



# 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

✓ R. KENT GURLEY  
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

## MEETING NOTICE

THERE WILL BE A MEETING OF THE  
LITTLE CALUMET RIVER BASIN  
DEVELOPMENT COMMISSION  
AT 6:00 P.M. WEDNESDAY, February 1, 2006  
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 January 4, 2006
5. Chairman's Report
  - Committee structure
  - Discussion on H.B. 1095
6. Executive Director's Report
  - Update on Burr Street-Gary & Burr Street-Little Cal levee construction schedule – Burr Street Gary bid status
  - Meeting scheduled with FEMA, COE, IDNR, Lawson-Fisher, and LCRBDC on February 9 – coordination of Griffith levee analysis
  - Attendance at Hammond Plan Commission regarding Cabela's site plan

*Policy Committee  
mtg. to be  
scheduled.*

*1-4*

*5-9*

*+ Jess  
A.V.  
Spin  
LK  
Shad, O'Brien,  
Adams, Cray  
Lopez*

7. Standing Committees

- ✓ A. Finance Committee – Report by Treasurer Arlene Colvin
- Financial status report
  - Approval of claims for January 2006
  - Approval of O&M claims for January 2006
  - Issues for discussion
- 10  
11-12  
13
- ✓ B. Land Acquisition/Land Management Committee – Committee Chair Bob Marszalek
- Land Acquisition
- Appraisals, offers, acquisitions, recommended actions
  - COE response to Griffith Golf Center re: required additional storage as a condition of development
  - Status of activity for Stage V-2 and VII
  - Meeting scheduled on Feb. 2 with North Township Trustee and Board
  - Issues for discussion
- 14-16  
17
- Land Management
- Update on 35<sup>th</sup> & Chase Street property agreement
  - Issues for discussion
- ✓ C. Project Engineering Committee – Committee Chair Bob Huffman
- Construction status in VI-1N, VI-1S, and VI-2
  - Kick-off meeting with COE design team for V-2 was held on January 31
  - Status of Burr Street II – Little Cal
  - Issues for Discussion
- ✓ D. Operation & Maintenance – Committee Chair Bob Huffman
- Update on Stage III Remediation pump station agreement
  - Status of bidding out the 4 Gary pump stations
  - North 5<sup>th</sup> Street pump station turnover to Highland
  - Issues for Discussion
- ✓ E. Environmental Committee – Committee Chair Mark Reshkin
- Issues for Discussion
- ✓ F. Legislative Committee – Committee Chair George Carlson
- Year end report for area State legislators
  - Times guest editorial by Mark Reshkin
  - Issues for Discussion
- 18
- ✓ G. Recreational Development Committee – Committee Chair Bob Huffman
- Issues for Discussion
- ✓ H. Marina Development Committee – Committee Chair Charlie Ray
- Portage marina property transfer – deed conveyance
  - Issues for Discussion
- ✓ I. Policy Committee – Committee Chair Bob Marszalek
- Issues for Discussion

8. Other Issues / New Business

9. Statements to the Board from the Floor

10. Set date for next meeting; adjournment

**MINUTES OF THE LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION**  
**HELD AT 6:00 P.M. WEDNESDAY, JANUARY 4, 2006**  
**6100 SOUTHPORT ROAD**  
**PORTAGE, INDIANA**

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

**Development Commissioners:**

George Carlson  
R. Kent Gurley  
Robert Huffman  
William Biller  
Steve Davis  
Mark Reshkin  
Arlene Colvin  
Robert Marszalek

**Visitors:**

Jomary Baller - IDNR  
Steve Enger - C.P.W.W.  
Elizabeth Johnson - Congressman's Office

**Staff:**

Dan Gardner  
Lou Casale  
Jim Pokrajac  
Judy Vamos  
Sandy Mordus

A motion to approve the December 7, 2005 minutes was made by Bob Huffman; motion was seconded by Arlene Colvin; motion passed unanimously.

**Chairman's Report** – Chairman Biller referred to the Nominating Committee, consisting of Bob Marszalek (Chairman), George Carlson, and Steve Davis. Mr. Marszalek informed the members that the committee had met and proposed that the Commission retains the same four officers to serve in 2006 as in 2005. Chairman Biller asked if there were any nominations from the floor and there were none. Mr. Marszalek proceeded to make a motion to elect William Biller as Chairman; motion seconded by Arlene Colvin; motion passed unanimously. Mr. Marszalek made a motion to elect Robert Huffman as Vice Chairman; motion seconded by Arlene Colvin; motion passed unanimously. Mr. Marszalek made a motion to elect Arlene Colvin as Treasurer; motion seconded by Mark Reshkin; motion passed unanimously. Mr. Marszalek made a motion to elect Mark Reshkin as Secretary; motion seconded by Arlene Colvin; motion passed unanimously.

