



Little Calumet River Basin Development Commission

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Portage, Indiana 46368

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MEETING NOTICE

THERE WILL BE A MEETING OF THE
LITTLE CALUMET RIVER BASIN
DEVELOPMENT COMMISSION
AT 6:00 P.M. WEDNESDAY, JUNE 1, 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 May 4, 2005
5. Chairman's Report
 - Report of Executive Session held May 17th
6. Executive Director's Report
 - Several meetings were held with Corps regarding project schedule and funding to develop input and response to the Congressman Visclosky's letter to the Corps dated March 30, 2005
7. Outstanding Issues

1-4

✓
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 MARCZALEK
Governor's Appointment~~

~~JOHN PROCKOWSKI
Governor's Appointment~~

✓
CHARLIE RAY
Porter County Commissioners'
Appointment

VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

green shales
green silt
white shales

Tom Gann - P.T.
HK too!

• Ltr to Corps
per WB-

+ Sang OB.

8. Standing Committees

- A. Finance Committee – Report by Treasurer Arlene Colvin
- Financial status report
 - Approval of claims for May 2005
 - Approval of O&M claims for May 2005
 - Approval of dedicating the interest monies (\$185,000) and the marina sand monies (\$133,721.49) to the O&M Fund to meet requirements in LCA
 - Issues for discussion
- 56-78

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

Land Acquisition

- Appraisals, offers, acquisitions, recommended actions
 - Right-of-Entry for Stage VI-1 North mailed to Corps on May 25, 2005
 - Issues for discussion
- 9-11

Land Management

- 3120 Gerry Street – State requests all submitted by May 12
- Schedule committee meeting to proceed with soliciting bids on the 32 acres
- Issues for discussion

- C. Project Engineering Committee – Committee Chair Bob Huffman

- May 26 meeting held with Gary and J.F. New for Burr St. MS4 issue
- Pre-Bid meeting held May 12 for Stage VI-2
- Stage V-2 pipeline corridor
- Stage VI-1 North backcheck set distributed on May 27
- Issues for Discussion

- D. Operation & Maintenance – Committee Chair Bob Huffman

- Final Gary pump station inspection to be scheduled
- Conference call held on May 24 for new river monitoring equipment
- LCRBDC response to Corps regarding pump station maintenance
- Issues for Discussion

- E. Environmental Committee – Committee Chair Mark Reshkin

- Report on dedication ceremony for Hobart Marsh held May 7th
 - Issues for Discussion
- 12-13

- F. Legislative Committee – Committee Chair George Carlson

- Federal appropriation House passage
 - Issues for Discussion
- 14

- G. Recreational Development Committee – Committee Chair Bob Huffman

- Corps request to complete flood protection prior to completing recreation
- Issues for Discussion

- H. Marina Development Committee – Committee Chair Charlie Ray

- Transmittal letter and proposed agreement for transfer of marina property sent to city of Portage on May 18th
- Issues for Discussion

- I. Policy Committee – Committee Chair Bob Marszalek

- Issues for Discussion

9. Other Issues / New Business

10. Statements to the Board from the Floor

11. Set date for next meeting; adjournment

MINUTES OF THE LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION
HELD AT 6:00 P.M. WEDNESDAY, MAY 4, 2005
6100 SOUTHPORT ROAD
PORTAGE, INDIANA

Chairman William Biller called the meeting to order at 6:05 p.m. Seven (7) Commissioners were present. Pledge of Allegiance was recited. The guests were recognized.

Development Commissioners:

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

Visitors:

Sandy O'Brien - Hobart
Elizabeth Johnson – Congressman's Office
Imad Samara – Army Corps
Eloise Gentry – Urban League of NW IN

Staff:

Dan Gardner
Lou Casale
Sandy Mordus
Jim Pokrajac
Judy Vamos
Lorraine Kray

After a correction to the minutes reflecting that there were seven (not eight) Commissioners present at the April meeting, a motion to approve the April 6, 2005 minutes was made by Arlene Colvin; motion was seconded by Steve Davis; motion passed unanimously.

Chairman's Report – Chairman Biller thanked the board members and staff for the get-well wishes extended to him during his recent hospital stay.

- Chairman Biller announced that the Dedication Ceremony for Hobart Marsh will be held this Saturday May 7 at 1:30 at Robinson Park in Hobart. The Congressman will be present, as well as Army Corps Colonel Johnston. Commissioners are invited.

Executive Director's Report – Mr. Gardner reported that we have signed the right-of-entry for Stage VI Phase 2 (Liable to Cline, south of the river). We have also obtained all the property for the Stage VI Phase 1 North segment and requested a right-of-entry form from the Corps so we can proceed with the signing of that segment.

- Mr. Gardner stated that we have saved the project approximately \$800,000 with donations of properties from the town of Highland and the city of Hammond. He then referred to the chart with projected costs by stage/phase to complete the project within the next four years. The Corps had asked us to develop a time and money schedule so they could incorporate it with their schedule which will then be submitted to the Congressman, as per his request. The chart addresses the anticipated dollar amount without a funding mechanism which would allow us to acquire the properties within this four year period. If the Congressman wants project completion by the end of 2009, that means the properties need to be acquired by December 2007 in order to allow for construction of the final stage). There are about 230 parcels that need to be acquired between Kennedy and the State Line to complete acquisition. In addition, there are approximately 31 flowage acquisitions in the East Reach to meet requirements for the rest of the west reach permit. We have about 1350 properties all together. We have acquired 850-900 properties. In addition to the real estate, there are recreation and pump station and utilities to do. Staff continues to have extensive discussions.

- Discussion continued on whether or not the newly passed RDA bill could produce some monies for the project. Mr. Gardner said it was created for regional transportation and economic development purposes. Commissioner Mark Reshkin asked what components of this project would impact economic development.

Mr. Gardner replied that the primary benefit when the project is completed is the fact that the floodplain designation will be lifted, thus allowing development of property that could not be developed before, as well as the "individual" economic benefits to property owners being removed from the floodplain and not have to pay flood insurance. It is important for the city to come out of the floodplain with the development progressing on 25th Avenue in Gary between Chase & Grant. We continue to talk with Gary and stress the importance of them taking over the O&M responsibility for the pump stations and other miscellaneous features. Hammond is already maintaining several of the completed pump stations. Highland has been maintaining the levee in Wicker Park Manor as well as several pump stations. There have been no direct discussions with Munster yet but will be scheduled in the near future with the accelerated completion date. Jim Pokrajac added that Hammond and Highland have been very cooperative regarding O&M; agreements are in place; and as we move further westward, we would expect similar other agreements would be approved and accepted. Regarding the maintenance for O&M for pump stations in Hammond, the Hammond Sanitary District should already have money in place to perform O&M on all their pump stations. Mark Reshkin added that we will have to look at overseeing the O&M and coordinating it after project is complete. The Corps has emphasized that the Commission is the responsible O&M party.

- Discussion ensued on creating a conservancy district. That district would be made up of the people who would come out of the floodplain. We need to know what the savings the homeowners would have in the floodplain regarding flood insurance. Although this idea was previously discussed for operation and maintenance after the project is completed, the discussion now centered on a conservancy district to help to fund the remaining construction. Commissioner Mark Reshkin added that this Commission has an obligation and a responsibility to look at all approaches and be creative. We need to look at all options.
- Imad Samara stated that the Corps sent a letter to the Congressman stating they would have a time and money schedule distributed to him by May 31.
- Mr. Gardner stated that the LCRBDC has been approved for \$2 million for the 2005/07 biennium budget. The new State budget begins July 1. We will have to submit a request to be on the State Budget Committee agenda. Chairman Biller encouraged staff to make the request to the Budget Committee as soon as we can. Mr. Gardner stated that we are meeting with the Corps tomorrow to talk about the scheduling and dollars.
- Mr. Gardner stated that survey and title work is under way for Stage V2 (Kennedy to Northcote). Actual acquisition offers will follow Corps accepting appraisals that are being assigned, contingent upon funds available. We will try to explore some options for additional monies beyond the State monies with the local municipalities.

Finance Committee – Treasurer Arlene Colvin presented the financial report and the claim sheet for April. She proceeded to make a motion to approve the claims totaling \$66,708.76; motion seconded by Bob Huffman; motion passed unanimously.

- Ms. Colvin then proceeded to make a motion to approve the pending O&M claims totaling \$43,750.90; motion seconded by Bob Huffman; motion passed unanimously.

Land Acquisition/Land Management Committee – In Committee Chairman Bob Marszalek's absence, Mr. Gardner gave the report. He reported that there are no condemnations or no increased offers. Mr. Gardner reported that the deadline for Stage VI-2 has been met and the right-of-entry has been signed and given to the Corps. It is anticipated that construction start would be in the fall of 2005. The pre-bid meeting is scheduled for May 12 and the bids are due May 20. We have also met the deadline for Stage VI-1 North (Cline to Kennedy, north of the river). We are ready to sign a right-of-entry as soon as we receive it. That construction is scheduled to start in the fall of 2005. Mr. Gardner reported that the next scheduled stage is Stage V-2 (Kennedy to Northcote). All title work and surveys have been ordered and appraisals will be assigned this month.

- Staff has ordered a Phase 1 Environmental assessment from K&S Testing for 3120 Gerry Street. This is a requirement from the State as part of the disposition of Property Act.
- Staff presented a draft License Agreement for View Outdoor Advertising for the leasing of the properties for the construction of three billboards. Bob Huffman made a motion to enter into the agreement with View Outdoor subject to the staff and attorney's review and concurrence; motion seconded by Arlene Colvin; motion passed unanimously.

- Staff reported they identified property ownership for N. W. Engineering for development purposes in the area east of Broadway, north of 33rd Avenue in Gary.

Project Engineering Committee – Committee Chairman Bob Huffman reported that the pre-bid meeting for Stage VI-2 is scheduled for May 12. Staff has notified newspapers of scope of work and provided general details of the project for the purpose of making the accessibility for bidding this project to local contractors.

- Two letters were mailed out to residents in Stage VI-1 South area. The first letter went out to notify residents when clearing and grubbing started. The second letter went out to inform residents that the contractor would like to take a video of inside and outside of their homes for documentation purposes before sheetpile driving would begin. Although the contractor says the new equipment minimizes noise and impact, it was still felt that it would be a good idea to video the current situation. Mr. Gardner said that it might be a good idea to have the contractor available at a meeting. Imad Samara agreed that it would be a good idea – progress meetings are held regularly with the contractor. Jim Pokrajac added that in this stage, a formliner finish will be used for aesthetics purposes for the first time.
- Regarding the Stage V-2 segment, the Corps is finalizing design modifications to the pipeline corridor to try to minimize utility relocation and construction costs. Once the LCRBDC receives this information, we will begin coordination with the pipeline companies to obtain engineering comments and costs for any pipeline protection needed.

Operation & Maintenance Committee – Committee Chairman Bob Huffman reported that Austgen Electric completed diagnostics for the four pump stations in Gary. Results of these diagnostics are available if anyone is interested.

- Final sluice gate inspections were held in Gary on April 14 and April 21. Overall, most of the gates worked pretty well. The final results will be sent to Gary in order to complete a scope of work to correct the deficiencies. Costs appear to be minimal. Within a couple of months, everything should be put together and we can sit down with Gary.
- Mr. Biller asked if staff could develop a time line for O&M with a dollar estimate. It would need to be consistent with the four year schedule for completion by December 2009.

Environmental Committee – Committee Chairman Mark Reshkin again reported that all property acquisition in Hobart Marsh had been accomplished last month. He reiterated that the dedication ceremony for these properties will be held on May 7. He publicly thanked Sandy O'Brien for her efforts on behalf of supporting Hobart Marsh. He also gave credit to Chris Slattery of TPL for their pursuance of the properties.

- Commissioner Steve Davis added that he talked to DNR law enforcement regarding trespassing and/or dumping on the newly-acquired Hobart Marsh properties. They will patrol when they are in the area. Mr. Davis inquired whether the properties were marked or not; they are not.

Legislative Committee – In Committee Chairman George Carlson's absence, Mr. Gardner referred to the budget print-out of appropriated budget amounts in which the Commission is listed for \$2,000,000. Mr. Gardner also distributed a copy of the letter he sent to Mark Lopez, Congressman's Office, updating our progress on real estate acquisition. He emphasized the Commission has committed all funding available to acquisition, completing the Burr Street project, and Gary accepting O&M, and meeting Corps escrow cash available for upcoming construction.

- Mr. Gardner stated that we used to be able to go to Indianapolis and talk directly with the Budget Committee. That is not the process anymore. Mr. Gardner can talk to the legislators and we rely on them to speak for us.

Recreation Committee – Committee Chairman Bob Huffman reported that a letter was received from EJ&E RR denying the Commission's request to install an at-grade crossing east of Cline Avenue. Any design and construction will be done as part of the future Recreation Phase II project.

- Mr. Huffman also reported that NSRR denied the Commission's request to install an at-grade crossing over their tracks west of Kennedy as part of the upcoming V-2 contract.

- He also reported that a Recreation Phase II contract will be done in the future to tie in all the remaining segments of trail not completed, including the Grant and Broadway by-passes.

Marina Committee – Committee Chairman Charlie Ray stated that Dan and Lou have been working very hard on an agreement that would transfer the marina property to the city of Portage. We think that we have the authority in our legislation to be able to transfer the property without going through the Land Disposal Act. It would only require the Attorney General's Office to sign it. The Congressman wants this to move forward as the Portage lakefront development is part of his Marquette Plan. The attorney will finalize the agreement and a marina committee meeting will be scheduled before sending it to the city. Mr. Gardner will talk to Tim Sanders to help move it forward at the State acceptance level once it is acceptable to the city.

Policy Committee – No report.

Public Relations Committee – No report.

New Business – None

Statements from the Floor – Sandy O'Brien thanked the Commission for supporting and finishing the acquisition in Hobart Marsh.

There being no further business, the next meeting was scheduled for 6:00 p.m. Wednesday, June 1, 2005

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION
 FINANCIAL STATEMENT
 JANUARY 1, 2005 - APRIL 30, 2005

CASH POSITION - JANUARY 1, 2005

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

RECEIPTS - JANUARY 1, 2005 - APRIL 30, 2005

| | | |
|--|--|--------------|
| LEASE RENTS | | 15,098.32 |
| LEL MONIES (SAVINGS) | | |
| INTEREST INCOME (FROM CHECKING & FIRST NATL) | | 4,024.30 |
| LAND ACQUISITION | | 1,527,700.97 |
| ESCROW ACCOUNT INTEREST | | 1,598.02 |
| MISC. RECEIPTS | | 20,069.97 |
| KRBC REIMBURSEMENT RE: TELEPHONE CHARGE | | 523.68 |
| TRANSFERRED FROM SAVINGS | | 122,107.90 |
| PROCEEDS FROM VOIDED CHECKS | | |
| TOTAL RECEIPTS | | 1,691,123.16 |

DISBURSEMENTS - JANUARY 1, 2005 - APRIL 30, 2005

| | | |
|---|-----------|--------------|
| <u>ADMINISTRATIVE</u> | | |
| 2004 EXPENSES PAID IN 2005 | 92,289.74 | |
| PER DIEM | | 3,300.00 |
| LEGAL SERVICES | | 1,190.32 |
| NIRPC | | 33,658.03 |
| TRAVEL & MILEAGE | | 523.73 |
| PRINTING & ADVERTISING | | 687.72 |
| BONDS & INSURANCE | | 6,406.25 |
| TELEPHONE EXPENSE | | 2,137.83 |
| MEETING EXPENSE | | 88.90 |
| <u>LAND ACQUISITION</u> | | |
| LEGAL SERVICES | | 38,077.58 |
| APPRAISAL SERVICES | | 24,750.00 |
| ENGINEERING SERVICES | | 13,000.50 |
| LAND PURCHASE CONTRACTUAL | | 18,400.00 |
| FACILITIES/PROJECT MAINTENANCE SERVICES | | |
| OPERATIONS SERVICES | | |
| LAND MANGEMENT SERVICES | | 66,648.83 |
| SURVEYING SERVICES | | 32,439.38 |
| MISCELLANEOUS EXPENSES | | |
| ECONOMIC/MARKETING SOURCES | | |
| PROPERTY & STRUCTURE COSTS | | 1,334,799.00 |
| MOVING ALLOCATION | | |
| TAXES | | |
| PROPERTY & STRUCTURES INSURANCE | | |
| UTILITY RELOCATION SERVICES | | 4,548.78 |
| LAND CAPITAL IMPROVEMENT | | |
| STRUCTURAL CAPITAL IMPROVEMENTS | | |
| BANK CHARGES MERCANTILE | | 48.30 |
| PASS THROUGH FOR SAVINGS | | 17,825.22 |
| PAYBACK TO SAVINGS | | 104,150.00 |
| TOTAL DISBURSEMENTS | | 1,702,680.37 |

