps, they would make all the necessary changes, and then you would then send the LCRBDC an appropriate number of full sized, half sized, and reproducible drawings (you and I discussed this with Tom Deja). It would then be the responsibility of the LCRBDC as part of our turn-over process to Gary, to provide these as-built drawings to them. As I mentioned to you previously, we do not have the capability to print out from the disk you provided. In your response to me on January 11, you indicated that we would receive the CD with the O&M manual that included the as-builts for the East Reach and that, with the information on this disk, I can print any size papers. Once again, I feel it is the responsibility of the Corps to provide us with the actual "as-built" prints that we previously requested. I am hoping that you will work with us to provide these drawings in a timely manner. We are in the middle of negotiations with the city of Gary to have them take over O&M responsibilities. As you know, we will need these drawings as part of our turn-over process.

Jim Pokrajac, Agent
Land Management/Engineering

5

2/24/2005



US Army Corps
of Engineers
Chicago District

LETTER OF TRANSMITTAL

To: Jim Pokrajac
Little Calumet River Basin Development
Commission

Date 7-Mar-05

Thru:

Project No: **Little Calumet River Flood
Control Project**

Re: **Gary Sanitary District 27th & Chase Fix**

Attn:

X

No. of Copies	
6	1/2 Size Plans
6	27th & Chase Design Alternatives

Sent to you for the following reason:

For Approval Review Completed Revise and Resubmit
 For Your Use Not Reviewed Returned
 For Review and Comment Other:

<p>Remarks</p> <p>Please distribute the enclosed copies to the Gary Sanitary District (GSD) for their Review and comments.</p> <p>The plans and the report show design alternatives to fix the 27th & Chase drainage concerns brought up by GSD. I would like you to set up a meeting with GSD to Discuss the report and the recommended alternative. Please set this meeting for the week of Mar 21 or the week of the 28th. This should allow GSD 2 to 3 weeks to review these documents. The plans also include a suggested fix for a stand by pump and a jib crain at the Iron Wood Pump Station. This was requested and agreed to in the last field meeting we attended with GSD at the pump station location.</p> <p>Copy To: File Signed: <i>Madhusudan</i></p>

U.S. Army Corps of Engineers, Chicago District
111 North Canal Street, Chicago, Illinois 60606-7206, (312) 353-6400, FAX (312) 353-2156

LRC FORM 1110-1 (RE), June 1997

Sandy Mordus

From: "Sandy Mordus" <smordus@nirpc.org>
To: "Spike Peller" <spike@garysan.com>
Cc: "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>
Sent: Friday, March 11, 2005 10:50 AM
Subject: 27th and Chase Plan Review

Spike:

I will drop off four (4) sets of plans along with four (4) sets of design alternatives submitted to me by the Army Corps for distribution. I'll be dropping these off today along with a copy of the letter of transmittal from the Army Corps requesting your review of the design and its alternatives for the 27th and Chase drainage concerns. Will you please distribute these to your appropriate personnel?

Imad Samara suggested in his letter of transmittal that we try to set up a meeting for either the week of the 21st or the week of the 28th of March. Since I will be on vacation the week of the 21st, the second week would work better for me and allow you a little extra time to review. Can you let me know what days and times would be good for you during the week of the 28th? It is important to have this meeting to discuss the Corps design before they finalize the design for advertising. However, if the week of the 21st is better for you, you will have to coordinate directly with the Corps.

If you have any questions regarding the design, please address them to the Corps. Please coordinate the meeting date with me. Thank you for immediate attention to this request.

Jim Pokrajac, Agent
Land Management/Engineering

RECREATION REPORT
For meeting on Wednesday, April 6, 2005

(Information in this report is from February 24 – March 30, 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.
 - 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.)
 - **All ramps have been stoned.**

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.)
 - **A letter was sent to the EJ&E RR on March 11, 2005 requesting them to re-visit their requirements which would allow the LCRBDC to install a new at-grade crossing for a recreational trail.**

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 received from INDOT on March 4 (dated March 1) indicating they had no objection to this crossing.**
 - **LCRBDC will pursue necessary permits for trail construction in this area.**
 - **At the March 15, 2005 Real Estate meeting, the COE indicated that this crossing, and the trail from Cline east to the EJ&E RR will be done as part of an upcoming construction contract.**

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.

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.
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

(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
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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

March 11, 2005

Mr. Mark Paull
EJ&E Railroad
1141 Maple Road
Joliet, Illinois 60432

Dear Mark:

I would like to re-visit the request the Little Calumet River Basin Development Commission and the Army Corps of Engineers submitted to you several years ago regarding a recreational trail crossing located approximately ½ mile south of I-80/94 and approximately ¼ mile east of Cline Avenue (Route 912). We have already completed our construction on the east side of the railroad and will be doing some construction along the west side. Part of our flood control project for the Little Calumet River includes a contiguous recreational trail. To make this trail contiguous, we need to cross at grade over this set of tracks. We will be proposing to build ramps on both the east and west sides that will allow us to cross in this area.

Currently, we are working with the town of Griffith (who owns the property to the west of your railroad) and need to know as soon as possible what will be required of us, in order that we may facilitate the design and real estate that will be required to do this at grade crossing. Let me know at your earliest convenience what you require in order that I may provide this information to the Army Corps. If you have any questions regarding this request, please contact me at 219/763-0696 or jpokrajac@nirpc.org. Thank you for your help.

Sincerely,

James E. Pokrajac, Agent
Land Management/Engineering

/sjm
cc:

Imad Samara, ACOE
Robert Huffman, LCRBDC
Lou Casale, LCRBDC attorney



INDIANA DEPARTMENT OF TRANSPORTATION
LAPORTE DISTRICT- DEVELOPMENT SECTION

P.O. Box 429
LaPorte, IN 46352

(219)362-6125 FAX: (219) 325-7538
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MITCHELL E DANIELS JR., Governor
THOMAS O. SHARP, Commissioner

March 1, 2005

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

Re: SR 912, Cline Avenue, at River Drive
Request for Recreation Trail Crossing
Town of Highland, Lake County

Dear Mr. Pokrajac:

In response to Mr. Cobb's (First Group Engineering) letter regarding the proposed pedestrian crossing at the subject location and to confirm the conversation with Mr. Cobb on February 1, 2005, the District does not object to this crossing.

Details of the addition of pedestrian signals and pavement markings should be worked out with the District Traffic Section, through Jim Kaur, Traffic Engineer, (219) 325-7444.

Other details of trail construction on State right-of-way (R/W) should be handled through the permit process. Contact John McFadden, Regulatory Supervisor, (219) 325-7526.

Please note that River Drive, from its intersection with SR 912, north to just north of the Little Calumet River (approximately 179th Street) is still under State control. It has not been relinquished to the Town of Highland or City of Hammond. INDOT permits will be required for trail construction in this area.

Sincerely,

Donald C. Abraham
LaPorte District Development Engineer

DCA/slw

cc: D. Cobb
J. Kaur
J. McFadden
J. Smith
L. Shrader
file
pc: SR 912-RiverDrive-TrailCrossing-Pokrajac-3-1-05-ltr