**Executive Director's Report** – Mr. Gardner referred to the Memorandum of Agreement with the city of Gary for the construction of the Gary segment of the Burr Street levee. It has been approved and signed by the city and we will sign the agreement tonight. Mark Reshkin made a motion to approve and enter into the agreement with the city; motion seconded by Bob Marszalek; motion passed unanimously. This segment of construction will be bid out through the city's process. The first pre-bid meeting took place on December 19; a second pre-bid meeting is scheduled for January 5. The city has advertised and bids are due on January 18. Regarding the Little Cal portion of Burr Street Phase 2 construction, it appears that we have reached an agreement for the engineering design with the NSRR. Easement offers have been sent to the railroad. Once they are approved, signed, and returned to us, we can sign a right-of-entry for the Corps.

- Mr. Gardner reported that surveys, title work, appraisals and review appraisals are ongoing in Stage V-2 (Kennedy to Northcote). Staff met with the North Township Trustee, Frank Mrvan Jr, to talk about the easements we need at Wicker Park and their willingness to donate them. Mr. Mrvan asked for a list of all donations we've received so far from other various entities so he can present it to the North Township Board. They also indicated that they would like to have another meeting whereby we could discuss issues with the Board. We are confident that he will work with us. Mr.

Gardner also stated that staff met with Bill Wellman from WHITECO, regarding potential donations of easements that are needed in the Cracker Barrel and Lake County Visitors Center area, west of Kennedy Avenue, north of the little Calumet River. Mr. Wellman indicated that they would work with us on easement donations. The willingness of these entities to donate, rather than accept the appraised price of the easements, will help us to move further westward and stretch available resources.

**Outstanding Issues** – Mr. Gardner discussed the issue regarding Lawson-Fisher doing a Phase 1 inspection to determine what will be required by FEMA to certify the Griffith levee. He talked to them about lowering their proposed cost of \$9,700. Although several members still thought their fee schedule was high, Lawson Fisher was approved to proceed with the work. There is no commitment for work other than the initial phase 1 study. A coordination meeting, including FEMA, will be scheduled to discuss certification.

**Finance Committee** – Treasurer Arlene Colvin referred to the Financial Statement for December. She made a motion to approve the transfer of \$5,701.98 from Administrative Budget Line Item 5821(Travel/Mileage) to Administrative Budget Line Item 5812 (NIRPC Services), in order to pay for NIRPC administrative services through 2005; motion seconded by Bob Huffman; motion passed unanimously.

- Ms. Colvin then made a motion to approve the transfer of \$43,529.82 from Land Acquisition/Project Development Budget Line Item 5882 (Utility Relocation Expenses) to Land Acquisition/Project Development Budget Line Item 5840 (Professional Services), in order to cover services through 2005; motion seconded by Bob Huffman; motion passed unanimously.

- Ms. Colvin made a motion to approve the claims for December in the amount of \$68,719.96, motion seconded by Bob Huffman; motion passed unanimously.

- Ms. Colvin then presented the O&M claims for approval in the amount of \$5,402.87 and made a motion for approval; motion seconded by Bob Marszalek; motion passed unanimously.

- Ms. Colvin made several transfers of money into the Administrative Budget to cover anticipated shortfalls we may incur in 2006. She made a motion to transfer \$100,000 from monies remaining from the 2005/07 budget; motion seconded by Mark Reshkin; motion passed unanimously. She then made a motion to approve the transfer of current interest monies from Savings into the Administrative Budget totaling \$18,634; motion seconded by Bob Huffman; motion passed unanimously. She then made a motion to approve the transfer of current escrow interest monies into the Administrative Budget totaling \$19,787; motion seconded by Bob Huffman; motion passed unanimously.

- Ms. Colvin made a motion to approve and enter into a contract for administrative services with the Northwestern Indiana Regional Planning Commission; motion seconded by Bob Marszalek; motion passed unanimously. The contract for 2006 reflects an approximate 4% increase in overall expenses.