CASH POSITION - APRIL 30, 2005

| | | |
|--|-------------|-------------------|
| <u>CHECKING ACCOUNT</u> | | |
| LAND ACQUISITION | | 135,990.46 |
| GENERAL FUND | | 5,833.33 |
| TAX FUND | | 0.00 |
| TOTAL FUNDS IN CHECKING ACCOUNT | | 141,823.79 |
| TOTAL CD NOTE HELD AT | 700,000.00 | |
| FIRST NATIONAL BANK | *700,000.00 | 5/3/2005 |

*Note: CD broken 5/3/05, dedicated to Land Acquisition/project costs

| | |
|---|-------------|
| BANK ONE SAVINGS ACCOUNT BALANCE | 392,701.50 |
| (O & M MONIES) | *387,314.96 |

*Note: O & M Fund comprised of remaining LEL Money, \$185,000 Interest Money, and \$133,721.49 Marina Sand Money

| | | |
|-----------------------------------|----------|---------------------|
| SAVINGS INTEREST | 5,386.54 | |
| TOTAL CD & SAVINGS | | 1,092,701.50 |
| ESCROW ACCOUNT INTEREST AVAILABLE | | 3,549.88 |
| TOTAL OF ALL ACCOUNTS | | 1,238,075.17 |

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION

MONTHLY BUDGET REPORT, MAY 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 | 0.00 | | 0.00 | 10,000.00 |
| 5811 LEGAL EXPENSES | 8,500.00 | 311.83 | 283.33 | 283.33 | 283.33 | 283.33 | | 1,445.15 | 7,054.85 |
| 5812 NIRPC SERVICES | 130,000.00 | 10,952.61 | 11,576.93 | 11,185.14 | 11,278.74 | 11,311.69 | | 56,305.11 | 73,694.89 |
| 5821 TRAVEL/MILEAGE | 10,000.00 | 25.84 | 6.12 | 66.43 | 23.12 | 48.47 | | 169.98 | 9,830.02 |
| 5822 PRINTING/ADVERTISING | 2,500.00 | 50.00 | 36.15 | 637.72 | 0.00 | 0.00 | | 723.87 | 1,776.13 |
| 5823 BONDS/INSURANCE | 8,000.00 | 0.00 | 0.00 | 0.00 | 6,406.25 | 0.00 | | 6,406.25 | 1,593.75 |
| 5824 TELEPHONE EXPENSES | 5,000.00 | 0.00 | 389.73 | 804.73 | 422.05 | 413.39 | | 2,029.90 | 2,970.10 |
| 5825 MEETING EXPENSES | 6,000.00 | 0.00 | 0.00 | 88.90 | 0.00 | 0.00 | | 88.90 | 5,911.10 |
| 5840 PROFESSIONAL SERVICES | 600,000.00 | 60,961.53 | 44,209.31 | 67,649.81 | 47,949.27 | 29,976.59 | | 250,746.51 | 349,253.49 |
| 5860 PROJECT LAND PURCHASE EXP. | 2,337,073.00 | 0.00 | 1,200,841.00 | 127,462.00 | 346.00 | 459.31 | | 1,329,108.31 | 1,007,964.69 |
| 5882 UTILITY RELOCATION EXP. | 100,000.00 | 194.46 | 129.64 | 1,955.00 | 0.00 | 153.02 | | 2,432.12 | 97,567.88 |
| 5883 PROJECT LAND CAP. IMPROV. | 5,000.00 | 0.00 | 0.00 | 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 | 0.00 | | 0.00 | 5,000.00 |
| 5892 PROJECT COSTSHARE/ESC ACCT | 472,500.00 | 0.00 | 0.00 | 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 | 66,708.76 | 42,645.80 | 0.00 | 1,649,456.10 | 1,577,616.90 |

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| | 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 | | | | | | | 1,445.15 | 7,054.85 |
| 5812 NIRPC SERVICES | 130,000.00 | | | | | | | 56,305.11 | 73,694.89 |
| 5821 TRAVEL/MILEAGE | 10,000.00 | | | | | | | 169.98 | 9,830.02 |
| 5822 PRINTING/ADVERTISING | 2,500.00 | | | | | | | 723.87 | 1,776.13 |
| 5823 BONDS/INSURANCE | 8,000.00 | | | | | | | 6,406.25 | 1,593.75 |
| 5824 TELEPHONE EXPENSES | 5,000.00 | | | | | | | 2,029.90 | 2,970.10 |
| 5825 MEETING EXPENSES | 6,000.00 | | | | | | | 88.90 | 5,911.10 |
| 5840 PROFESSIONAL SERVICES | 600,000.00 | | | | | | | 250,746.51 | 349,253.49 |
| 5860 PROJECT LAND PURCHASE EXP. | 2,337,073.00 | | | | | | | 1,329,108.31 | 1,007,964.69 |
| 5882 UTILITY RELOCATION EXP. | 100,000.00 | | | | | | | 2,432.12 | 97,567.88 |
| 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 | 1,649,456.10 | 1,577,616.90 |

CLAIMS PAYABLE FOR MAY 2005

| ACCT | VENDOR NAME | AMOUNT | EXPLANATION OF CLAIM |
|-------------|-----------------------------|------------------|--|
| 5811 | CASALE ,WOODWARD & BULS LLP | 283.33 | MONTHLY RETAINER FOR MONTH OF APRIL - 2005 |
| 5812 | NIRPC | 11,311.69 | SERVICES PERFORMED APRIL 2005 |
| 5821 | SANDY MORDUS | 19.72 | MILEAGE 5/4/05-5/16/05 |
| 5821 | JAMES E POKRAJAC | 28.75 | TRAVEL EXPENSES INCURRED FOR 5/24 CHICAGO COE MEETING |
| 5824 | AT & T | 413.39 | BILLING PERIOD 4/15/05-5/13/05(TOTAL BILL 420.83KRBC 7.44) |
| 5842 | R. W. ARMSTRONG | 34.50 | PROFESSIONAL SERVICES FOR PERIOD ENDED 5/13/05 |
| 5844 | JAMES E POKRAJAC | 4,743.70 | ENGINEERING SERVICES 4/16/05-4/30/05/05 |
| 5844 | JAMES E POKRAJAC | 212.50 | APRIL MILEAGE |
| 5844 | JAMES E POKRAJAC | 3,997.50 | ENGINEERING SERVICES 5/1/05-5/15/05 |
| 5844 | JUDITH VAMOS | 2,993.78 | LAND ACQUISITION AGENT SERVICES 4/16/05-4/30/05 |
| 5844 | JUDITH VAMOS | 34.68 | APRIL MILEAGE |
| 5844 | JUDITH VAMOS | 3,221.40 | LAND ACQUISITION AGENT SERVICES 4/1/05-4/15/05 |
| 5844 | LORRAINE KRAY | 825.40 | CREDITING TECHNICIAN/LAND ACQUISITION ASST 4/19/05-4/28/05 |
| 5844 | LORRAINE KRAY | 931.20 | CREDITING TECHNICIAN/LAND ACQUISITION ASST 5/3/05-5/13/05 |
| 5844 | SANDY MORDUS | 100.00 | CREDITING TECHNICIAN SERVICES 4/19/05-4/20/05 |
| 5844 | SANDY MORDUS | 212.50 | CREDITING TECHNICIAN SERVICES 5/2/05-5/09/05 |
| 5847 | GARCIA CONSULTING | 2,555.00 | PROFESSIONAL SERVICES FOR DC-1014 & DC-1015 |
| 5847 | DLZ | 839.51 | PROFESSIONAL SERVICES FOR M-7 |
| 5847 | DLZ | 2,543.75 | PROFESSIONAL SERVICES FOR DC-1017 |
| 5849 | CASALE.WOODWARD & BULS LLP | 6,731.17 | LAND ACQUISITION/LEGAL SERVICES FOR PERIOD ENDED 5/20/05 |
| 5861 | LAKE COUNTY RECORDER | 26.00 | RECORDINGS FOR DC-1016 |
| 5861 | LAKE COUNTY RECORDER | 280.00 | RECORDINGS FOR DC-1000,1009,1010B,1010D,1019 & 1020A |
| 5861 | POST TRIBUNE | 71.06 | COST INCURRED FOR ADVERTISING PRE-BID FOR SVI-2 |
| 5861 | THE TIMES | 82.25 | COST INCURRED FOR ADVERTISING PRE-BID FOR SVI-2 |
| 5882 | NIES | 153.02 | UTILITY LOCATE ASSISTANCE SVI-2 |
| | TOTAL | 42,645.80 | |

APPROVAL TO PAY THE FOLLOWING INVOICES
FROM O&M FUND (LEL MONIES)
JUNE 1, 2005

- \$2,760.00 to South Shore Marina for cost incurred for Portage Marina handrail installation
- \$1,500.00 to K&S Engineers, Inc. for environmental site assessment – Phase 1 for 3120 Gerry Street, Gary
- \$7.45 to NIPSCO for costs incurred for elec. & gas at 3120 Gerry Street in Gary

TOTAL \$ 4,267.45

185,000 Initial monies
133,721.49 sand money

#343551.06

Balance in O&M account (LEL monies) after paying these invoices will be \$20,945



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

May 25, 2005

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

Dear Imad:

Enclosed please find the Development Commission's signed Right-of-Entry and the Attorney's Certificate of Authority for Stage VI Phase 1 North (Cline to Kennedy, north of the river).

We are happy that we have met the Corps deadline date for real estate acquisition and assume the Corps contract award date is still June 30, 2006.

Sincerely,

Dan Gardner
Executive Director

/sjm
encl.
cc;

Mark Lopez, Congressman's Office
Elizabeth Johnson, Congressman's Office
Steve Hughes, ACOE Real Estate
William Biller, LCRBDC Chairman
Lou Casale, LCRBDC attorney

**AUTHORIZATION FOR ENTRY FOR CONSTRUCTION
LITTLE CALUMET RIVER FLOOD CONTROL PROJECT
STAGE VI, 1 NORTH**

I, Dan Gardner, Executive Director for the Little Calumet River Basin Development Commission, do hereby certify that the Little Calumet River Basin Development Commission has acquired the real estate interests required by the Department of the Army for construction of Stage VI, 1 North at the Little Calumet River Flood Control Project site in Portage, Indiana, and otherwise is vested with sufficient title and interest in lands to support construction of the Little Calumet River Flood Control Project that is described in the attached map. Further, I hereby authorize the Department of Army, its agents, employees and contractors to enter upon said lands as identified on the attached map to construct the features as set forth in the plans and specifications held in the U. S. Army Corps of Engineers' Chicago District Office, Chicago, Illinois.

Witness my signature as Executive Director of the Little Calumet River Basin Development Commission this 17th day of May 2005.

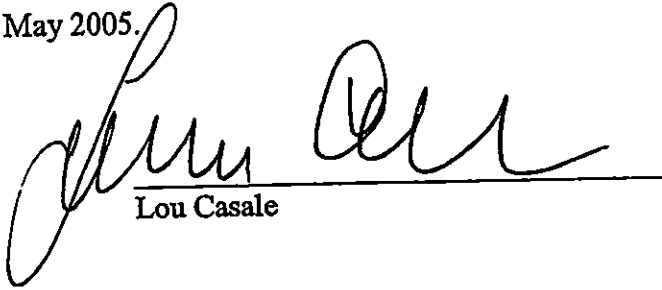
LITTLE CALUMET RIVER BASIN
DEVELOPMENT COMMISSION

BY: *Dan Gardner*
DAN GARDNER

ATTORNEY'S CERTIFICATE OF AUTHORITY

I, Lou Casale, attorney for the Little Calumet River Basin Development Commission, certify that the Little Calumet River Basin Development Commission has the authority to grant the above Authorization for Entry; that said Authorization for Entry for Construction is executed by the proper duly authorized officer; and that the Authorization for Entry for Construction is in sufficient form to grant the authorization therein stated.

Witness my signature as attorney for the Little Calumet River Basin Development Commission this 17th day of May 2005.



Lou Casale

LAKE, PORTER PARCELS WILL BECOME PARK LAND

1,000 acres marked for return to nature



LESLIE ADKINS/POST-TRIBUNE

PORTAGE: Indiana Dunes National Lakeshore Superintendent Dale Engquist tours U.S. Steel property in Portage on Wednesday. The beachfront could include a public fishing pier, trails and an open beach area.

Next step to restore beach for public use, preserve habitats

By KAREN SNEILING
AND DIANE KRUEGER SPYAK
Post-Tribune staff writers

Now, they are farm fields and industrial sites.

Soon, though, two parcels of Northwest Indiana land will be dedicated to public use and enjoyment.

Though the sites have little in common, they are both part of a bigger vision of the region's future — one in which preservation is part of the conversation.

In Portage, a former lakefront industrial site, where once pristine sandy dunes are now pockmarked by the remnants of former toxic

picking-waste holding ponds, could be a destination for hiking, fishing, and picnicking.

And in Hobart, one of the county's largest nature preserves will be developed on the city's west side. Both acquisitions are the result of real estate deals brokered by a national conservation group.

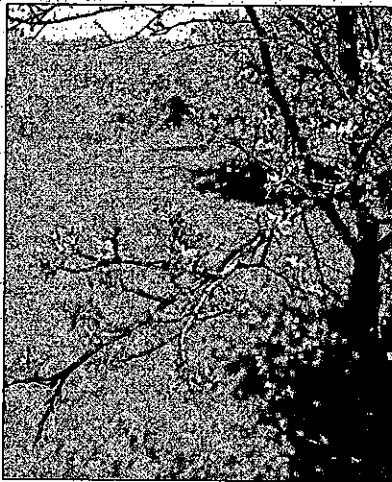
Lake County largest's preserve

The Trust for Public Land on Saturday will announce the completion of land acquisitions, including one closed in April, that increase the total protected area to more than 1,000 acres.

The project aims to restore fallow farmland to its original condition as marshland or forested wetlands.

"Today these lands look like farmland. You would never know you're looking at what will be one of the largest nature preserves in Lake County," Chris Slattery, director of the Chicago office

Please see NATURE, Page A7



STEPHANIE DOWELL/POST-TRIBUNE

HOBART: A tree flowers along a mowed, grass path on land just south of 49th Avenue and LaSalle Street in Hobart.

"Our role was to acquire the property. The city's role is to plan for public use of it. It's a very nice piece of land, despite the awful things that happened here."

Dale Engquist, Indiana Dunes National Lakeshore Superintendent

"Today these lands look like farmland. You would never know you're looking at what will be one of the largest nature preserves in Lake County."

Chris Slattery, Trust for Public Land, Chicago office

NATURE

Continued from Page A1

of the Trust for Public Land.

Two years ago, the Trust acquired 220 acres near the Hobart Prairie Grove and Oak Savannah Trail.

Slattery said newly acquired land is also adjacent to the trail and prairie and Hobart's Robinson Park Lake.

The Trust acquired the land in partnership with the Indiana Department of Natural Resources, the Little Calumet Commission and federal agencies.

On Saturday, U.S. Rep. Peter Visclosky will join the conservation group along with state and local officials at Robinson Lake Park to announce the plan for restoring the land to its original state.

The group will meet at the lake at 1 p.m.

"The restored land will function as a nature preserve," Slattery said. "But trails are also contemplated so it can also serve a recreation function."

The briefing also will include a walking tour of the area conducted by local botanist Sandy O'Brien.

Taking back beach

Across the county line, the first tangible evidence of Visclosky's Marquette Plan to improve recreational access to Lake Michigan is taking shape on 55 acres of former National Steel property along Portage's north shore.

"This is the template for what the Marquette project will look like," Visclosky said Wednesday.

"We have a shoreline used for industrial purposes for over a century."

The Indiana Dunes National Lakeshore bought the site from U.S. Steel last fall, to add to an adjacent 100 acres it bought in the 1970s just east of Ogden Dunes.

The plan last year was for an existing sewage treatment plant, now used by U.S. Steel, to be demolished and the sewage rerouted to the city of Portage by this month.

Portage Mayor Doug Olson said Wednesday the plant should be closed by the end of the summer, though no physical work has begun yet.

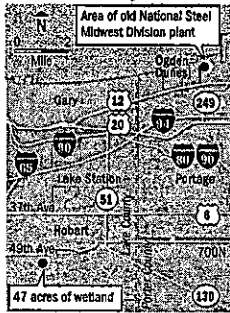
Director of Public Works Craig Hendrix is working with



LESLIE ADYNS/POSTTRIBUNE

A fence and pipe bridge owned by U.S. Steel will be removed to permit public access. The Portage beach property will be developed by the Indiana Dunes National Lakeshore and the city of Portage.

Areas to be protected



POST-TRIBUNE GRAPHIC

the Army Corps of Engineers to remove the plant, Olson said.

The city's participation gives them a stake in the project. Olson said a beach for the city will eventually be built out along the lakeshore.

"First things first," Olson said. "We've got to get this thing down."

Visclosky was responsible for securing \$400,000 in

federal funding for removal of the sewage plant. U.S. Steel will put up another \$250,000 for removal of the piping to the plant.

The \$3 million cost of the parcel, which lies within the authorized boundaries of the national lakeshore, came from National Park Service land acquisition funds, said Indiana Dunes National Lakeshore Superintendent Dale Engquist.

National Steel removed the waste from the holding ponds under the direction and monitoring of the Environmental Protection Agency and the Indiana Department of Environmental Management, Engquist said.

"We got clean closure from them," Engquist said.

"Our role was to acquire the property," Engquist said.

"The city's role is to plan for public use of it. It's a very nice piece of land, despite the awful things that happened here," he said.

The beach already includes a harbor built about 15 years ago by the Army Corps of Engineers that Engquist envisions as a daytime dock for boaters to use the beach

facilities.

Visclosky said Portage will pay a nominal fee to the National Lakeshore to lease the property, which will be open to everyone, not just Portage residents.

It's development will be a cooperative effort between the national park service and the city.



"This is the template for what the Marquette project will look like."

Rep. Peter Visclosky, D-Merrillville

13

House funds region flood control, environment plan

Senate approval needed for spending measure

BY EDWARD WELSCH
Medill News Service

WASHINGTON | Northwest Indiana receives \$20.3 million in flood control, environmental and infrastructure projects in a bill passed Tuesday by the U.S. House of Representatives.

The energy and water projects spending bill, which passed the House 415-13 and now goes to the Senate, would earmark \$10.5 million for projects related to the Little Calumet River, \$7.6 million for an environmental waste disposal facility in East Chicago's Indiana Harbor and \$2.2 million for various other projects.

"People are stuck in the flood plain, and the Little Calumet Flood Control project must move ahead faster," said U.S. Rep. Pete Visclosky, D-Ind. "It is my hope that these funds will encourage all parties involved to redouble their efforts and get this project done as soon as possible."

Indeed, the pace of the project, managed by the U.S. Army Corps of Engineers, is a source of discontent for local

PROJECTS APPROVED FOR NORTHWEST INDIANA

- \$7.6 million for a confined disposal facility in East Chicago's Indiana Harbor.
- \$6.5 million for Little Calumet River flood control.
- \$4 million for the Cady Marsh Ditch project, which is related to Little Calumet flood control.
- \$800,000 for operation, maintenance and dredging at the International Port of Indiana in Portage.
- \$500,000 for the Indiana Shoreline Erosion Project.
- \$300,000 for Wolf Lake environmental restoration.
- \$300,000 for operation, maintenance and dredging at Indiana Harbor in East Chicago.
- \$200,000 for restoration of a 1,500-acre prairie and savanna.
- \$100,000 for the Whiting Shoreline Protection Project.

environmentalists.

"The Corps of Engineers is more the tortoise than the hare when it comes to projects, but they are the game that is in town, if you know what I mean," said Mark Reskin, of the Little Calumet River Basin Development Commission.

Gary environmentalist Lee Botts also expressed frustration with the pace of the project and blamed the corps. "I think that it is unfortunate that these projects have to depend upon the Corps of Engineers," Botts said.

"These projects take way too long, and somehow when the Corps of Engineers gets involved, controversy develops," she said.

Chicago District corps spokeswoman Lynne Whalen said the project "was projected to be a very lengthy project."

She could not immediately confirm whether the project was on schedule and declined to respond to the environmentalists' criticism.

The Times reported in 1990 that the project would be completed in 1995.

Reskin said the project, which was proposed in 1990 after a severe flood and started in 1993, is about half done, with work in Gary nearly complete and work in Hammond, Munster, Highland and Griffith yet to come.

Visclosky's spokesman said flooding on the Little Calumet River causes more than \$11 million in damages annually.

However, the lack of recent

floods makes it harder to get continued funding for the project, Reskin said. His commission requested \$4 million from the state for the next two years, but was only granted \$2 million.

"You still need to do the

project. It is the No. 1 flood hazard in Indiana. It has to be rectified," he said.

Reskin praised Visclosky for getting the federal funding for the project. "We wouldn't be where we are without his help," he said.

Visclosky, who is the ranking member of the Energy and Water Appropriations Subcommittee, has secured more than \$105.2 million for the Little Calumet project during a 14-year period, a spokesman said.

INDOT seeks help ranking projects

INDIANAPOLIS | The Indiana Department of Transportation, facing a \$2.1 billion funding gap for new highway construction over the next decade, is asking legislators to rank projects in their areas to help determine which are most important.

The department also will ask state lawmakers for more money next year to help make up the gap, INDOT Commissioner Thomas Sharp said

gas tax or toll road fees.

He said the goal is to develop a new 10-year plan for highway construction and find a way to pay for it. Sharp said the department's plans for highway construction don't include funding for the projects.

"It's not a plan unless it can be funded," he said. "It's a dream."

A proposed gas tax increase could meet with leg-

raising the current tax of 18 cents a gallon amid objections from Gov. Mitch Daniels.

Sharp said the timing wasn't right for an increase this year because INDOT was still weighing its funding options. Indiana's gas tax was last raised 3 cents in 2003. Each cent raises about \$33 million a year.

Because next year is an election year, some lawmakers say the chances of passing

14

LAND ACQUISITION REPORT
For meeting on Wednesday, June 1, 2005
(Information in this report is from April 28 – May 25, 2005)

EAST REACH – REMAINING ACQUISITIONS

In compliance with the Congressman's request to complete the project by December, 2009, we are reviewing remaining East Reach acquisitions for acquisition either on tax sale or from landowner. 1-2

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 start the appraisal in June, 2005.
2. Appraiser Tim Harris submitted the "WIND" appraisal. It does not have to be reviewed (Burr St. is not creditable). We have contacted the railroad and they are expecting our offer.

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. (Awaiting COE response to finalize "results (minutes)" of this call for record.)
 2. Surveys and title work for the N&S Railroad to Northcote are now on order.
 3. We received an email from the Corps reviewer in Detroit explaining that we can contract our own review appraiser. This will save time. We will have a coordination meeting between the appraiser, review appraiser, and Corps reviewer will be scheduled ASAP.
 4. A letter was sent to the COE on May 11th, 2005, requesting information on this overall segment.
 - If the recreational bridge is re-located to the area east of the NSRR, we need modified real estate to proceed (see Item #1 in letter).
 - Is there a possibility of combining Stages V-2 and V-3, as previously discussed on an coordination conference call (see Item #3 in letter).
- 3
3

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 land acquisition plan was sent to the Corps on May 9th, 2005, to show a timetable and expended monies. The Corps will incorporate this into their graph which will be given to the Congressman's office at a meeting on May 25th, 2005.
 - An e-mail was received from GLE on may 25 indicating that their update of all easement plats from the NSRR to Northcote will be completed no later than June 7, 2005.
 - Woodmar Country Club is a separate contract, and the appraisals for North Township (Wicker Park) will proceed as is. The Corps indicated there have been no changes to engineering, or real estate, at this time.

5
6

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

1. We are continuing with acquisition. We have contracted a new appraiser, Integra Realty Resources, to complete the Woodmar appraisal. The contract requires appraisal to be submitted by June 8th, 2005.

7-11

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

Land Acquisition deadline July, 2004

1. A letter to residents explaining that construction would be starting was sent on April 6, 2005.
2. A letter was sent to the affected residents on April 28th, 2005, informing them of upcoming sheet piling installation, and requesting cooperation in working with the contractor to do a structural, video record, inspection on their residence.

12

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

Land Acquisition deadline April 30, 2005

1. All acquisitions are closed. Right-of-Entry was sent to the CORPS on May 25th, 2005. Motel 6 and Oak Brook Metro filed exceptions to their court awards and we will discuss settlement offers at the June 1 Board meeting.
2. As requested by the Congressman's office, we continue to send copies of recorded easements.

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

Land Acquisition deadline April 15, 2005

1. The LCRBDC signed the ROE on April 15, 2005 and submitted it to the Corps on April 18, 2005.

STATUS (Stage VII) – Northcote to Columbia:

1. In compliance with the Congressman's request to complete the project by December, 2009, we will be reviewing parcels, cost, schedule on Stage VII with the CORPS for a timetable to be submitted with Corps graph at a meeting with the Congressman's office on May 25th, 2005.

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

1. The COE has put Stage VIII on hold. We will be reviewing parcels, cost, schedule on Stage VIII with the Corps in light of Congressman's Visclosky's letter to complete the project by December 2009.

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. This agreement was signed on March 28, 2005.

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 agreed 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. **(ongoing)**
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. **(ongoing)**

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

1. We will be reviewing parcels, cost schedule with the Corps in light of Congressman Visclosky’s letter to complete the project by December 2009.

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. (ongoing)
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. (ongoing)
3. **CORPS has had an RIF (reduction in force) and we are dealing with a reduced real estate department until October, 2005. After that date, the Real Estate Department will be closed in Chicago.**

13-15

GENERAL INFORMATION:

1. **A dedication ceremony for the preserved acres in Hobart Marsh was held on May 7th, 2005. TPL emceed the ceremony. The Congressman, Corps of Engineers, DNR and LCRBDC were in attendance.**

Judy Vamos

From: "Judy Vamos" <jvamos@nirpc.org>
To: <turtledog@comcast.net>
Sent: Friday, May 13, 2005 3:30 PM
Subject: Properties needed for the Little Cal Flood Project

DC
810 +
811

13 May 05

Dear Ms. Brinson,

Thanks for calling me today with the information about Mr. Nozrik's properties. We need the following tracts for the Little Calumet River Flood Control Project:

Rivershores Addition:

Blk 3 Lot 54 - 25) 46-0452-0054
Blk 3 Lot 55 - 25) 46-0452-0055

(13)

Blk 4 Lot 71 - 25) 46-0454-0034
Blk 4 Lot 72 - 25) 46-0454-0035

Blk 5 Lot 14 - 25) 46-0455-0014
Blk 5 Lot 15 - 25) 46-0455-0015

Blk 6 Lots 13,14,15,16,17 - 25) 46-0457-0013, 0014,0015, 0016, 0017

Blk 7 Lot 10 - 25) 46-0458-0010
Blk 7 Lot 11 - 25) 46-0458-0011

Ms. Brinson
Contacted me
5/19/05 - listed
top info.
Jr.
5/19/05

We could do in-house appraisals as early as next week, have them approved by the Army Corps, and send the offer as soon as possible. I also need to know about the tax situation. Some of these lots are very small and the current tax bill may be in excess of the fair market value. Please let me know if there is a problem.

Thanks, again.

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

Judy Vamos

From: "Denise Brinson" <turtledog@comcast.net>
To: "Judy Vamos" <jvamos@nirpc.org>
Cc: "Stephen L. Nelson" <snelson@snelson.com>
Sent: Thursday, May 19, 2005 7:11 PM
Subject: Re: Properties needed for the Little Cal Flood Project

Here are the taxes and back taxes for each of these properties...let me know what you want to do..thanks,
Denise

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

From: Judy Vamos
To: turtledog@comcast.net
Sent: Friday, May 13, 2005 3:30 PM
Subject: Properties needed for the Little Cal Flood Project

13 May 05

Dear Ms. Brinson,

Thanks for calling me today with the information about Mr. Nozrik's properties. We need the following tracts for the Little Calumet River Flood Control Project:

Rivershores Addition:

- Blk 3 Lot 54 - 25) 46-0452-0054.....In Jon Nozrik's name..tax free?
- Blk 3 Lot 55 - 25) 46-0452-0055.....In Jon Nozrik's name..tax free?
- Blk 4 Lot 71 - 25) 46-0454-0034...\$473.04 delinquency..\$13.65 taxes
- Blk 4 Lot 72 - 25) 46-0454-0035...\$473.69 delinquency..\$13.65 taxes
- Blk 5 Lot 14 - 25) 46-0455-0014....\$27.30 taxes
- Blk 5 Lot 15 - 25) 46-0455-0015...\$27.30 taxes

Blk 6 Lots 13,14,15,16,17 - 25) 46-0457-0013, 0014,0015, 0016, 0017..Lot 13..\$473.04 delinquency..\$13.65 taxes: Lot 14...\$473.04 delinquency..\$13.65 taxes: Lot 15..\$456.45 delinquency..\$13.65 taxes:

Lot 16 ..\$398.47 delinquency..\$6.82 taxes: Lot 17...\$456.45 delinquency..\$13.66 taxes

- Blk 7 Lot 10 - 25) 46-0458-0010....\$27.30 taxes
- Blk 7 Lot 11 - 25) 46-0458-0011,,, \$27.30 taxes

We could do in-house appraisals as early as next week, have them approved by the Army Corps, and send the offer as soon as possible. I also need to know about the tax situation. Some of these lots are very small and the current tax bill may be in excess of the fair market value. Please let me know if there is a problem.

Thanks, again.

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

this is top info on 810-811.

lots are small, low land value. in some cases topog value land value

2



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
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CHARLIE RAY
*Porter County Commissioners'
Appointment*

VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

May 11, 2005

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

Dear Imad:

Enclosed are several items that need your response to allow us to proceed in Stage V-2. They are:

(1) We discussed the possibility of relocating the recreational trail bridge from the area west of Indianapolis Blvd. to the area east of the NIPSCO right-of-way. We all concurred on this conference call that it would be a project benefit at this point in time, to do this due to the refusal of the NSRR to let us cross at grade as we had originally proposed in our Stage V-2 plans.

- I would request a letter, for record, that this will be the design that will be implemented as part of the Stage V-2 construction. We will still continue to proceed accordingly.

(2) You recently mentioned to us that we should proceed with flood protection easements only for the West Reach and obtain the necessary real estate to complete this task. This would exclude recreational features, which are not necessary to remove the municipalities from the floodplain.

- By removing the bridge west of Indianapolis Blvd, it may create some problems for the city of Hammond to tie in the trail system with other systems in this area. Is it possible to include this bridge in a future "Recreational Phase 2 project"?
- Accordingly, we will eliminate the real estate in Stage V-2 adjacent to K-Mart and west of Indianapolis Blvd that is not necessary for flood protection. Please confirm this.

(3) It was also mentioned, recently, the potential of combining Stage V-2 and Stage V-3 into one contract. Are we going to do this?

Mr. Imad Samara
May 11, 2005
Page 2

(4) In the conversation of May 10, Jim Pokrajac questioned the directional bores of the two 8" Phillips pipelines west of the NSRR. We currently anticipate these bores to cost in the neighborhood of \$450,000.

- We discussed the possibility of installing sheetpiling and bridging similar to what we had done on the NIPSCO pipeline corridor, east of the NSRR. This would tremendously reduce this utility relocation cost.
- The Phillips pipelines are located very close to the west toe of the NSRR embankment. Sheet piling would extend minimally to a point west of these two pipelines and, hopefully, a cost justification could be done to allow us to do this.

(5) Jim Pokrajac received modifications to engineering drawings on the pipeline corridor east of the NSRR, west of Kennedy Avenue on May 11, 2005. It appears, at this point in time, there are 14 pipelines that will be impacted.

- Jim Pokrajac is currently coordinating this information with all of the affected pipelines in order to determine what costs could be accrued to the Development Commission as part of the Local Sponsor's responsibility to the project for utility relocations.
- The Development Commission has a concern, based upon a recent proposal from NIPSCO in Stage VI-2, that the utilities might request the reinforcing of their pipelines even though we are using the same "bridging technique". We are hoping this is not the case in the pipeline corridor.

I realize a number of issues are raised, but we need clarification from the Army Corps in order that we may proceed west of Kennedy Avenue in a timely manner. If you have any questions regarding these requests, please contact me.