- Ms. Colvin then made several motions approving contracts for independent contractors. Since 2004 and 2005 contract amounts were the same, modest increases were reflected for the 2006 contracts. Ms. Colvin made a motion to approve the contract for James Pokrajac with a 2% increase, amount increasing to \$54.35 an hour; motion seconded by Bob Huffman; motion passed unanimously. Ms. Colvin then made a motion to approve the contract for Judith Vamos with a 2.5% increase, amount increasing to \$39.30 an hour; motion seconded by Bob Huffman; motion passed unanimously. Ms. Colvin then made a motion to approve the contract for Lorraine Kray with a 3.5% increase, amount increasing to \$19.85 an hour; motion seconded by Bob Huffman; motion passed unanimously.

- Ms. Colvin then made a motion to approve and enter into a contract for legal services with CASALE, WOODWARD & BULS, with Attorney Lou Casale, for an increased hourly rate to \$100/hour (from \$95/hour) with the monthly retainer fee remaining at \$283.33; motion seconded by Bob Huffman; motion passed unanimously.

- Ms. Colvin made a motion to enter into a contract with Sandra Mordus at the same rate of \$25/hour for ongoing crediting services; motion seconded by Bob Huffman; motion passed unanimously.

- Ms. Colvin made a motion to approve the 2006 Operating Budget, as presented, with a total budget amount of \$2,852,906; motion seconded by Bob Huffman; motion passed unanimously. All the previous transfers of monies are reflected in the approved budget.



• Commissioner Bob Marszalek complimented the staff and independent contractors on the excellent job they perform every day. For the minimal increase they received, he felt they were dedicated and well worth the increase.

**Land Acquisition/Land Management Committee** – Committee Chairman Bob Marszalek gave the report. He reported that there were no increased offers or no condemnations.

- Mr. Gardner added that easement offers are starting to go out on Stage V-2 (Kennedy to Northcote). There are 36 parcels in V-2 and donations will be requested.
- An agreement to lease the property at 35<sup>th</sup> & Chase was given to the city for approval at their Board of Public Works meeting on January 4. The Gary Fire Department will occupy the building at a leased rate of \$1 a year. It is expected to be approved.

**Project Engineering Committee** – Committee Chairman Bob Huffman reported the status of construction for Stage VI-1 South (Kennedy to Liable, south of the river). Work is approximately 60% complete. Illinois Constructors is working on pre-construction submittals for Stage VI-1 North (Cline to Kennedy, north of the river). Dyer Construction has their submittals approved for Stage VI-2 (Liable to Cline, south of the river). Construction should start in mid January. A kick-off meeting and walk-thru will be scheduled shortly for Stage V-2 (Kennedy to Northcote) with the new Army Corps design team.

**Operation & Maintenance Committee** – Committee Chairman Bob Huffman requested that Attorney Casale read the proposed resolutions to enter into a contract with Gary to assume the O&M on the two pump stations that are ready to be turned over as part of the Stage III Remediation contract (Marshalltown pump station and 32<sup>nd</sup> & Cleveland pump station). The resolutions will be forwarded to Gary with the accompanying O&M pump station agreement and attachments. Bob Marszalek made a motion to approve the resolutions and send O&M package for the two pump stations to the City; motion seconded by Bob Huffman; motion passed unanimously. Jim Pokrajac added that we have made a commitment to bring the other four pump stations up to “as built” condition and turn them over as well. It has already been approved that we will turn over surplus property to the City once they have accepted all O&M within the city.

**Environmental Committee** – Committee Chairman Mark Reshkin reported that a \$10,000 grant was secured by Lee Botts to inventory natural areas that are being restored. He added that it is important that the Commission make her aware of the Hobart Marsh mitigation area, as well as the Commission’s in-project mitigation lands.

**Legislative Committee** – Committee Chairman George Carlson reported that staff was developing a year end report to be sent to area legislators, local elected officials, Governor’s Office, and IDNR to document what was spent and the schedule ahead. Mr. Gardner added that the report will list out the three contracts that were awarded this year between Kennedy Avenue and Cline, which will include color construction photos and map. He reported that over \$5 million has been donated to the project through easements, properties, construction cost, corporate, etc. from local sources.

**Recreation Committee** – There was no report.

**Marina Committee** – Mr. Gardner referred to the approved, completed Interlocal Agreement for the transfer, development and operation of the Portage Public Marina between the Commission and the City of Portage. Attorney Casale added that the deed signing still needs to happen; he is waiting to see if it will be a public signing or private signing. Commissioner Davis added that it seemed like the transfer went relatively smooth and quickly; he would hope that this procedure has set a precedence so that when the time comes for the Commission to transfer surplus properties to the City of Gary in return for O&M, it will also be a smooth & quick turnover process. Ms. Johnson replied that she thought the Congressman would be happy to assist.