Sincerely,



Dan Gardner
Executive Director

/sjm

cc: Shamel Abou-El-Seoud, ACOE
Joe Schmidt, ACOE
Eric Sampson, ACOE
Khallid Maali, ACOE
Lou Casale, LCRBDC attorney

LCRBOC ACQUISITION PLAN (3/05 TO 4/08)

| | 2005 | | | | | | | | | | | | 2006 | | | | | | | | | | | | 2007 | | | | | | | | | | | | 2008 | | | |
|----------------------------|--|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|-----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|-------------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|-------------|----------|--|--|
| | MAR | APR | MAY | JUN | JUL | AUG | SEP | OCT | NOV | DEC | JAN | FEB | MAR | APR | MAY | JUN | JUL | AUG | SEP | OCT | NOV | DEC | JAN | FEB | MAR | APR | MAY | JUN | JUL | AUG | SEP | OCT | NOV | DEC | JAN | FEB | MAR | APR | | |
| STAGE 50 ACQ. V-2 + V-3 | SURVEYS - TITLE * APPRAISALS + REVIEW * ASSEMBLE OFFERS * SEND OFFERS * NEGOTIATE * CLOSE ACQUISITION OR CONDEMN | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | \$119,250 | | | | | | | | | | | | \$225,000 | | | | | | | | | | | | \$0 | | | | | | | | | | | | | | | |
| STAGE 63 ACQ. VII | SURVEYS - TITLE * APPRAISALS + REVIEW * ASSEMBLE OFFERS * SEND OFFERS * NEGOTIATE * CLOSE ACQUISITION OR CONDEMN | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | \$159,355 | | | | | | | | | | | | \$157,500 | | | | | | | | | | | | \$0 | | | | | | | | | | | | | | | |
| STAGE 119 ACQ. VIII | SURVEYS - TITLE * APPRAISALS + REVIEW * ASSEMBLE OFFERS * SEND OFFERS * NEGOTIATE * CLOSE ACQUISITION OR CONDEMN | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | \$45,815 | | | | | | | | | | | | \$297,500 | | | | | | | | | | | | \$0 | | | | | | | | | | | | | | | |
| PROF. SERVICES | \$34,500 | \$34,500 | \$34,500 | \$34,500 | \$34,500 | \$34,500 | \$34,500 | \$34,500 | \$34,500 | \$34,500 | \$34,500 | \$34,500 | \$34,500 | \$34,500 | \$34,500 | \$34,500 | \$34,500 | \$34,500 | \$34,500 | \$34,500 | \$34,500 | \$34,500 | \$34,500 | \$34,500 | \$34,500 | \$34,500 | \$34,500 | \$34,500 | \$34,500 | \$34,500 | \$34,500 | \$34,500 | \$34,500 | \$34,500 | \$34,500 | \$34,500 | \$34,500 | \$34,500 | | |
| LOCAL COST SHARE | | | | | | | | | | | | | | | | | | | | | | | | | \$675,000 | | | | | | | | | | | | \$460,000 | | | |
| | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | \$450,000 | | | |
| SUB-TOTAL | \$351,505 | | | | | | | | | | | | \$489,500 | | | | | | | | | | | | \$4,213,815 | | | | | | | | | | | | \$3,679,500 | | | |
| UTIL RELOS | # 3,098,298 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| MITIGATION COST SHARE | # 175,000 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| PUMP STATIONS | # 375,000 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| REC. CONT. | ? | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| TOTAL | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |

JFK
11/9/07

Sandy Mordus

From: "Gregg Heinzman" <glh@garcia.com>
To: "James E. Pokrajac" <littlecal@nirpc.org>
Sent: Wednesday, May 25, 2005 6:54 AM
Attach: image003.gif; image001.png; image003.gif; image004.emz
Subject: Status of Stage V Work

Jim,

We are proceeding with updating the easement plats for the following parcels as shown on DLZ drawing 3018PS3:

| | |
|--|---|
| DC-1171 Virginia Young | (DLZ reference material received) |
| DC-1172 Lake County Trust 3556 | (DLZ reference material received) |
| DC-1173 Hammond Center Associates | (DLZ reference material received) |
| DC-1174 Hammond Vacant Land Associates | (DLZ reference material received) |
| DC-1175 Hammond Hotel Limited Liability | (May not be require easements – no impact?) |
| DC-1177 Hammond Acreage Partners (K-Mart Site) | (DLZ reference material received) |
| DC-1181 Parcel 51 Cardinal Services | |
| DC-1181 Parcel 52 Cardinal Services | |
| DC-1182 Parcel 43A Cardinal Services | |
| DC-1182 Parcel 53 Petrites | (May not be require easements – no impact?) |
| DC-1183 Arzumanian | (May not be require easements – no impact?) |

Please review the above referenced master drawing and see if there are other parcels we need to address at this time. Parcel numbers 58 and 49 may be needed? We have received DLZ reference material on the parcels as noted above on May 19 and 20. Apparently DLZ did not prepare easement plats on the other parcels. We intend to combine all the Cardinal Services parcels into one drawing.

As we discussed at our meeting with Judy on May 10, it is our intent to complete this work within four weeks. Our intended completion date is June 7. We made that commitment without knowing of any special problems that may delay any of the parcels. We believe we are currently on schedule. We will let you know immediately of any problems encountered. If any parcels can be completed ahead of schedule, we will forward them to you as soon as possible. Any parcels that are completed without the benefit of title work will be subject to revision when title work is completed.

If you have any questions or comments regarding this work, please call.

Sincerely,

Gregg L. Heinzman PE SE LS

Vice President



**GARCIA
CONSULTING**

7501 Indianapolis Boulevard, Hammond, IN 46324
 219.989.1954 Fax: 219.989.3321
www.garcia-consulting.com

6

5/25/2005

INTEGRA Realty Resources

CHICAGO, ILLINOIS

INTEGRA CONTRACT

FAX COVER SHEET

CONTACT: Ms. Judith Vamos, Land Acquisition

COMPANY NAME: Little Calumet River Basin Development Commission

FAX NUMBER: 1-219-762-1653

SUBJECT: Proposal for Professional Services

DATE: Wednesday, May 18, 2005

Number Of Page
INCLUDING COVER SHEET:

8

Dear Ms. Vamos:

(Judith)

Please review the contract and call me with any questions. I look forward to working on this exciting project with you. Assuming that you return this to me by tomorrow, the due date would be June 8 (20 days). Please contact me at 312-346-3200 X109 if you have any questions.

Respectfully submitted,
Patricia L. McGarr, MAI, CRE

Pat

Contract is for \$10,000. due 6/8/05. J. 5/18/05

ORIGINALS TO BE MAILED
ORIGINALS TO BE SENT BY OVERNIGHT EXPRESS
ORIGINAL NOT TO BE SENT

Contract signed 5/19/05 J.

from the desk of.

PATRICIA L. MCGARR, MAI, CRE

Doing THE APPRAISAL Phone: 312-346-3200 X 10
Fax: 312-228-490
E-mail: pmcgarr@irr.com

THE DOCUMENTS ACCOMPANYING THIS TELECOPY TRANSMISSION CONTAIN CONFIDENTIAL INFORMATION BELONGING TO THE SENDER WHICH IS LEGALLY PRIVILEGED. THIS INFORMATION IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF YOU ARE NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISCLOSURE, COPYING, DISTRIBUTION (OR TAKING OF ANY ACTION IN RELIANCE ON THE CONTENTS OF THIS TELECOPIED INFORMATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS TELECOPY IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE TO ARRANGE FOR RETURN OF THE ORIGINAL DOCUMENTS TO ME.

LOCAL EXPERTISE... NATIONALLY

566 W. LAKE STREET, SUITE 320 • CHICAGO, IL 60661
LOCAL 312-346-3200 • FAX 312-228-4908 • WEB SITE WWW.IRR.COM

COU - INTEGRA INFO. ↑

7

Dr. Hill

CONTRACT AGREEMENT FOR APPRAISAL REPORTS

LITTLE CALUMET RIVER FLOOD CONTROL AND RECREATION PROJECT

DC 1199 Woodmar Country Club

due
6/8/05

This Contract Agreement is made and entered into this 18TH day of May, 2005 by and between the Little Calumet River Basin Development Commission, hereinafter referred to as the Commission, and PATRICIA MCGARR, MAI - INTEGRAL REALTY RESOURCES, INC hereinafter called the Contractor, located at 566 W. LAKE ST., CHICAGO, IL 60661.

WITNESSETH:

WHEREAS, the Commission has entered into a Local Cooperation Agreement (LCA) with the United States of America (government) under which a civil works project will be constructed by the U.S. Army Corps of Engineers (COE) in cooperation with the Commission; and

WHEREAS, pursuant to the LCA it is the responsibility of the Commission to obtain appraisals for all interests in real property required for the project, and it is the responsibility of the COE to review said appraisals; and

WHEREAS, the Contractor has been retained for the purpose of furnishing to the Commission appraisal reports covering the real property described in this Contract.

NOW, THEREFORE, the parties mutually agree as follows:

1. Preparation and Review of Appraisal Reports -

a. The Contractor shall prepare, furnish and deliver to the Commission appraisal reports covering the tracts of real property described in "Schedule A" attached to this Contract.

b. In accordance with Public Law 91-646, as amended, the Contractor shall contact the owner and give the owner, or his designated representative, an opportunity to accompany the appraiser during the inspection of the owner's property.

c. After the appraisal report is delivered to the Commission, it will be reviewed by a COE Review Appraiser. If requested by the Review Appraiser, the Contractor shall discuss the appraisal reports with the Review Appraiser, clarify or supplement any appraisal reports as necessary, and shall cooperate with the review process. Any discussions, clarifications, and supplements required by the review process shall be performed by the Contractor at no additional cost to the Commission, unless they are caused by changes in the project plans.

2. Contents of Appraisal Reports -

- a. The appraisal reports shall be narrative. The preparation, documentation and reporting shall conform to the all applicable requirements contained in the "Uniform Appraisal Standards for Federal Land Acquisition" dated 1992 and in compliance with the Uniform Standards of Professional Appraisal Practice (USPAP) as promulgated by the Appraisal Standards Board of the Appraisal Foundation and regulations contained in CFR, Part 24, entitled "Uniform Relocation Assistance and Real Property Acquisition Regulations of Federal and Federally Assisted Programs." The appraisals shall be based on state rules for compensation.
- b. The reports shall be in an 8 1/2" by 11" format.
- c. The contractor shall furnish three (3) appraisals to the commission, each with original signatures and photographs (digital acceptable) in each report to the Commission.
- d. The appraisal report shall be organized as set forth in "Section B" of the "Uniform Appraisal Standards for Federal Land Acquisitions." The appraisal report shall contain all of the items set forth in "Section B," unless inclusion is inappropriate, inapplicable, or impossible, and the report so indicates.
- e. For lands valued at \$5,000 or less, the appraisal report may consist of a brief narrative report of four (4) pages, or less, and containing at least three (3) comparable sales.

3. Delivery - Time being of the essence, the contractor shall deliver to the Commission all the completed reports on the following schedule:

Delivery on or before 20 days from execution. Failure to deliver appraisal reports to the Commission on or before the above date shall result in a deduction of 1% of the total payment for each business day the reports are late unless the Commission chooses, at its sole option, to declare this Agreement terminated pursuant to Paragraph No. 6 for failure to provide said reports on a timely basis, in which event the Commission shall be liable for only reports received prior to termination and found acceptable by the COE.

4. Testimony at Judicial Proceedings - At the request of the Commission, the contractor agrees to testify as to the value of the property at any judicial proceeding, including pre-trial conferences and trials.

MAR 10 2002 2:51 PM TELEPHONE UNIT 210 1. 7

5. Payment - Upon performance of the obligations under this contract, the contractor agrees to make the appraisal for a total consideration of \$ 10,000.00 (\$ 10,000.00) and an hourly rate of \$150 for additional work and /or subsequent changes; subject, however, to deductions for late delivery of appraisal reports as provided in Paragraph No. 3 herein. This shall constitute full payment to the contractor and shall include the costs of all supplies, material and equipment, including all discussions, clarifications, and supplements required by the COE Review Appraiser, and all other expenses incurred by the contractor in performance of this contract. The contractor shall present to the Commission an invoice and purchase order claim form for payment. Payment shall be subject to the completion of review and acceptance by the COE Review Appraiser and approval of the invoice and purchase order claim form by the Commission.

a. For testimony in judicial proceedings and attendance at pre-trial conferences the contractor shall be paid \$150.00 per hour.

b. For appraisal revisions caused by changes in plats, descriptions, or estates, or for updating reports when requested, the contractor shall be paid \$175.00 .

6. Termination

a. If the contractor does not perform pursuant to this contract, and specifically if the contractor fails to deliver completed appraisal reports on the schedule set forth in Paragraph 3 above, the Commission may terminate this contract upon written notice to the contractor. If this contract, is terminated pursuant to this section, the contractor shall be due payment only for those appraisal reports which were received by the Commission before the contractor receives said notice and were found to be acceptable by the COE Review Appraiser.

b. The Commission may terminate this contract for its convenience at any time by written notice to the contractor. Unless the notice directs otherwise, the contractor shall immediately after receipt of notice discontinue all work and services. If the contract is terminated pursuant to this section, the Commission will pay the contractor for all work done by the contractor which is turned over to the Commission.

7. Changes - The Commission may at any time, by a written order, make any changes within the general scope of this contract which may either increase or decrease the work and services hereunder. If such change causes an increase or decrease in the cost or the time required for performance of this contract, an equitable adjustment shall be made and the contract shall be modified in writing accordingly.

8. Confidentiality - All information contained in the appraisal reports shall be strictly confidential. The contractor shall not divulge any information concerning such appraisal reports to any person other than authorized representatives of the Commission and the COE.

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9. Federal and State Laws - The contractor agrees to comply with all applicable Federal and State laws and regulations, including section 601 of Title IV of the Civil Rights Act of 1964 (Public Law 88-352) and the Department of Defense Directive 5500.II issued pursuant thereto and published in Part 300 of Title 32, Code of Federal Regulations, as well as Army Regulation 600-7, entitled "Nondiscrimination of the Basis of Handicap in Programs and Activities Assisted or Conducted by the Department of the Army."

10. Officials not to Benefit - No member of or delegate to the Congress, or resident commissioner, shall be admitted to any share or part of this Contract, or to any benefit that may arise therefrom.

11. Covenant against Contingent Fees - The contractor warrants that no person or selling agency has been employed or retained to solicit or secure this Agreement upon agreement or understanding for a commission, percentage, brokerage, or contingent fee, excepting bona fide employees or bona fide established commercial or selling agencies maintained by the Commission for the purpose of securing business. For breach or violation of this warranty, the Commission shall have the right to annul this Contract without liability, or in its discretion, to add to the Contract, or otherwise recover, the full amount of such commission, percentage, brokerage, or contingent fee.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the day and year first above written.

APPRAISER

Patricia McGarr

(PATRICIA MCGARR, Appraiser)

MAI, CRE

GENERAL CERTIFIED

(Classification/License)

IN # CG 49600131

Date: May 18, 2005

LITTLE CALUMET RIVER BASIN
DEVELOPMENT COMMISSION

Dan Gardner

(Dan Gardner, Executive Director)

5/19/05

(Date)

//



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
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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 28, 2005

This letter is to inform you of upcoming flood control construction in your area that will include sheet piling installation. Illinois Constructors Corporation has been awarded this contract and are currently clearing and grubbing the areas of construction. They started at Liable Road near the little Calumet River and are working their way westward. They are currently approximately 70% completed. The current schedule anticipates that this work will be completed in June of this year. Upon initial site preparation being completed, sheet pile driving may begin shortly thereafter. Sheet piling will be installed in areas of limited real estate availability. Less real estate will be required for sheet pile installation that would therefore minimize the property impact. The contractor will provide a minimum 1 month lead time prior to driving sheet piling in the general vicinity of your residence.

We are proposing you would allow the contractor the opportunity to visit your home and take videos, both interior and exterior, for record as to whether or not there is currently any structural damage to your home. This will be videotaped for record to show if there are any structural deficiencies or if there are none. While ICC does not expect the sheet pile installation to adversely affect your property, this procedure affords you the opportunity to allow them to document the existing structural condition and also offers you the opportunity to reject their proposal. We feel this is to the benefit of not only the contractor, but you as well. The contractor indicated that they will be using a method of driving this piling that will have minimal impact for your home. It will be more of a vibratory method rather than using the driving method. This should greatly reduce the noise as well as the amount of vibrations that could structurally damage your property. The contractor will make an effort to contact you prior to their visiting your home in order to schedule a time that would be convenient for you. Their points of contact will be Phillip Ross (mobile phone 630-918-1242) or Brian Schallhorn (mobile phone 630-918-0434).

If you have any questions regarding the engineering in this area, you may contact Jim Pokrajac (LCRBDC Land Management/Engineering Agent, 219-763-0696, e-mail jpokrajac@nirpc.org) or, if there are questions regarding construction or impacts to residents, you may contact Army Corps field representative Dave Druzicki (219-923-1763, e-mail David.E.Druzicki@usace.army.mil).

Sincerely,


Dan Gardner
Executive Director

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Judy Vamos

From: "Petrucci, Steven J LRE" <Steven.J.Petrucci@lre02.usace.army.mil>
To: <jvamos@nirpc.org>
Cc: "Hughes, Steven J LRC" <Steven.J.Hughes@lrc02.usace.army.mil>; "Kotwicki, Victor L LRE" <Victor.L.Kotwicki@lre02.usace.army.mil>
Sent: Friday, May 13, 2005 1:10 PM
Attach: Little Cal Appraisers.doc
Subject: Little Cal - Appraisers

Hi Judy,

Per our conversation on 5/11/05, I was unable to obtain a current Corps of Engineers Approved Appraiser List. However, attached is a list of fee appraisers you may want to consider. Typically, the Local Sponsor is asked to have the selected fee appraiser provide their qualifications to the Corps. for review & approval.

Due to regional responsibilities and upcoming work schedule, I will be unable to directly review the parcels for acquisition purposes.

In cases like this, we ask the Local Sponsor contract a qualified Review Appraiser to review the appraisals for acquisition purposes.

The contract Review Appraiser will deal directly with the fee appraiser to resolve all appraisal issues occurring in the review process.

After satisfactory review by the contract Review Appraiser, my function will be to approve the reviewed appraisals for land crediting purposes due the Local Sponsor.

Prior to beginning the appraisal assignment, we typically meet with the interested parties (Local Sponsor, fee appraiser, review appraiser, attorneys, etc.) to determine what type of appraisal format is required.