**Policy Committee**— There was no report.

**Other Issues/New Business** – Chairman Biller inquired about new committee structure for 2006. Staff will mail something out to all Commissioners prior to the next meeting.

- Mr. Huffman congratulated staff for their efforts in working with the NSRR to acquire needed easements for our Burr Street Phase 2 Little Cal portion of construction. The railroad and the Corps have agreed on a design.
- It was mentioned that there is still a Governor's vacancy on the Board. Also, it was discussed whether attendance sheets of Commissioners should be shared with the appointing authority.

**Statements from the Floor** – Munster resident Steve Enger, representing Citizens for the Preservation of Wicker Woods, expressed his opinion about the Corps not working quickly enough to address area concerns along Hart Ditch in Stage V-2. He stated that he sent a letter to the Commission over 2-1/2 months ago for the Corps to respond to and he is still waiting for a reply. He is worried that the Corps is not looking at this area in an attempt to save money but only to meet a deadline. He felt that some money could be saved at the control structure on Hart Ditch; he is afraid that the comment period for residents will run out of time and their concerns will not be addressed. Jim Pokrajac added that the Corps is focusing on completing assurance of the real estate requirements for Stage VIII; then they will look at design for V-2. He will distribute the plans & specs to affected parties to review and comment, the Corps review process, and the intent of design. Mr. Enger felt that a 3-week turn-around review process is not long enough. Mr. Pokrajac added that he is hopeful that some of the concerns will be addressed in the 50% BCO specs. The Commission will contact the Corps to commit to a time certain for a response. Mr. Gardner stated he was certain the Corps was concentrating on the hydrology analysis as this is a critical location being at the jurisdiction of Hart Ditch and the Little Calumet River as well as at the flow control device. Structural and hydrology issues require care be taken in any design changes to ensure performance of the protection system.

There being no further business, the next meeting was scheduled for 6:00 p.m. Wednesday, February 1, 2006.



**Thomas M. McDermott, Jr.**  
Mayor

DEPARTMENT OF PLANNING AND DEVELOPMENT

**CITY OF HAMMOND**

DEPARTMENT OF PLANNING

BRIAN L. POLAND, AICP  
City Planner

**NOTICE TO OWNERS OF AFFECTED PROPERTY**  
Hammond City Plan Commission  
Hammond, Indiana

January 3, 2006

Little Calumet River Basin  
Development Commission  
3100 Southport Rd.  
Portage, IN 46368

RE: CP 05-15

Sir or Madam:

You are hereby being notified of pending action before the Hammond City Plan Commission regarding a petition for approval of a site development plan. The subject property is more commonly known as 1818 177<sup>th</sup> Street and the 7900 block (even numbers) of Indianapolis Blvd.

You are listed as owner of property at 7800 Indianapolis Blvd. which is within 300 feet of the property that is the subject of this pending action. The pending action does not have a direct effect on your property.

The petition for approval of a development plan has been filed.

The property is legally described as in the attached exhibit A.

A public hearing will be held by the City Plan Commission on Tuesday, January 17, 2006, at 7:00 P.M., in the Council Chambers of the Hammond City Hall, at which time you may appear, if you so desire, either in person, or by agent or attorney.

If you should have any questions concerning this notice or would like to review the files, please contact Sharon M. Daniels, Secretary to the Plan Commission, at (219) 853-6397. If you need special accommodations for this meeting pursuant to the Americans with Disabilities Act, please contact Lynn Bloom, City of Hammond ADA Compliance Officer at 853-6502 at least twenty-four hours prior to the meeting. Every reasonable effort will be made to accommodate citizens when prior notice is given.

Sharon M. Daniels, Secretary

649 Conkey Street  
Hammond, Indiana 46324

**219.853.6397**

fax: 219.853.6334  
www.gohammond.com  
e-mail: planner@hmdin.com

Stanley J. Dostatni, President  
Hammond City Plan Commission  
Hammond, Indiana

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# THE TIMES

TUESDAY  
JANUARY 17, 2006

nwtimes.com

RIDGE EDITION

## Governor: State, Cabela's nearing financial package

**GARY** | Cabela's and the state may be close to reaching an agreement on incentives the mega outdoors retailer is seeking before building one of its trademark stores in Hammond.

Gov. Mitch Daniels said Monday he is checking with his economic development team at least every 48 hours to make sure there's a "full-body press" between the two sides.

"My sense is they're not far apart," he said.

On Friday, Cabela's spokesman James Powell said he couldn't comment on anything specific concerning the incentives.