At your request, my supervisor, Vic Kotwicki and I would be available to travel to the site to make recommendations and offer assistance in this process.

I hope this will be helpful, and please call if you have any questions.

Regards,

Steve Petrucci
 Appraiser
 USACE
 Detroit District
 313.226.3399

*Yahoo! we can now
 get on our Reviewer
 for the appraisals. It
 will save time. Corps
 Reviewer will review
 appraisals for credit
 info. LK will have
 to be involved.*

*JK
 5/13/05*

Mr. Lowell K. Griffin (appraiser / review appraiser)
Sturges, Griffin Trent & Company
202 N. Berry Street
Suite 610
Fort Wayne, IN. 46802
219.424.8448

Rita Gabriel (appraiser)
Standard Federal Plaza
200 E. Main
Suite 1020
Ft. Wayne, IN. 46802
219.420.7482

The above worked on a similar scale appraisal assignment for the Locals/Corps.

Dale Kleszynski, MAI
708.799.4200

Bob Gorman, MAI
708.799.4200

Realty Consultants, USA
312.346.3200

Alan M. Landing, SRA
LaPorte, IN.
219.326.5722

LaPorte Appraisal Service
219.879.5503

The Oetzel-Williams Group
Terrell R. Oetzel, MAI
321 Woodland Pass
Suite 200
East Lansing, MI. 48823
517.336.0009

Allen & Associates
Larry Allen
2100 E. Maple Rd.
Suite 350
Birmingham, MI. 48009
248.433.9630

Terzo & Bologna, Inc.
Ray Bologna
38705 Seven Mile Rd.
Ste 490
Livonia, MI. 48152
313.953.1050

Integra Realty Services / Dean Appraisal Co.
Donald Passalacqua, MAI
Thomas H. Chuba
400 W. Maple Rd.
Suite 200
Birmingham, MI. 48009
248.540.0040

Fred B. Philippeau & Associates
38116 Minton
Livonia, MI. 48150
734.432.5166

Cook, Pray, Hanson & Assoc.
David K. Rexroth
316 W. Court St.
Flint, MI. 48502
810.767.6211

Sabin Valuation Group
John D. Sabin
2600 Horizon Dr.
Suite E1
Grand Rapids, MI. 49546
616.575.1860

Colliers International
Robert Scherer
Fred Sewell
32100 Telegraph
Suite 100
Bingham Farms, MI. 48025
248.258.0293

R.S Thomas & Associates / Harold Blake Co.
Norman Thomas
23366 Farmington Rd.
Suite 100
Farmington, MI. 48336
248.474.1408

Wieme, Rende & Assoc.
Donald Wieme, MAI
Michael Rende, MAI
2100 W. Big Beaver Rd.
Suite 213
Troy, MI.
248.649.3925

Maturen & Assoc.
David Maturen
1125 E. Milham Rd.
Portage, MI. 49002

14



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

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STEVE DAVIS
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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

11 May 2005

Mr. Steven Petrucci, Appraiser/Review Appraiser
United States Army Corp of Engineers
477 Michigan Avenue
6th Floor Real Estate
Detroit, MI 48226

RE: Appraisal Reviews

Dear Mr. Petrucci,

Thank you for speaking with me yesterday, 10 May 05, about the Little Calumet River Basin Development Commission (LCRBDC) and our aggressive acquisition schedule. I'll be sending you approximately 261 appraisals for review over the next year and a half and I'm confident that our mutual cooperation will be a deciding factor in the LCRBDC project's completion schedule.

Thanks also for your knowledge of our crediting situation. As I explained we have a few properties that were acquired before the Corps and LCRBDC Local Cooperation Agreement signing date of 9/26/90 and those properties need to be valued at that date for crediting. Those appraisals will also be coming your way for review from our land acquisition crediting technician Lorraine Kray.

Lastly, we are interviewing an appraisal firm on 5/18/05 to get started on the acquisition schedule for our next stage, Stage/Phase V-2. I thank you in advance for any names of appraisal firms you've worked with previously who might be interested in contracting with us.

In this mailing I have enclosed information about the flood project and I ask that you call me at 219-763-0696 if you have questions about my letter or the project. I am happy to help.

Respectfully,

Judith (Judy) Vamos, Land Acquisition Agent
Little Calumet River Basin Development Commission

Enclosures:

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OPERATION AND MAINTENANCE REPORT
For meeting on Wednesday, June 1, 2005
(Information in this report is from April 28 – May 25, 2005)

O&M Committee (Ongoing issues):

A. Funding to complete O&M obligations.

1. 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.
2. **A conference call was held with the Corps, LCRBDC, and representatives for Gary on May 6 to discuss the status of the closure structure east of Chase Street along the north line of protection.**
 - **The Corps is finalizing their design in coordination with Gary. (This was one of several items remaining will Gary that needs to be resolved for them to accept O&M responsibility.**
 - **Jay Niec (Greeley & Hansen) and Jim Pokrajac (LCRBDC) will work together and contact J.F. New to determine what will be required for water quality at the east end of the drainage ditch as part of the Burr Street II – Gary project.**
3. City of Gary (or their representatives) position on taking over L&M for pump stations.
 - 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.

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

1. 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)
2. Inspections were held with the Corps, LCRBDC, and representatives from Gary as follows:
 1. All four pump stations in Gary were inspected on September 13, 2004 (these included Burr St. North, Grant, Broadway, and Ironwood). Representatives from the COE, Greeley & Hansen, United Water, and the LCRBDC attended.
 - Costs to correct these deficiencies **are being obtained** to determine total costs to correct. A meeting will be held with Gary when all reports

- (LCRBDC/Corps/GSD) are combined to get a scope of work.
- **A letter was sent to Gary on May 12 along with the results of the inspections with the Corps, and the diagnostics as completed by Austgen Electric. This letter suggested a date be set between May 31 and June 10 to begin Gary's inspection.**
2. Sluice gates were inspected on September 14 and Sept. 22, 2004 with representatives from the COE, Greeley & Hansen, United Water (provided the compressor), and LCRBDC.
 - Final sluice gate inspections were held on April 14, 2005 and April 21, 2005. The Corps participated on the 14th, but ran out of funds and could not attend on the 21st.
 - When the summarization is completed, it will be forwarded to the Corps.
 3. Levee inspections were held September 24, 28, and 29, 2004.
- C. Sent a letter to the Corps on October 5, 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)
- **Two (2) half sized sets of "as-built" drawings were received for the East Reach from the Corps on April 28, 2005.**
 - **As part of the turnover process to Gary, LCRBDC will submit appropriate sets to Gary and their representatives.**
- D. 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 Street 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.
- E. **The Army Corps and the USGS proposed to replace current monitoring equipment for river levels, as part of the emergency response plan, and wanted to schedule a conference call to discuss.**
- A conference call was held on May 24, 2005 to discuss how this plan will be implemented.
 - A conference call summary sheet was received on May 25.
- F. A letter was received from the Corps on December 16, 2005 indicating problems with the operation of the Burr Street pump station and that it was the responsibility of the LCRBDC to assure operation & maintenance.
- A letter of response was sent to the Corps on May 11, 2005 providing dates, and actions, whereby the station was put back into "normal" operation in a timely manner.

2-3

4

5-6

7-8

9-10

Sandy Mordus

From: "Sandy Mordus" <smordus@nirpc.org>
To: "Niec, Jay" <jniec@greeley-hansen.com>
Cc: "James Meyer" <jmeyer@meyerwyattpc.com>; "Spike Peller" <spike@garysan.com>; "Smales, Donald" <dsm ales@greeley-hansen.com>; "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>
Sent: Wednesday, May 11, 2005 11:07 AM
Subject: Burr St. Levee-Gary portion-Water Quality

Jay:

As per our conference call on ~~Monday, May 9,~~ **FRIDAY, MAY 6,** 2005, you and I have been given the task to coordinate environmental concern issues with J. F. New to determine what will be required at the east end of the drainage ditch (south of the NIPSCO R/W and west of Burr Street) as part of the Burr Street Phase 1 Betterment levee – Gary portion. Please contact me in order that we may begin the process of coordination with J. F. New. As we discussed on our conference call, it is very critical that this be done immediately.

This construction, as well as the Development Commission's portion east of Burr Street, needs to be completed before the city of Gary can come out of the floodplain.

If I may provide you any information or may assist you in any way before contacting J. F. New, please let me know.

Jim Pokrajac, Agent
Land Management/Engineering

/ 5/11/2005



Little Calumet River Basin Development Commission

6100 Southport Road
Portage, Indiana 46368

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E-mail: littlecal@nirpc.org

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VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

May 12, 2005

Mr. Spike Peller
Gary Sanitary District
3600 West 3rd Avenue
Gary, Indiana 46404

Mr. Dwain Bowie
White River Environmental
3600 W. 3rd Avenue
Gary, Indiana 46404

Dear Gentlemen:

As we have discussed in the past, the Little Calumet River Basin Development Commission is in the process of turning over the operation and maintenance of the flood protection system for the Little Calumet River to the city of Gary. We recently contracted out Austgen Electric, Inc. who completed diagnostics on all four pump stations; and the results of these tests are enclosed. We also did an inspection with the Army Corps of Engineers and some representatives from Gary in mid-September, 2004 and the results of that inspection are also enclosed on the Corps "Inspection Guide for Flood Control Works". The Army Corps also wrote a letter, dated December 16, 2004 that summarizes these results (this is also enclosed). On the Burr Street pump station form, reference was made to a letter from GSD dated April 12, 1999; and accordingly, this is attached to that form. As we've previously agreed, we will work with you to get an inspection of the four pump stations as performed by representatives from the White River Environmental Company. It is our intention to make a comprehensive listing of all the deficiencies for each of the pump stations in Gary and solicit for bids to bring all of the stations up to acceptable condition as requested by Gary.

I would like to begin the facilitation of the inspection to be done by Gary and would suggest a meeting with the appropriate representatives to determine how these inspections will be done. We are very anxious to complete this in a timely manner. The Army Corps has explained to us that the total responsibility for operation and maintenance is the responsibility of local interests; currently the Development Commission. As part of our responsibility, we will work with you in any way possible to complete the inspection, solicit for bids, and assume cost responsibility to correct any deficiencies.

Our overall plan would be to complete the turnover of the pump stations as Phase I of the overall process. The pump stations are probably the

May 12, 2005

Page 2

most critical and extensive item of the operation and maintenance for flood features in Gary. Phase II will also be implemented to turn over the remainder of items, which will include, among other features, sluice gates and flap gates throughout Gary. The inspections have been completed on these items and this information will also require solicitation to bring the remainder of the flood control project in Gary up to the point where Gary would assume full O&M responsibility. The Corps of Engineers has pointed out that Federal relief funds would not be eligible in case of a flood if the pump stations are not functioning due to local non-maintenance.

We have also enclosed a copy of a letter from the Army Corps dated April 14, 2004 pointing out the necessity of having Gary accept O&M responsibilities as a condition for Gary coming out of the floodplain. As was indicated in this letter, the O&M responsibilities need to be accepted by the city of Gary in order that the FEMA process to remove Gary from the floodplain could be completed. After implementation and Gary is removed from the floodplain, this would allow new construction outside the line of protection. Once again, I would like to suggest a meeting as soon as possible in order that we may begin the initial process with the White River Environmental Company doing the pump station inspections in an expeditious manner. We would like to schedule a meeting sometime between May 31 and June 10. Please contact me with dates and times that would be good for your appropriate representatives within that time frame. We can then schedule the meeting at a location convenient for you.

If you have any questions regarding this coordination, please contact either Jim Pokrajac or myself.

Sincerely,



Dan Gardner
Executive Director

/sjm

encl.

cc: Scott King, Mayor of Gary
Jim Meyer, GSD attorney
Don Smales, GSD
Imad Samara, Corps Project Manager
Shamel Abou-El-Seoud, Corps Engineering
Lou Casale, LCRBDC attorney
William Biller, LCRBDC chairman
Bob Huffman, LCRBDC

>From: Scott E Morlock [mailto:smorlock@usgs.gov]
>Sent: Wednesday, February 02, 2005 12:38 PM
>To: Davis, Susanne J LRC
>Subject: Little Calumet River data loggers
>
>
>Hello Sue,
>
>It's been awhile since we've touched base about this, but we continue to
>have problems with the Handar (now Vaisala) 555 DCPs for the LCRDAS. We are
>always now dealing with a malfunction, and I am increasingly worried about
>the future of this product. At the present time we send the units to our
>HIF facility for repair, but if Vaisala at some point quits manufacturing
>and supporting these units we could gradually dwindle down to no
>operational units.
>
>The 555s have unfortunately developed into a maintenance headache for
>Illinois and us.
>
>The Illinois District has offered to try their own CR10 units, but that
>would create issues regarding RDAS -- in particular, Mike Rehmel would need
>to modify RDAS to accept CR10 data. That might be a considerable task, and
>would likely exceed the scope of the normal O&M funding. I know things are
>very tight for the Corps. Can you see any way to secure some extra funding,
>even from the local Cooperators for some RDAS major mods?
>
>Some other questions/issues/possibilities:
>-Is there any possibility of going to an all web based system for the
>future? This would negate the need for a special software program. If we
>went with a satellite, web based system for example, it would keep future
>O&M costs down.
>-One thing we could do to help local EMA folks -- one of our computer gurus
>has developed a program that will send cell phone text messages upon
>threshold exceedences. We are in fact testing it today. The program queries
>our USGS data base and works based on that data. That means that any data
>source -- ie satellite or telephone -- that enters our database will work.
>An option could therefore be a satellite DCP system with backup data/voice
>modem, and automated text messaging to local operations folks. The system
>could also send conventional emails, including a status report similar to
>what you now get.
>-The advantages of the above system include:
>-we eliminate the need (and associated costs) of stand alone PCs and the
>required computer support.
>-the choices of DCP equipment would be opened up. We are also willing, by
>the way to contribute equipment if we could transition to such a system.
>Here in Indiana we might have to phase in the equipment, but the system we
>would propose would be "blind" to the kind of transmitting equipment.
>
>This is just food for thought so that maybe we can get a dialog going about
>this again. Anyway, if you could please mull this over and give me a call
>or email at your convenience.
>
>Thanks!
>
>Scott
>
>Scott E. Morlock
>Chief, Hydrologic Data Section
>U.S. Geological Survey
>Water Resources Division
>5957 Lakeside Boulevard
>Indianapolis, IN 46278
>317-290-3333 ext. 153
>Fax 317-290-3313
><http://in.water.usgs.gov>
>



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DAN GARDNER
Executive Director

LOU CASALE
Attorney

TO: Jeff Miller, Lake County Emergency Management
Tony Vicari, Hammond Emergency Management
Jeff Kumorek, Gary Civil Defense

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

DATE: May 12, 2005

SUBJECT: Flood Warning Meeting

The Army Corps of Engineers, in conjunction with the USGS, is proposing to look into details regarding the use of a satellite based system to replace the current system being used for monitoring water levels by your agency. We are intending to have a teleconference call on Tuesday, May 24 at 10:00 a.m.

Will you please make that day and time available in order that we may discuss the details of providing you information regarding coordination and installation of this new system? I have enclosed an agenda for the telephone call and the instructions on dialing into the teleconference call. Please let me know if you, or your representative, are available at this time and will be present on the call. You can either call me or e-mail me of your availability.

Thank you for your timely response back to me.

/sjm
encl.

cc: Sue Davis, ACOE
Rick Ackerson, ACOE

5

**LITTLE CALUMET RIVER DATA ACQUISITION NETWORK
CONFERENCE CALL AGENDA
5/24/2005, 10:00 AM – 12:00 PM
Facilitator: Scott Morlock, USGS Indiana**

The purpose of this call is to discuss ongoing problems with network data loggers and other issues, and to discuss possible problem solutions and future directions for the network

Agenda

1. Participant introductions
2. Network status
3. Input from Users on current network
4. Network issues
 - a. Problems with field data loggers
 - b. Issue with future support of field base stations and software
5. Potential solutions
 - a. Transition to a satellite telemetry system and backup telephone voice modems
 - b. Elimination of base stations and implementation of email/paging system
6. Other comments/questions

Sandy Mordus

From: "Ackerson, Rick D LRC" <Rick.D.Ackerson@lrc02.usace.army.mil>
To: <jpokrajac@nirpc.org>
Sent: Tuesday, May 24, 2005 1:49 PM
Attach: conf.call.05.24.05.summary.doc
Subject: FW: Summary from today's Little Calmet River network conference call

Jim,

Here is the summary of the floodwarning conference call with the USGS.