"Both parties are trying to make some decisions," he said. "Hopefully, we'll make them soon and move forward." - ANDREA HOLECEK

### HISTORY

Daniels has said the state would not approve sales tax increment financing for a Cabela's, as had been requested, but he recently said the state is offering Cabela's an alternative multimillion-dollar incentive package.

**Sandy Mordus**

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**From:** "Sandy Mordus" <smordus@nirpc.org>  
**To:** <tandsjj14@aol.com>  
**Sent:** Tuesday, January 17, 2006 2:19 PM  
**Attach:** The Cabelas property is critical to the overall Little Calumet River project.doc  
**Subject:** Cabellas flood control

Tim:

Attached are the current figures and current strategy. In addition, the Federal construction contract requires 5% non-federal cash match, which is not shown here. Intent was to seek from Hammond if our funds are depleted. Please call if this is not responsive to your needs.

Dan Gardner  
Executive Director  
Little Calumet River Basin  
Development Commission

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1/17/2006

- The Cabelas property is critical to the overall Little Calumet River project due to location (on both sides of the river and at confluence of Hart Ditch and Little Calumet River). A satisfactory resolution of the development of the site could aid the company; accelerate the flood protection project in Hammond/Highland (which is under funded to meet the Congressman's schedule); and enable 40% of Hammond and all of Highland to begin removal from the floodplain.
- Current plan to bring Cabelas out of floodplain:
  - (1) Cabelas has been asked to donate construction/maintenance easements for federal levees and flowage (floodway) between north and south levees to Little Calumet River Development Commission. \$811,100 is appraised value of these easements.
  - (2) Development Commission is currently making offers based upon approved appraisals of easements needed for federal construction from Kennedy Avenue to Hart Ditch (43 separate easements valued at approximately \$6 00,000). We are seeking donations in some parcels to extend our/State funding as far as possible. We are committed to completing this acquisition by July 2006.
  - (3) Corps of Engineers will begin detailed plans and specifications in March 2006 for construction contract award in May 2007. The construction will begin at Kennedy Avenue and extend west to Northcote Avenue on the Hammond side and west from Kennedy to Hart Ditch on the Highland side. This must be constructed sequentially to be in permit compliance.  
Federal cost estimate - \$2,219,000 on Cabelas property  
(east west levee)  
\$11,480,700 on remaining properties  
Construction time estimated at 1 ½ to 2 years.
  - (4) Cabelas would need to build a "tie-back" levee on the east side of Northcote Avenue to protect end-around flooding. Once constructed and tied in to federal levee, the entire Cabelas property can be removed from floodplain (north of river). Cost approximately \$1 ½ to 2 million.



(5) In interim period store could be built on pad at elevation above flood elevation and approved by Hammond. Some added pumping coupled with the existing berms could keep the development dry for all but rare major rain events. Time to receive federal protection would be two years. Interim drainage and pump facility could cost as much as approximately \$1 million.

(6) We advise against building ring levees around three sides of the Cabelas property because:

- It would cost \$6-7 million + pumping facilities;
- It would be difficult to access easily to Indianapolis Blvd;
- It would require extensive hydraulic modeling and a permit from the IDNR and perhaps the Corps of Engineers;
- It would meet with potential resistance in permitting hearings from other residents who would be downstream and not yet protected.

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

CASH POSITION - JANUARY 1, 2005

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

RECEIPTS - JANUARY 1, 2005 - DECEMBER 31, 2005

LEASE RENTS	61,971.13
LEL MONIES (SAVINGS)	
INTEREST INCOME(FROM CHECKING & FIRST NATL)	19,204.52
LAND ACQUISITION	1,946,566.79
ESCROW ACCOUNT INTEREST	9,323.59
MISC. RECEIPTS	20,469.97
KRBC REIMBURSEMENT RE: TELEPHONE CHARGE	1,555.92
TRANSFERRED FROM SAVINGS	245,806.88
PROCEEDS FROM VOIDED CHECKS	
TOTAL RECEIPTS	<hr/>
	2,304,898.80