Rick

Rick Ackerson
Hydraulic Engineer
U. S. Army Corps of Engineers
Chicago District
111 N. Canal St.
Chicago, IL 60606
Phone: (312)-846-5511
e-mail: rick.d.ackerson@usace.army.mil
Fax:(312)-353-2156

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

From: Scott E Morlock [mailto:smorlock@usgs.gov]
Sent: Tuesday, May 24, 2005 1:11 PM
To: Ackerson, Rick D LRC; William.Morris@noaa.gov; Michael S Rehmel;
Gary P Johnson; Phillip G Dennis; Davis, Susanne J LRC; Jeff Miller;
Paul R Baker; spike@garysan.com; Adriene.fancher@unitedwater.com;
Clavin.Andrews@unitedwater.com; Hal.black@unitedwater.com;
Dwain.Bowie@UnitedWater.com
Subject: Summary from today's Little Calmet River network conference call

Thanks to everyone for their participation this morning. Attached is a Word file with a summary of today's conference call. If there are any corrections or omissions, please let me know.

Rick, could you please forward to Jim.

Scott

(See attached file: conf.call.05.24.05.summary.doc)

Scott E. Morlock
Chief, Hydrologic Data Section
U.S. Geological Survey
Water Resources Division

5957 Lakeside Boulevard
Indianapolis, IN 46278
317-290-3333 ext. 153
Fax 317-290-3313
<http://in.water.usgs.gov>

7

5/24/2005

**Little Calumet River Data Acquisition Network
Conference Call Summary, 5/24/2005**

- Participants introduced themselves. Participants included the U.S. Geological Survey (USGS), U.S. Army Corps of Engineers (USACE), Little Calumet River Basin Commission, National Weather Service (NWS), Lake County Emergency Management Agency, Gary Sanitary District/Storm Water Management District, and United Water.
- A summary of the network was presented – network components and how data is obtained by users. The main components of the network are field stations that collect and transmit stream/river stage data and precipitation data using telephone telemetry and PC base stations that can be used to query the field stations and display the data. The PC base stations can also receive data generated from alarms. Data is also served on USGS World-Wide Web (WWW) pages. The USGS Indiana and Illinois Water Science Centers operate the networks.
- Current issues with the network were discussed. The data loggers used at the network field stations are old and frequently malfunction. The malfunction rate is disproportionately high as noted by the Indiana and Illinois USGS offices.
- Another issue involves the PC base stations – it is difficult to maintain and support them, and PCs become obsolete rapidly. The Lake County EMA office Base Station is currently not functioning. The USGS will get someone to look at Lake County's base station as soon as possible.
- The USGS proposed replacing the data loggers with new generation data collection platforms (DCPs). The DCPs would utilize satellite data telemetry wherein data would be transmitted on one-hour intervals supplemented with the ability to generate emergency transmissions based on exceeding stage or precipitation thresholds. This data would be available to users through the USGS WWW pages and by email or cell phone text messaging generated by USGS servers. The NWS would be able to receive the satellite telemetry directly which would be a benefit for flood forecasting. Backup telemetry would be provided by the DCPs using telephone voice telemetry – a user would call the DCP and the DCP would provide a live data reading. The proposed changes to the network were discussed by the group and consensus was reached that the approach would be suitable for users.
- The USGS estimated that retrofitting the field with DCPs would cost about \$6,000 per station.
- The USGS will prepare a cost estimate for upgrading the network to the USACE. The USGS would propose ordering the new DCPs this fiscal year (ending September 30, 2005) if funding is available.
- The USGS will keep all participants notified of progress in network operations and upgrades if funding is secured. Other conference calls can be scheduled as needed.



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DAN GARDNER
Executive Director

LOU CASALE
Attorney

May 11, 2005

Mr. Shamel Abou-El-Scoud, P.E.
Chief, Construction Operations Branch
U.S. Army Corps of Engineers
111 N. Canal Street
Chicago, Illinois 60606-7206

Dear Shamel:

We received a letter from you on December 16, 2004 indicating an unsatisfactory rating for the Burr Street pump station. In this letter, it was pointed out that none of the pumps at the Burr Street station operated in the automatic mode. These deficiencies were felt to have resulted from inadequate maintenance procedures. You had indicated that according to the Local Cooperation Agreement, we must correct those deficiencies within 30 days.

On December 30, 2004, the Development Commission had entered into an agreement with Austgen Electric to provide the necessary diagnostics to determine what deficiencies existed at this pump station and what needed to be done to correct them. We received the results of this testing from Austgen electric on January 12, 2005 indicating what repairs were necessary and what had been done to correct this condition. On January 4 and January 5, 2005, Austgen Electric made observations on the status of the pumps, and then made necessary adjustments to bring this system to an automatic operational state.

Currently, the Burr Street storm water pumping station is operating in the automatic mode and all of the other deficiencies at this station have been noted as well. The Broadway storm water pumping station was inspected on January 4 and 5, 2005 and adjustments were made at that time to bring the station to an operational state. Both the North Grant Street and Ironwood Stations were inspected and initial adjustments were made to bring both stations to an operational state between March 7 and March 10, 2005.

We are currently in the process of combining these diagnostics with the results from the Army Corps, the Development Commission, and the city of Gary inspections held in mid-September of 2004 and will supplement these with a final inspection which will be coordinated by the Development

Shamel Abou-El-Seoud
May 11, 2005
Page 2

Commission with the city of Gary to determine a final scope of work to bring all four stations up to "as-built" condition. We are presently in the process of completing this task. We will be advertising this project and complete all of these deficiencies as soon as possible.

As you can see, we have completed your request within the 30 days you requested. We are also in the process of finalizing the results of the remaining project features in the East Reach, which include sluice gate, flap gate, and levee items. We will keep you informed as to the status of correcting any deficiencies to these features.

Sincerely,



Dan Gardner
Executive Director

/sjm

cc: Jim Meyer, attorney, GSD
Spike Peller, GSD
Don Smales, Greeley & Hansen
Imad Samara, Project Manager, ACOE
Bob Huffman, LCRBDC

WORK STUDY SESSION
RECREATIONAL DEVELOPMENT COMMITTEE
June 1, 2005
Bob Huffman, Committee Chairman

Put in

-
1. The Corps has committed to completing the line of flood protection first in order to expedite the date that property owners could be removed from the floodplain.
 - Trails that are on the permanent levee easements will be constructed, but real estate for only recreation will be done secondarily. This would also include East Reach tie in's.

WB asked again about a O&M schedule -
app answered

WORK STUDY SESSION
OPERATION AND MAINTENANCE
June 1, 2005
BOB HUFFMAN, Committee Chairman

1. Final pump station inspection to be scheduled with city of Gary (GSD/WREP)
 - LCRBDC completed diagnostic inspection, and completed inspection with Corps and Gary representatives – need detailed Gary inspection to complete scope of work to bring stations upto “as-built” condition.
 - Letter sent May 12 to set up coordination meeting – No response (see page 2 & 3 of attachments to O&M Report).
2. Conference call on May 24 with the Corps and USGS for new river monitoring equipment.
 - See page 8 of attachments to O&M Report for conference call summary.
 - New equipment is needed for Lake County Emergency Management, city of Gary, and city of Hammond – old equipment not efficient and some is not working.
 - Intend to replace this during this Corps fiscal year (September 30, 2005) if funding is available.
3. (LCRBDC response to Corps letter dated December 16, 2004 indicating Burr Street pump station is deficient and LCRBDC has not been in compliance with LCA for O&M responsibilities.)
 - See pages 9 & 10 of attachments to O&M Report for LCRBDC letter of response and status of pump stations.
 - LCRBDC contracted services of Austgen Electric to do diagnostics and correct deficiencies – pump station was put back in operational mode by January 12, 2005 (pumps operating in automatic mode)

minutes
by M. S. Pedley
2) M. S. Pedley
L. S. Pedley
P. S. Pedley
S. P. Pedley

add to
any date.

put in.

WORK STUDY SESSION
ENGINEERING COMMITTEE

June 1, 2005

Bob Huffman, Committee Chairman

*JFO proposed to meet
for minutes*

Jep met ✓

*Put in
undecided*

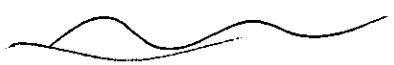
1. Meeting held with LCRBDC, Greeley & Hansen, and J. F. New on May 26 to review MS4 issue for Burr Street II – Gary contract.
 - J. F. New presented preliminary ideas for improving water quality to be in compliance with regulations before entering pump station east of Burr Street.
 - Proposal due for review by June 3, which would be reviewed with Corps and incorporated into plans and specs to allow advertisement by mid-July.

2. Pre-bid meeting held for Stage VI Phase 2 (Liable to Cline, south of Little Calumet River) on May 12, 2005.
 - Original bid due date was May 20 – this was extended to June 23 because of amendments to solicitation (or addendums) that needed to be clarified as a result of the meeting.
 - Current schedule is to award by July 7; anticipated construction start in Fall 2005; and a completion date of Fall 2006.

3. Pipeline corridor East of Kennedy Avenue as part of Stage V Phase 2 contract.
 - Fourteen (14) pipelines and six (6) different owners to coordinate with. All points of contact have been established.
 - Received modified Corps design using sheet piling and “bridging” over pipelines in lieu of a concrete “T” wall which would require sleeving for each pipe.
 - This information is being sent to the pipelines to get feedback, including any cost information (could be up to \$1 million savings for utility re-locates in this area).

4. Stage VI-1 North status for design
 - Backcheck set distributed to affected parties with comments due on June 10.
 - Current, tentative schedule would be to advertise this contract in July 2005; award in August 2005; tentative construction start in late Fall of 2005; construction completion date of Fall of 2007.

*✓
will be
going out
in about
1-2 weeks*



WORK STUDY SESSION
1 June 2005

LAND ACQUISITION COMMITTEE
Robert Marszalek, Chairman

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

2.) NEED ACTION ON:

- 1.) DC 1016 E Motel 6

A settlement has been offered. Lou (legal) will explain.

- 2.) DC 1022 to 1024 Oak Brook Metro

A settlement has been offered. Lou (legal) will explain.

3.) GOOD NEWS! GOOD NEWS!

On 5/13/05 we received an e-mail from the Corps explaining that a new appraisal procedure has been approved by the Corps. This new procedure will help to eliminate appraisals and review problems. LCRBDC will contract independent appraisals firms and an independent appraisal reviewer from the private sector. Appraisals will be reviewed by the Corps for crediting only. This new procedure will shorten the review time and allow us to send out offers to landowners quicker.

A meeting with the appraiser, appraisal reviewer, and the Corps Real Estate (from Detroit) is scheduled for Monday and Tuesday, 13 and 14 June. We will discuss the acceptable appraisal format ahead of time to eliminate problems at crediting time. We anticipate that under this new system Land Acquisition will go smoother and more efficiently.

2 motions needed.

154,000 Court appraisal + already paid

*were paid \$33,000 into court
do we need to pay add'l \$50,000 to make a total of \$80,000?*

MR would like that these changes to MS. would be reduced by having a reviewer.

THE TIMES

FRIDAY
JUNE 24, 2005
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FINAL EDITION
50 cents

nwritimes.com

High court ruling may help bring in Cabela's

BY KEITH BENMAN
kbenman@nwritimes.com
719.933.3326

A U.S. Supreme Court ruling issued Thursday may put another club in the bag of Hammond Mayor Thomas McDermott Jr. in his effort to plunk a Cabela's sporting goods store on the site of the Woodmar Country Club.

The court, in a 5-4 decision, ruled local governments can sometimes condemn and seize homes and businesses and turn them over to private developers - provided the project serves a public good.

IN COURT

The Supreme Court's ruling, A3

Cabela's

Continued from A1

"For the last nine months we've been tracking this case, and we feel this case is right on point," McDermott said Thursday.

But, the mayor said, condemnation proceedings against Woodmar would only be used as a last resort.

"That is always a possibility," McDermott said. "If it came to the point where they would not sell at any price, the government has the power to condemn for a private use."

In April, the members of Woodmar County Club voted against giving Cabela's an option to buy the 93-acre club for \$11.5 million.

McDermott, who has an honorary membership at the club as mayor, has said members previously received a \$10 million offer from Cabela's

and responded with a \$14 million counteroffer.

Woodmar Country Club Board President Peter Lanman did not return a call seeking comment Thursday.

The U.S. Supreme Court's long-anticipated ruling came in the case of a group of homeowners in New London, Conn., who have resisted the city's effort to demolish their homes to make way for a riverfront office and hotel development.

Government has traditionally had the power to take private property to make way for roads, airports and other such projects that serve an overall public good. But lower courts have been divided on whether government can take private property and hand it over to a developer.

The 5-4 majority Thursday rendered a decision narrowly tailored to those projects that bring economic benefits to the general community.

Hammond City Attorney Kristina Kantar said the Supreme Court's decision in the New London case was anxiously anticipated by the city's legal department.

"If the members of Woodmar can find a price they would agree to, we would cheer for that and be all in favor of that," Kantar said. "That would be just great."

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

NAME OF MEETING: LERBOC DATE: 6-1-05

LOCATION: 6100 Southport Rd, Portage CHAIRMAN: Bill Biller

PLEASE SIGN IN

| | NAME (PLEASE PRINT) | ORGANIZATION, ADDRESS, PHONE NUMBER |
|----|---------------------|-------------------------------------|
| 1 | MEDA ENGER | 8248 HAWTHORNE, MUNSTER |
| 2 | Tim Zorn | Post-Town 219-644-3073 |
| 3 | Elizabeth Johnson | Pete Vislosky 219-795-1844 |
| 4 | Mark Lopez | " " |
| 5 | Imael Samara | |
| 6 | Sandy O'Brien | |
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| 9 | | |
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219-608
0752

RECREATION REPORT

For meeting on Wednesday, June 1, 2005

(Information in this report is from April 28 – May 25, 2005)

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. 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.
- C. Recreation trail re-alignments will be required in the East Reach **due to heavy traffic in the proposed crossings at Grant Street and Broadway.**
 1. **Broadway to Harrison Crossing – Stage II-3B – Crossing at Broadway** (currently on hold until the next recreation contract.)
 - Additional land, **and some construction**, will be required to extend a recreation trail along both the sidewalks East and West of Broadway to allow recreation trail continuation.
 - Upon completion of I.U. Northwest modifications on, and adjacent to, Broadway, **we may be able to 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 – Stage II-3C – Crossing at Grant** (currently on hold until the next recreation contract.)
 - In the Corps 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.
 - **As part of the Stage III Remediation contract, an access roadway, and ramp up to the existing recreation trail, have been constructed.**

- The remainder of the trail system is currently proposed along the east side of Gilroy Stadium to 32nd Street, then west to Grant, where crossing could be done at the existing stop light.

3. EJ&E at-grade crossing – East of Cline Avenue

- A. 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.
- A letter was received from the EJ&E RR on April 6 indicating they will not allow an at-grade crossing in this area. They suggest the topography would be most ideal for an under grade crossing.
 - **It is currently being reviewed by the Corps. Above grade is restricted by real estate and cost, and the nearest at grade crossings are too far away. This could be done as part of the final Recreation Phase II contract.**

WEST REACH RECREATION

Cline Avenue Crossing:

1. LCRBDC has contracted First Group Engineering (Dennis Cobb) to coordinate crossing Cline Avenue at the NIPSCO right-of-way.
 - A letter was received from INDOT on March 4 (dated March 1) indicating they had no objection to this crossing.
 - 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.

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

- A. 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).
1. A letter of reminder was sent to the NSRR on April 4th requesting their position in writing. **(No response as of May 25, 2005)**
 2. Refer to Stage V-2 (V-2A portion) in the Engineering Report for general information.
 3. LCRBDC and the Corps agreed on a conference call on February 16, 2005 that the recreation trail bridge from west of Indianapolis Blvd. would be re-located to an area east of the NIPSCO R/W, west of Kennedy Avenue. **(Refer to Item #1 of a letter to the Corps on May 11 requesting written documentation of this major change)**
 - This will be coordinated in a meeting with Hammond and Highland. We will then be able to cross at an existing at-grade crossing which is to the south on Grand Avenue.
 - **A letter was sent to the Corps on May 11, 2005 requesting coordination information for both real estate and engineering issues. (Refer to Item #2 of a letter to the Corps on May 11).**

1-2

1-2

C. Stage VIII Trails:

1. Currently on hold as part of the Stage VIII construction due to lack of funding.
2. We received a letter from NICTD on October 15th, 2001 (dated October 9th) indicating problems with the location of our trail on their R/W under I-80/94
 - They feel it is a safety concern and suggested we re-route our trail along their R/W to 173rd Street.
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.
4. The trail alignment in this area will be re-visited when the Stage VIII plans come up for review and comments.

GENERAL:

At a coordination meeting with the Army Corps on May 24, 2005 to review the scheduling and funding for the rest of the project, it was agreed that the line of protection should be the focus of first available money. (Refer to Item #2 of May 11, 2005 letter).

1-2

- Recreation, river clean-up, and landscaping would be done secondarily.
- This would allow the municipalities to come out of the floodplain at an earlier date.



Little Calumet River Basin Development Commission

6100 Southport Road
Portage, Indiana 46368

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

DAN GARDNER
Executive Director

LOU CASALE
Attorney

May 11, 2005



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

Dear Imad:

Enclosed are several items that need your response to allow us to proceed in Stage V-2. They are:

(1) We discussed the possibility of relocating the recreational trail bridge from the area west of Indianapolis Blvd. to the area east of the NIPSCO right-of-way. We all concurred on this conference call that it would be a project benefit at this point in time, to do this due to the refusal of the NSRR to let us cross at grade as we had originally proposed in our Stage V-2 plans.

- I would request a letter, for record, that this will be the design that will be implemented as part of the Stage V-2 construction. We will still continue to proceed accordingly.

(2) You recently mentioned to us that we should proceed with flood protection easements only for the West Reach and obtain the necessary real estate to complete this task. This would exclude recreational features, which are not necessary to remove the municipalities from the floodplain.

- By removing the bridge west of Indianapolis Blvd, it may create some problems for the city of Hammond to tie in the trail system with other systems in this area. Is it possible to include this bridge in a future "Recreational Phase 2 project"?

- Accordingly, we will eliminate the real estate in Stage V-2 adjacent to K-Mart and west of Indianapolis Blvd that is not necessary for flood protection. Please confirm this.

(3) It was also mentioned, recently, the potential of combining Stage V-2 and Stage V-3 into one contract. Are we going to do this?

Mr. Imad Samara
May 11, 2005
Page 2

2

(4) In the conversation of May 10, Jim Pokrajac questioned the directional bores of the two 8" Phillips pipelines west of the NSRR. We currently anticipate these bores to cost in the neighborhood of \$450,000.

- We discussed the possibility of installing sheetpiling and bridging similar to what we had done on the NIPSCO pipeline corridor, east of the NSRR. This would tremendously reduce this utility relocation cost.
- The Phillips pipelines are located very close to the west toe of the NSRR embankment. Sheet piling would extend minimally to a point west of these two pipelines and, hopefully, a cost justification could be done to allow us to do this.

(5) Jim Pokrajac received modifications to engineering drawings on the pipeline corridor east of the NSRR, west of Kennedy Avenue on May 11, 2005. It appears, at this point in time, there are 14 pipelines that will be impacted.

- Jim Pokrajac is currently coordinating this information with all of the affected pipelines in order to determine what costs could be accrued to the Development Commission as part of the Local Sponsor's responsibility to the project for utility relocations.
- The Development Commission has a concern, based upon a recent proposal from NIPSCO in Stage VI-2, that the utilities might request the reinforcing of their pipelines even though we are using the same "bridging technique". We are hoping this is not the case in the pipeline corridor.

I realize a number of issues are raised, but we need clarification from the Army Corps in order that we may proceed west of Kennedy Avenue in a timely manner. If you have any questions regarding these requests, please contact me.

Sincerely,



Dan Gardner
Executive Director

/sjm

cc: Shamel Abou-El-Seoud, ACOE
Joe Schmidt, ACOE
Eric Sampson, ACOE
Khallid Maali, ACOE
Lou Casale, LCRBDC attorney

2

CLAIMS PAYABLE FOR APRIL 2005

| VENDOR NAME | AMOUNT | EXPLANATION OF CLAIM |
|--|---------------|---|
| 5821 CASALE ,WOODWARD & BULS LLP | 283.33 | MONTHLY RETAINER FOR MONTH OF MARCH 2005 |
| 5821 NIRPC | 11,278.74 | SERVICES PERFORMED MARCH 2005 |
| 5821 SANDY MORDUS | 23.12 | MILEAGE 4/5/05-4/9/05 |
| 5823 DON POWERS AGENCY | 6,406.25 | RENEWAL POLICY FOR DIRECTORS & OFFICERS |
| 5824 VERIZON NORTH | 126.25 | BILLING PERIOD 4/16/05-5/15/05(TOTAL BILL 238.61,KRBC 112.36) |
| 5824 AT & T | 295.80 | BILLING PERIOD 3/15/05-4/13/05(TOTAL BILL 311.15KRBC 15.35) |
| 5841 PROFESSIONAL APPRAISAL SERVICES LLC | 6,000.00 | APPRAISAL FEE FOR DC-598 & DC-598A |
| 5842 R. W. ARMSTRONG | 939.75 | PROFESSIONAL SERVICES FOR PERIOD ENDED 4/15/05 SVI-II |
| 5843 STEWART TITLE SERVICES OF NORTHWEST | 470.00 | TITLE WORK FOR DC-1101 |
| 5843 STEWART TITLE SERVICES OF NORTHWEST | 360.00 | TITLE WORK FOR DC-1104 |
| 5843 STEWART TITLE SERVICES OF NORTHWEST | 360.00 | TITLE WORK FOR DC-1107 |
| 5844 JAMES E POKRAJAC | 3,251.30 | ENGINEERING SERVICES 3/16/05-3/31/05/05 |
| 5844 JAMES E POKRAJAC | 226.44 | MARCH MILEAGE |
| 5844 JAMES E POKRAJAC | 5,010.20 | ENGINEERING SERVICES 4/1/05-4/15/05 |
| 5844 JUDITH VAMOS | 2,646.15 | LAND ACQUISITION AGENT SERVICES 3/16/05-3/31/05 |
| 5844 JUDITH VAMOS | 25.84 | MARCH MILEAGE |
| 5844 JUDITH VAMOS | 3,777.48 | LAND ACQUISITION AGENT SERVICES 4/1/05-4/15/05 |
| 5844 LORRAINE KRAY | 1,046.40 | CREDITING TECHNICIAN/LAND ACQUISITION ASST 3/16/05-3/31/05 |
| 5844 LORRAINE KRAY | 816.00 | CREDITING TECHNICIAN/LAND ACQUISITION ASST 4/1/05-4/15/05 |
| 5844 SANDY MORDUS | 400.00 | CREDITING TECHNICIAN SERVICES 3/16/05-3/31/05 |
| 5844 SANDY MORDUS | 250.00 | CREDITING TECHNICIAN SERVICES 4/1/05-4/15/05 |
| 5847 GARCIA CONSULTING | 6,395.00 | PROFESSIONAL SERVICES FOR SV-2 |
| 5847 GARCIA CONSULTING | 3,697.50 | PROFESSIONAL SERVICES FOR SV-2 |
| 5847 DLZ | 1,496.25 | PROFESSIONAL SERVICES FOR SV-3 |
| 5847 DLZ | 1,385.00 | PROFESSIONAL SERVICES FOR SV-2 |
| 5847 DLZ | 1,085.00 | PROFESSIONAL SERVICES FOR SVI-2 |
| 5849 CASALE.WOODWARD & BULS LLP | 8,310.96 | LAND ACQUISITION/LEGAL SERVICES FOR PERIOD ENDED 4/22/05 |
| 5861 LAKE COUNTY RECORDER | 280.00 | RECORDINGS FOR DC-1000,1009,1010B,1010D,1019 & 1020A |
| 5861 LAKE COUNTY RECORDER | 66.00 | RECORDINGS FOR DC-210/211,617,1002,& 1014A & B |

Surveys

TOTAL 66,708.76

WORK STUDY SESSION
LAND MANAGEMENT
JUNE 1, 2005
Bob Marszalek, Committee Chairperson

- ongoing*
1. All requests for disposal of property met with the State for selling 3120 Gerry Street
 - The environmental assessment report was the last item to be addressed and was sent to the staff attorney on May 12, 2005.
 2. 32 acres East of Clay Street and North of Burns Ditch
 - LEL needs to relinquish their rights in the existing License Agreement in order to proceed.
 - Commissioners suggested staff put together a package to solicit for bids.
 - Potential money could be made readily available to help pay for the upgrading of the East Reach pump stations as part of Gary taking over O&M for the East Reach.

*Committee not
maybe w/ Follow -
within the
next couple of weeks!
per Billie*

SM

**WORK STUDY SESSION
1 June 2005**

**ENVIRONMENTAL COMMITTEE
Dr. Mark Reshkin, Chairperson**

1.) Dedication Ceremony for Hobart Marsh:

A Dedication Ceremony for Hobart Marsh was conducted by Trust for Public Land Executive Director Christine Slattery on 7 May at the John Robinson Park in the heart of the Hobart Marsh Area. About 35 attended and speakers included:

- Congressman Peter Visclosky,**
- LCRBDC Executive Director Dan Gardner,**
- IN DNR Director of Nature Preservation John Bacone,**
- and Corps Environmental Specialist Greg Moore.**
- Colonel Gary Johnson of the Chicago District was in attendance.**

Several people were honored for their work in saving the 446 acres and Environmentalist Sandy O'Brien was presented a plaque in thanks for her service and perseverance to the cause of saving the Hobart Marsh acreages for future generations. A nature walk through the area ended the celebration.

From September 03 to March 05 acquisition in the Hobart Marsh for LCRBDC has been accomplished. With these acquisitions and the lands already approved in the flood project area, we have fulfilled our mitigation requirements.

LAND MANAGEMENT REPORT
For meeting on Wednesday, June 1, 2005
(Information in this report is from April 28 – May 25, 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.
- **K&S Testing completed the environmental site assessment report on May 11, 2005. This was forwarded to LCRBDC attorney with directions to proceed.**
- **Governor's Office requested additional information and our Attorney's office has provided all information they required, the last of which was the environmental assessment report, which was sent on May 12, 2005.**

B. BILLBOARDS:

- **Proposed agreement was reviewed, discussed, and approved at the LCRBDC Board meeting May 4.**
- **These agreements were executed and co-signed on May 17 and a letter was sent to VIEW OUTDOOR ADVERTISING on May 9 – Requested notification of start of construction of each of the three (3) signs.**

C. 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.
- **The Commissioners suggested that staff put together a package whereby we will solicit for bids.**
- **LEL would need to relinquish their rights in the License Agreement for us to proceed.**



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VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

May 11, 2005

Mr. Mark Goodrich
Attorney-at-Law
CASALE, WOODWARD & BULS
9223 Broadway, Suite A
Merrillville IN 46410

Dear Mark:

Enclosed are two (2) copies of the Environmental Site Assessment Report for 3120 Gerry Street, as performed by K&S Engineers and submitted to us on May 11, 2005.

Will you please proceed to forward this information to the appropriate party down state in order that we may complete our obligation to the state of Indiana for the Disposition of Property Act. Hopefully, this will be the last item needed in order for us to sell this property.

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

Sincerely,

James E. Pokrajac, Agent
Land Management/Engineering

/sjm
encl.

cc: Lou Casale, LCRBDC attorney



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Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

May 9, 2005

Mr. Dennis Sonntag
VIEW OUTDOOR ADVERTISING LLC
1000 East 80th Place, Suite 700N
Merrillville, Indiana 46410

Dear Dennis:

Enclosed please find two (2) partially executed copies for each of the License Agreements between View Outdoor and the Little Calumet River Basin Development Commission for Signs IN-120, IN-115, and IN-116.

At our May 4th Commission Board meeting, it was voted and approved to enter into these agreements with View Outdoor. The Development Commission has signed all copies. We would request that you please cause to have these agreements counter-signed, recorded, and then return one recorded copy each to the Development Commission for our files.

We request that you notify us when you are ready to begin construction of each sign. If you have any questions regarding this issue, please let me know. We look forward to a good working business relationship with your firm.

Sincerely,

James E. Pokrajac, Agent
Land Management/Engineering

/sjm
encl.
cc: Lou Casale, LCRBDC attorney

PROJECT ENGINEERING MONTHLY STATUS REPORT

**For meeting on Wednesday, June 1, 2005
(Information in this report is from April 28 – May 25, 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

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. Project completed in September, 1998.
Rausch Construction – Contract price: \$3,288, 102

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

1. Project completed in December, 1998.
WEBB Construction – Contract price: \$3,915,178

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

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. Project completed in November, 2004.
Dyer Construction – Contract price: \$4,285,345

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. Bids were opened on June 30 and the low bidder was ECO SYSTEMS, INC.
 - 104 acres included in bid – 100 to be herbicided, remaining 4 acres are ditches.
 - First seeding is **scheduled** to be done in the Fall of 2005.
4. Received construction status report from the COE on April 25, 2005.
 - Environmental protection plan approved, with minor changes, storm water pollution prevention plan approved by DNR, reviewing tree planting before herbiciding.

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 - **\$1,625,057**
 - Amount overrun - **\$70,765 (4%)**
 - C. **Corps monthly construction status report - Refer to Handout**
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.

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. The only item needed to be completed is to assure turf growth in all areas.
 - 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.
 - We received a response from the COE on January 7th, 2003, addressing vegetation.

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

1. Project completed in November, 1998.
Dyer Construction – Contract price: \$3,329,464

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. Project completed in July, 2001.
Dyer Construction. – Contract price: \$2,228,652

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. **A conference call was held with the Corps, LCRBDC, and representatives for Gary on May 6 to discuss the status of the closure structure east of Chase Street along the north line of protection.**
 - Jay Niec (Greeley & Hansen) and Jim Pokrajac (LCRBDC) will work together and contact J.F.New to determine what will be required for water quality at the east end of the drainage ditch as part of the Burr Street II - Gary project.
 - A meeting was held with J.F. New, LCRBDC, and Greeley & Hansen on May 26
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 - LCRBDC) 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 **June 2005**; design completion **August 2005**; advertise **September 2005**; and award **October 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.

- A follow-up letter was submitted to the NSRR on April 4th, 2005, informing them of our current schedule and the importance of completing his review. (No response to date)

STATUS (Stage V Phase 1) Wicker Park Manor:

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

STATUS (Stage V Phase 2) Kennedy Avenue to Northcote: (This segment is separated into two (2) segments for preliminary coordination only):

A. Stage V-2A (Kennedy Avenue to the NSRR)

1. A conference call was held with the Corps and the LCRBDC on February 16, 2005 to discuss V-2A coordination. Minutes were taken and submitted for review and comments from the Corps.
 - No response was received and a follow-up was sent on May 10, 2005. 2
2. 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 LCRBDC 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.
3. LCRBDC received modified design drawings from the Corps on May 11, 2005. (Refer to Item #5 of May 11, 2005 letter to the Corps. 3-4
 - Modified design will eliminate the use of a concrete “T” wall which would require pipeline sleeving and accordingly, should save on utility relocation costs.
 - All new points of contact for each pipeline have been established and design and technical information is in the process of being forwarded for review and comment.
 - Sheet piling and bridging will be used which would minimize construction impacts to the pipes.
4. A letter was sent to the NSRR on April 4th, 2005, requesting a letter on what their position is regarding an “at-grade” crossing over their tracks West of Kennedy Avenue. (No response as of May 27, 2005).

B. Stage V-2B (NSRR to Northcote Avenue)

1. 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.
 - LCRBDC received an e-mail from United Engineering (INDOT consultant) on May 19 questioning our current schedule and requesting cost and design information. 5

- LCRBDC discussed the possibility of modifying design west of the NSRR by using the “sheet pile & bridging” technique to eliminate the \$450,000 directional bores for (2) 8” pipelines. (Refer to Item #4 of May 11, 2005 letter to the Corps)
- Army Corps would like to complete all of the original V-2 as one contract.
- LCRBDC compiled cost estimates for acquisition and utility re-locates and projected time frames and submitted these to the Corps for consideration.

3-4

STATUS (Stage V Phase 3) Woodmar Country Club:

1. Refer to Land Acquisition report for status of appraisal.
 - The current schedule shows a September 2006 acquisition deadline. The construction sequence due to hydrology will push construction back in the schedule.
2. This project will be done after all other construction between Cline Ave. and Northcote is completed due to hydrology concerns with installing the control structure as part of the project.
3. 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. Received a weekly construction progress report from the Corps on May 24, 2005

6-7

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.

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

1. Rani Engineering was awarded the A/E contract by the COE in January 2000. They are out of St. Paul, Minnesota.)
2. **The ROE was signed on April 15th, 2005. This project was advertised in early May, with a bid due date of May 20, 2005. (This date was extended to June 1, 2005). It is currently scheduled to be awarded in June, with an anticipated construction start in the Fall, 2005. It should be completed in the Fall of 2006.**
 - **A pre-bid meeting was held on May 12th, 2005, at 10:00 am at the LCRBDC office. (LCRBDC notified local contractors & posted in local newspapers.)** 8-10
3. LCRBDC contacted INDOT on March 17 to get input for the Corps regarding fencing west of Cline Avenue (No response as of May 23)
4. 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). Ongoing.
 - LCRBDC sent a letter to the COE on April 27 requesting a cost substantiation review for \$19,773 to install a pole and down guys west of the Cline Avenue frontage road.
5. **A letter was sent to the Corps on May 6 showing electric relocation drawings from NIPSCO for areas north of the river on both sides of Kennedy Avenue. Need Corps review that proposed re-location west of Kennedy will not be impacted by our proposed construction.** 11

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. **A letter was sent to the Corps by Congressman Visclosky's office indicating they want a December 2009 construction completion date for the project.**
 - **Coordination ongoing with the Corps to modify the schedule accordingly.**

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 **June 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
 - 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 April 25, 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.
5. The 24 month monitoring period began on May 15, 2004 (Cost - \$3,000/month)

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%)A. 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. **Corps monthly construction status report – Refer to Handout.**
 - Refer to this Report for status on all four (4) stations and the status of the “termination of contract”.