DISBURSEMENTS - JANUARY 1, 2005 - DECEMBER 31, 2005

ADMINISTRATIVE	
2004 EXPENSES PAID IN 2005	92,289.74
PER DIEM	6,150.00
LEGAL SERVICES	3,456.96
NIRPC	135,470.25
TRAVEL & MILEAGE	1,147.65
PRINTING & ADVERTISING	687.72
BONDS & INSURANCE	6,406.25
TELEPHONE EXPENSE	7,293.79
MEETING EXPENSE	685.64
LAND ACQUISITION	
LEGAL SERVICES	91,591.64
APPRAISAL SERVICES	95,800.00
ENGINEERING SERVICES	51,345.78
LAND PURCHASE CONTRACTUAL	41,515.00
FACILITIES/PROJECT MAINTENANCE SERVICES	
OPERATIONS SERVICES	
LAND MANGEMENT SERVICES	207,377.12
SURVEYING SERVICES	60,173.89
MISCELANEOUS EXPENSES	
ECONOMIC/MARKETING SOURCES	9,655.00
PROPERTY & STRUCTURE COSTS	1,375,991.31
MOVING ALLOCATION	
TAXES	
PROPERTY & STRUCTURES INSURANCE	
UTILITY RELOCATION SERVICES	4,701.80
LAND CAPITAL IMPROVEMENT	
STRUCTURAL CAPITAL IMPROVEMENTS	
BANK CHARGES MERCANTILE	86.50
PASS THROUGH FOR SAVINGS	81,596.58
PAYBACK TO SAVINGS	104,200.00
TOTAL DISBURSEMENTS	<hr/>
	2,285,332.88

CASH POSITION - NOVEMBER 30, 2005

CHECKING ACCOUNT	
LAND ACQUISITION	149,768.81
GENERAL FUND	17,675.85
TAX FUND	0.00
TOTAL FUNDS IN CHECKING ACCOUNT	<hr/>
	167,444.66

BANK ONE SAVINGS ACCOUNT BALANCE	619,699.72
(LAND ACQ IN HOUSE PROJECT FUNDS)	337,978.70
(O & M MONIES)	**261,438.67

\*Note: Original \$700,000 note

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

SAVINGS INTEREST	20,282.35
TOTAL SAVINGS	619,699.72
ESCROW ACCOUNT INTEREST AVAILABLE	<hr/>
	11,275.45
TOTAL OF ALL ACCOUNTS	<hr/>
	798,419.83

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# LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION

## MONTHLY BUDGET REPORT, JANUARY 2006

	2006							ALLOCATED	UNALLOCATED
	BUDGET	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	TOTAL	BUDGETED
									BALANCE
5801 PER DIEM EXPENSES	10,000.00	0.00						0.00	10,000.00
5811 LEGAL EXPENSES	8,500.00	283.33						283.33	8,216.67
5812 NIRPC SERVICES	130,000.00	11,315.41						11,315.41	118,684.59
5821 TRAVEL/MILEAGE	10,000.00	14.40						14.40	9,985.60
5822 PRINTING/ADVERTISING	2,500.00	0.00						0.00	2,500.00
5823 BONDS/INSURANCE	8,000.00	77.00						77.00	7,923.00
5824 TELEPHONE EXPENSES	5,000.00	418.14						418.14	4,581.86
5825 MEETING EXPENSES	6,000.00	36.00						36.00	5,964.00
5840 PROFESSIONAL SERVICES	600,000.00	66,612.24						66,612.24	533,387.76
5860 PROJECT LAND PURCHASE EXP.	836,498.00	20,123.94						20,123.94	816,374.06
5882 UTILITY RELOCATION EXP.	100,000.00	1,708.00						1,708.00	98,292.00
5883 PROJECT LAND CAP. IMPROV.	2,500.00	0.00						0.00	2,500.00
5884 STRUCTURES CAP. IMPROV.	2,500.00	0.00						0.00	2,500.00
<b>5892 PROJECT COSTSHARE/ESC ACCT</b>	<b>866,635.00</b>	<b>0.00</b>						<b>0.00</b>	<b>866,635.00</b>
	2,588,133.00	100,588.46	0.00	0.00	0.00	0.00	0.00	100,588.46	2,487,544.54

	2006							ALLOCATED	UNALLOCATED
	BUDGET	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	TOTAL	BUDGETED
									BALANCE
5801 PER DIEM EXPENSES	10,000.00							0.00	10,000.00
5811 LEGAL EXPENSES	8,500.00							283.33	8,216.67
5812 NIRPC SERVICES	130,000.00							11,315.41	118,684.59
5821 TRAVEL/MILEAGE	10,000.00							14.40	9,985.60
5822 PRINTING/ADVERTISING	2,500.00							0.00	2,500.00
5823 BONDS/INSURANCE	8,000.00							77.00	7,923.00
5824 TELEPHONE EXPENSES	5,000.00							418.14	4,581.86
5825 MEETING EXPENSES	6,000.00							36.00	5,964.00
5840 PROFESSIONAL SERVICES	600,000.00							66,612.24	533,387.76
5860 PROJECT LAND PURCHASE EXP.	836,498.00							20,123.94	816,374.06
5882 UTILITY RELOCATION EXP.	100,000.00							1,708.00	98,292.00
5883 PROJECT LAND CAP. IMPROV.	2,500.00							0.00	2,500.00
5884 STRUCTURES CAP. IMPROV.	2,500.00							0.00	2,500.00
<b>5892 PROJECTCOSTSHARE/ESC ACCT</b>	<b>866,635.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>866,635.00</b>
	2,588,133.00	0.00	0.00	0.00	0.00	0.00	0.00	100,588.46	2,487,544.54

**CLAIMS PAYABLE FOR JANUARY 2006**

ACCT	VENDOR NAME	AMOUNT	EXPLANATION OF CLAIM
5811	CASALE, WOODWARD & BULS LLP	283.33	MONTHLY RETAINER THROUGH JAN 23, 2006
5812	NIRPC	11,246.63	SERVICES PERFORMED DECEMBER 2005
5812	UPS	20.53	OVERNIGHT MAIL
5812	UPS	16.65	OVERNIGHT MAIL
5812	FED EX	13.10	OVERNIGHT MAIL
5812	ON-SITE	18.50	NEW MOUSE FOR COMMISSION COMPUTER
5821	SANDY MORDUS	14.40	MILEAGE FOR JANUARY 2006
5823	DALY INSURANCE SERVICES	77.00	RENEWAL OF TREASURER BOND
5824	AT & T	289.34	BILLING PERIOD 11/14/05-12/13/05(TOTAL BILL 300.10 KRBC 10.76)
5824	VERIZON NORTH	128.80	BILLING PERIOD 12/16/05-1/16/06(TOTAL BILL 240.94 KRBC 112.14)
5825	SANDY MORDUS	36.00	REIMBURSEMENT FOR MEETING EXPENSE FOR REAL ESTATE MTG 1/13/06
5841	INTEGRA	5,000.00	APPRAISAL FOR DC-1173 & DC-1175
5842	NIES ENGINEERING INC	458.08	PROFESSIONAL SERVICES FOR SV-II
5843	STEWART TITLE SERVICES OF NORTHWEST	400.00	TITLE WORK FOR DC-1211
5843	STEWART TITLE SERVICES OF NORTHWEST	400.00	TITLE WORK FOR DC-1222
5843	STEWART TITLE SERVICES OF NORTHWEST	400.00	TITLE WORK FOR DC-1227
5843	STEWART TITLE SERVICES OF NORTHWEST	400.00	TITLE WORK FOR DC-1249
5844	JAMES E POKRAJAC	4,637.10	ENGINEERING SERVICES 12/15/05-12/31/05
5844	JAMES E POKRAJAC	241.60	DECEMBER MILEAGE
5844	JAMES E POKRAJAC	4,674.10	ENGINEERING SERVICES 1/1/06-1/15/06
5844	JUDITH VAMOS	2,301.00	LAND ACQUISITION AGENT SERVICES 12/15/05-12/31/05
5844	JUDITH VAMOS	30.80	DECEMBER MILEAGE
5844	JUDITH VAMOS	3,183.30	LAND ACQUISITION AGENT SERVICES 1/1/06-1/15/06
5844	SANDY MORDUS	100.00	CREDITING TECHNICIAN SERVICES 12/15/05-12/31/05
5844	SANDY MORDUS	162.50	CREDITING TECHNICIAN SERVICES 1/1/06-1/15/06
5847	DLZ	1,665.00	PROFESSIONAL SERVICES RE: DC-1227
5847	DLZ	1,803.00	PROFESSIONAL SERVICES RE: DC-1228
5847	DLZ	1,803.75	PROFESSIONAL SERVICES RE: DC-1229
5847	DLZ	1,795.25	PROFESSIONAL SERVICES RE: DC-1230
5847	DLZ	1,802.75	PROFESSIONAL SERVICES RE: DC-1231
5847	DLZ	1,801.50	PROFESSIONAL SERVICES RE: DC-1232
5847	DLZ	1,804.50	PROFESSIONAL SERVICES RE: DC-1238
5847	DLZ	1,804.50	PROFESSIONAL SERVICES RE: DC-1239
5847	DLZ	1,803.75	PROFESSIONAL SERVICES RE: DC-1240
5847	DLZ	1,800.00	PROFESSIONAL SERVICES RE: DC-1241
5847	DLZ	1,804.50	PROFESSIONAL SERVICES RE: DC-1242
5847	DLZ	1,799.25	PROFESSIONAL SERVICES RE: DC-1243
5847	DLZ	1,805.25	PROFESSIONAL SERVICES RE: DC-1244
5847	DLZ	1,797.50	PROFESSIONAL SERVICES RE: DC-1245
5847	DLZ	1,809.50	PROFESSIONAL SERVICES RE: DC-1246
5847	DLZ	1,807.25	PROFESSIONAL SERVICES RE: DC-1247
5847	DLZ	1,803.00	PROFESSIONAL SERVICES RE: DC-1249
5847	DLZ	1,666.88	PROFESSIONAL SERVICES RE: DC-1254
5847	DLZ	1,807.00	PROFESSIONAL SERVICES RE: DC-1246
5847	DLZ	1,808.75	PROFESSIONAL SERVICES RE: DC-1248
5847	DLZ	1,809.56	PROFESSIONAL SERVICES RE: DC-1250
5849	CASALE, WOODWARD & BULS LLP	6,621.32	LAND ACQUISITION/LEGAL SERVICES FOR PERIOD ENDED 1/23/06
5861	STAR SHOPPING NEWS	53.94	PUBLISHED NOTICE RE: DC-128
5861	JOHN E DANANAY & ERICA A. DANANAY	4,000.00	PURCHASE PRICE OF DC-1119
5861	RUSSELL F. ANTCAK & DONNA M. ANTCAK	4,000.00	PURCHASE PRICE OF DC-1121
5861	JOSEPH M SADZEWICZ & CRYSTAL L. SADZE	3,600.00	PURCHASE PRICE OF DC-1125
5861	ALICE M. GERMEK, AS TRUSTEE	8,470.00	PURCHASE PRICE OF DC-1129
5882	SEH	1,708.00	TO ASSIST W/UTILITY RELOCATIONS SVI