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. Project completed in September 2001.
Thieneman Construction – Contract price: \$2,120,730

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
2. LCRBDC received a copy of the pre-inspection punch list from Highland on February 2nd, 2004. (Dated January 29th, 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 May 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).

2. Scheduling

- A letter was written by Congressman Visclosky on March 30, 2005 indicating he wanted all construction completed by December 2009.
- **LCRBDC worked out a schedule and funding requirements with the Army Corps, to meet the December 2009 deadline from the Congressman and submitted it, for review, to the Corps on May 24th. A meeting was held in Chicago to discuss and modify this.**
- **A meeting was held with the Corps and the Congressman's office to discuss this on May 25.**

Sandy Mordus

From: "Sandy Mordus" <smordus@nirpc.org>
To: "Niec, Jay" <jniec@greeley-hansen.com>
Cc: "James Meyer" <jmeyer@meyerwyattpc.com>; "Spike Peller" <spike@garysan.com>; "Smales, Donald" <dsmalles@greeley-hansen.com>; "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>
Sent: Wednesday, May 11, 2005 11:07 AM
Subject: Burr St. Levee-Gary portion-Water Quality

Jay:

FRIDAY, MAY 6,

As per our conference call on ~~Monday, May 9,~~ 2005, you and I have been given the task to coordinate environmental concern issues with J. F. New to determine what will be required at the east end of the drainage ditch (south of the NIPSCO R/W and west of Burr Street) as part of the Burr Street Phase 1 Betterment levee – Gary portion. Please contact me in order that we may begin the process of coordination with J. F. New. As we discussed on our conference call, it is very critical that this be done immediately.

This construction, as well as the Development Commission's portion east of Burr Street, needs to be completed before the city of Gary can come out of the floodplain.

If I may provide you any information or may assist you in any way before contacting J. F. New, please let me know.

Jim Pokrajac, Agent
Land Management/Engineering

Sandy Mordus

From: "Sandy Mordus" <smordus@nirpc.org>
To: "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>
Sent: Tuesday, May 10, 2005 3:58 PM
Attach: RESULTS OF THE FEBRUARY 16.doc
Subject: Fw: Stage V-2A (Kennedy to NSRR)

Imad:

Following is the request I submitted to you via email dated February 23, 2005 regarding our conference call on February 16 in reference to the engineering and real estate for Stage V-2A. Once again, will you please submit your review and comments (from that point in time) to me in order that I may distribute these minutes to all participating parties? I realize that alot has changed since our conference call; however, for record, I need the input from the Corps as to the minutes or "results" of this call because it will serve as a guideline, or preliminary guideline, for how we are currently proceeding with upcoming construction and real estate acquisition.

The Development Commission will be sending you a separate letter updating the curent plans on how we are to proceed for Stage V-2 which extends westward to Northcote.

Jim Pokrajac, Agent
Land Management/Engineering

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

From: Sandy Mordus
To: Samara, Imad LRC
Sent: Wednesday, February 23, 2005 1:35 PM
Subject: Stage V-2A (Kennedy to NSRR)

Imad:

Attached is my preliminary draft of the results of our conference call on February 16 regarding the current engineering and real estate for Stage V-2A (Kennedy to NSRR). I have not proofread it, nor has Judy. To speed up the final product, will you please review these attached four pages and make any additions, corrections, revisions, or deletions, as you see fit. If you have any questions regarding any of these results, please call me. When you have completed your review, please transmit back to me and I will issue a final copy that I will distribute to all involved parties. Thanks.

Jim Pokrajac, Agent
Land Management/Engineering



Little Calumet River Basin Development Commission

6100 Southport Road
Portage, Indiana 46368

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

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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*Porter County Commissioners'
Appointment*

VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

May 11, 2005

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

Dear Imad:

Enclosed are several items that need your response to allow us to proceed in Stage V-2. They are:

(1) We discussed the possibility of relocating the recreational trail bridge from the area west of Indianapolis Blvd. to the area east of the NIPSCO right-of-way. We all concurred on this conference call that it would be a project benefit at this point in time, to do this due to the refusal of the NSRR to let us cross at grade as we had originally proposed in our Stage V-2 plans.

- I would request a letter, for record, that this will be the design that will be implemented as part of the Stage V-2 construction. We will still continue to proceed accordingly.

(2) You recently mentioned to us that we should proceed with flood protection easements only for the West Reach and obtain the necessary real estate to complete this task. This would exclude recreational features, which are not necessary to remove the municipalities from the floodplain.

- By removing the bridge west of Indianapolis Blvd, it may create some problems for the city of Hammond to tie in the trail system with other systems in this area. Is it possible to include this bridge in a future "Recreational Phase 2 project"?

- Accordingly, we will eliminate the real estate in Stage V-2 adjacent to K-Mart and west of Indianapolis Blvd that is not necessary for flood protection. Please confirm this.

(3) It was also mentioned, recently, the potential of combining Stage V-2 and Stage V-3 into one contract. Are we going to do this?

Mr. Imad Samara
May 11, 2005
Page 2

(4) In the conversation of May 10, Jim Pokrajac questioned the directional bores of the two 8" Phillips pipelines west of the NSRR. We currently anticipate these bores to cost in the neighborhood of \$450,000.

- We discussed the possibility of installing sheetpiling and bridging similar to what we had done on the NIPSCO pipeline corridor, east of the NSRR. This would tremendously reduce this utility relocation cost.
- The Phillips pipelines are located very close to the west toe of the NSRR embankment. Sheet piling would extend minimally to a point west of these two pipelines and, hopefully, a cost justification could be done to allow us to do this.

(5) Jim Pokrajac received modifications to engineering drawings on the pipeline corridor east of the NSRR, west of Kennedy Avenue on May 11, 2005. It appears, at this point in time, there are 14 pipelines that will be impacted.

- Jim Pokrajac is currently coordinating this information with all of the affected pipelines in order to determine what costs could be accrued to the Development Commission as part of the Local Sponsor's responsibility to the project for utility relocations.
- The Development Commission has a concern, based upon a recent proposal from NIPSCO in Stage VI-2, that the utilities might request the reinforcing of their pipelines even though we are using the same "bridging technique". We are hoping this is not the case in the pipeline corridor.

I realize a number of issues are raised, but we need clarification from the Army Corps in order that we may proceed west of Kennedy Avenue in a timely manner. If you have any questions regarding these requests, please contact me.

Sincerely,



Dan Gardier
Executive Director

/sjm

cc: Shamel Abou-El-Seoud, ACOE
Joe Schmidt, ACOE
Eric Sampson, ACOE
Khallid Maali, ACOE
Lou Casale, LCRBDC attorney

Sandy Mordus

From: "Egilmez, Allen" <ALLENE@ucea.com>
To: <jpokrajac@nirpc.org>
Cc: <Imad.Samara@usace.army.mil>; "Hammond, Chris" <CHRISH@ucea.com>; "Bryant, Keith" <KEITHB@ucea.com>; "Richter, Dave" <DAVER@ucea.com>
Sent: Thursday, May 19, 2005 7:50 AM
Subject: US 41 Group Lift Station

Jim,

INDOT is in the process of re-assessing the status of their projects. One of the projects I've been asked about is the Phase 1-A of the US 41 project which includes the group lift station near Little Calumet River.

INDOT would like to know the status of the levee project near the lift station (stage 5-2 I believe).

What I need is the following:

1. Status of Design Plans
2. Status of Land Acquisition
3. Status of Permits
4. Estimated Construction Cost for this portion of the levee
5. If available, estimated land costs
6. Any other information (local participation, commitments, Corps schedule, etc.)

If you could provide me this information at your earliest convenience, I would appreciate it. I will pass the information on the INDOT. I believe they are considering funding portion of the project but I am not sure.

*Allen R. Egilmez, P.E.
Transportation Department Manager
United Consulting Engineers, Inc.
1625 North Post Road
Indianapolis, IN 46219-1995
Ph: (317) 895-2585 ext. 125*

*Cell: (317) 250-3761
Fax: (317) 895-2596*

5

STAGE II-1 - SOUTH

MEETING MINUTES #005 LITTLE CALUMET RIVER, HIGHLAND

Weekly Construction Progress: 5/24/05

Next Mtg. 6/14/05 @ 9:00am

Last 5/10/05

Attended By:

Illinois Constructors Corporation – Brian Schallhorn
Illinois Constructors Corporation – Vince Turner
USACE – Brad Waldron
USACE – Dave Druzbecki

Non-Attendees:

Illinois Constructors Corporation – Phil Ross

1. SCHEDULE

A. LAST TWO WEEKS

1. Sheeting at Kennedy Avenue North
2. Excavation for Kennedy Avenue South I-wall
3. Sheeting at Kennedy Avenue South
4. DLZ pre-construction cross-sectioning
5. ICC trailer hook up
6. Remove existing 60" PCCP
6. Start sheeting for North 5th Street

B. THIS WEEK

1. Complete sheeting at North 5th Street
2. Unload Sheeting for North Drive I-wall
3. Set 12" channel cap & 3" bar on North 5th Street sheeting
4. Sheeting at North Drive wall

NEXT WEEK

1. Sheeting at North Drive wall
2. Set 12" channel cap & 3" bar on North 5th Street sheeting
2. Construct I-wall form system
3. Homer Tree Service

CRITICAL ACTIVITY: Levee Breach, Clearing, Stripping

D. TWO WEEK LOOK AHEAD

1. See attached Schedule

E. ESTIMATE JOB COMPLETION PERCENTAGE TO DATE: 7

F. CONTRACT FUNDS

1. Contract reduction for deletion of Corps office trailer
2. See attached S-Curve

2. WEATHER DAYS

Week Ending 5/14/05 2

Week Ending 5/21/05 0

Weather Days in April 2005 = 1

Weather Days over specification schedule effecting Critical Path to date = 0

3. PUNCHLIST OR CORRECTIVE ITEM ISSUES

1. ICC to repair area at E.P.S.

4. STORED MATERIALS

5. SUBMITTALS

A. SUBMITTAL REGISTER

1. See attached submittal register

6. CHANGED CONDITIONS

1. ICC owes Corps letter concerning slotted drain and drainage line at 181st.

2. ICC awaiting response to changed condition with the Levee Breach S.L. 005, dated 5/9/05.

7. PAY ESTIMATES

A. PAID TO DATE: \$166,319.00

B. ESTIMATES PENDING: 0

8. SAFETY and SECURITY

9. CQC and TESTING

A. SOIL – Re-sampling done on Monday 5/16/05.

B. CONCRETE – Need K & S certification

C. ASPHALT – Need K & S certification

10. RFI'S / RFC'S

11. RFP'S

Contract reduction for deletion of Corps office trailer

12. COORDINATION WITH OTHERS

13. OTHER MISC.

**LITTLE CALUMET RIVER FLOOD CONTROL/
RECREATION PROJECT**
(Upcoming Segment going out for Bid)

Location: Liable Road to Cline Avenue,
South of the Little Calumet River
In Highland, Indiana

Pre-Bid Meeting: Scheduled at the office of the Little Calumet River Basin Development Commission (Northwestern Indiana Regional Planning Commission headquarters), 6100 Southport Road, Portage, Indiana on **Thursday, May 12 at 10:00 a.m.** (Northwest Quadrant of I-80/94 and Route #249 – Exit 19)

Refer to the following for general information, scope and description of work, and points of contact.

General Information

Solicitation Number: W912P6-05-B-0006
Title: Little Calumet River, Indiana Local Flood Protection
Stage VI Phase 2
Location: Highland, Indiana
Issue Date: April 19, 2005
Closing Date: May 20, 2005 - 2:00 p.m. (Bids due)
Price Range: \$1,000,000 to \$5,000,000
Media: Web
Contracting POC: Linda Zamarocy LCR Phone: 312-846-5374

Solicitation Registration

Any prospective bidder interested in bidding on this solicitation must register to be placed on the plan holders list. If you are not registered, the United States government is not responsible for providing you with notifications of any changes to this solicitation.

Synopsis

With this announcement, the Corps of Engineers, Chicago District, issues a Pre-solicitation Notice for its Little Calumet River, Local Flood Protection, Indiana, Stage VI Phase 2 South Levee, Highland, Indiana. The bid items entail the Contractor to provide all necessary facilities, plants, labor, transportation, materials, and equipment to construct a levee protection system consisting of 8,250 linear feet (LF) of earthen levee, 1,600 LF of steel sheetpile floodwall, excavations, 3 gatewell structures, culverts and sewer appurtenances,

Gravel access roads, traffic restraints, asphalt removal, tree planting and seeding. The classification Code for this procurement is North American Industry Classification System (NAICS) 237990 and is unrestricted to business size. The U.S. Army Corps of Engineers intends to award a firm-fixed-price construction contract. The estimated price range for this project is between \$1,000,000 to \$5,000,000. The Invitation for Bids will be downloadable from the INTERNET ONLY. The project specification files are Portable Document Format (PDF) files and can be viewed, navigated or printed using Adobe Acrobat Reader. Minimum system requirements are a 486 based personal computer, Microsoft Windows 3.1 or greater and 4 MB application RAM, 4MB hard disk space and compact disk drive. Interest Bidders can download the Invitation for Bid package from Internet Site <http://ebs.lrl.usace.army.mil/ebs/> by clicking on the appropriate solicitation number. The solicitation is currently available at the above-mentioned Internet site. **The due date for bids will be May 20, 2005 at 2:00 p.m. Chicago local time.** Requests made by telephone, fax or e-mail will not be honored. BIDDERS ARE CAUTIONED TO READ THE FOLLOWING STATEMENT WITH PRUDENCE AND IN ITS ENTIRETY: Contract Award for the described services is contingent upon approval from HQUSACE. An Amendment will be issued prior to the Bid Opening Date informing Bidders as to the status of award approval. AMENDMENTS WILL BE AVAILABLE FROM THIS WEB SITE BY DOWNLOAD ONLY.

SITE VISIT (CONSTRUCTION)(FEB 1995)

(a) The clauses at 52.236-2, Differing Site Conditions, and 52.236-3, Site Investigations and Conditions Affecting the Work, will be included in any contract awarded as a result of this solicitation. Accordingly, offerors or quoters are urged and expected to inspect the site where the work will be performed.

(b) Site visits may be arranged during normal duty hours by contacting:

Name: Doug Anderson

Address: Calumet Area Office, 906 Griffith Blvd, Griffith IN 46319

Telephone: 219/923-1763 or 1764

Interested Bidders may fax questions regarding the bid package to Linda Zamaroc at 312/886-5475 at least 72 hours prior to the Pre-Bid meeting

**SOLICITATION PROVISIONS INCORPORATED
BY REFERENCE (FEB 1998)**

This solicitation incorporates one or more solicitation provisions by reference, with the same force and effect as if they were given in full text. Upon request, the Contracting Officer will make their full text available. The offeror is cautioned that the listed provisions may include blocks that must be completed by the offeror and submitted with its quotation or offer. In lieu of submitting the full text of those provisions, the offeror may identify the provision by paragraph identifier and provide

the appropriate information with its quotation or offer. Also, the full text of a solicitation provision may be accessed electronically at this/these address(es):

<http://www.arnet.gov/far/loadmainre.html>

<http://farsite.bill.af.mil/>

<http://www.hq.usace.army.mil/cepr/asp/lirary/efar.asp?strCat+8&strSubCat+6>

(End of Provision)



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

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VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

May 6, 2005

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

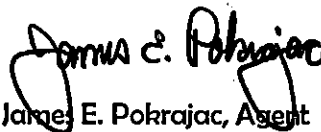
Dear Imad:

Enclosed is a copy of an electric relocation drawing from NIPSCO in the area west of Kennedy Avenue and north of the Little Calumet River. I have coordinated this relocation with Frank Janosi, which also includes the relocations on the east side of Kennedy Avenue north of the river (which has already been completed). In a field meeting with the Corps and Illinois Constructors on April 29th, I indicated to NIPSCO that we should put a temporary hold on these relocations until I can confirm with the Corps that the location of the poles and down guys will not interfere with our Stage VI Phase 2 construction in this area.

As we discussed in our last Real Estate meeting, it was agreed that we would pursue the easement acquisition with Wendy's as is currently proposed by your design and as is shown on your real estate drawings. This includes the taking of a number of parking spaces along the south side of Wendy's. We are proceeding with the appraisal in order to do a cost comparison to justify any modification in design and construction in that area. The current plan calls for the installation of a levee. The modification would need to change the levee to an I-wall. Will you let me know if the NIPSCO installation, as it is shown on the enclosed drawing, would interfere with either the current levee design or the future I-wall design?

Upon receipt of this information, I will instruct NIPSCO to complete this relocation as is shown on the plans. If you have any questions regarding this issue, please contact me.

Sincerely,



James E. Pokrajac, Agent
Land Management/Engineering

/sjm
encl.
cc:

Khalid Maali, Corps
Frank Janosi, NIPSCO
Mark Pasyk, NIPSCO
Lou Casale, LCRBDC attorney
Judy Varnos, LCRBDC Real Estate