**TOTAL                    100,588.46**

**APPROVAL TO PAY THE FOLLOWING INVOICES  
FROM O&M FUND  
FEBRUARY 4, 2006**

- 
- **\$214.38 to NIPSCO for costs incurred for elec. & gas at 3120  
Gerry Street in Gary**

**TOTAL \$ 214.38**

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**Balance in O&M account after paying this invoice will be \$290,038.87**



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

DC 836

REPLY TO  
ATTENTION OF

January 13, 2006

Planning, Programs and Project Management Division  
Project Management Branch

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

Dear Mr. Gardner:

This letter is in response to a request by Petro Stopping Centers that the Corps of Engineers review their conceptual levee plan for a proposed truck stop in Griffith, Indiana (Transmittal # 1108). Pursuant to this request, we believe it is essential to understand that our review was predicated upon insuring that the Little Calumet Flood Control Project not be compromised in any manner and we must maintain and avoid any compromise of the proposed level of flood protection being provided by the Project to the municipalities of Gary, Munster, Hammond, Highland and Griffith in northwest Indiana. Accordingly, if the proposed truck stop was to be constructed, the Corps would require that compensatory flood storage be provided at the Petro Stopping Center site for all lost flood storage created by the proposed truck stop levee construction up to the Corps' design level of protection (200 year flood stage, 598.7 ft. NGVD or approximately 85 acre-feet for the current proposed levee configuration). This is the storage required to mitigate for the lost storage integral to the Corps' project purposes. This COE requirement is separate and apart from any permit requirements that may be required by other regulatory entities, including but not limited to, Federal agencies, the State, and the Town of Griffith. Also, any negative changes to available flood storage caused by development of the remainder of the golf course property will need to be added to the total required compensatory flood storage volume.

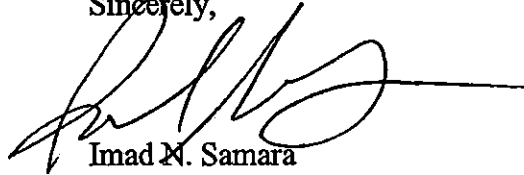
The first preference is that the additional storage be provided on site. However if that is not feasible, the additional storage, should be located on the river side of the line of flood protection between Liable Road and Burr Street (between the dashed lines on attachment 1).

A detailed design should be submitted to the COE for technical review to insure that the functionality of the Little Calumet Flood Control Project is not compromised.



Furthermore, the requirement to provide the lands, easements, and rights-of-way necessary for the Federal project is the responsibility of the Project's local sponsor (your office), the Little Calumet River Basin Development Commission. Accordingly, I suggest that any future correspondence regarding this real estate matter should be made directly to your office. A copy of this letter is being furnished to Mr. Robert Farag, owner of the Griffith Golf Center.

Sincerely,

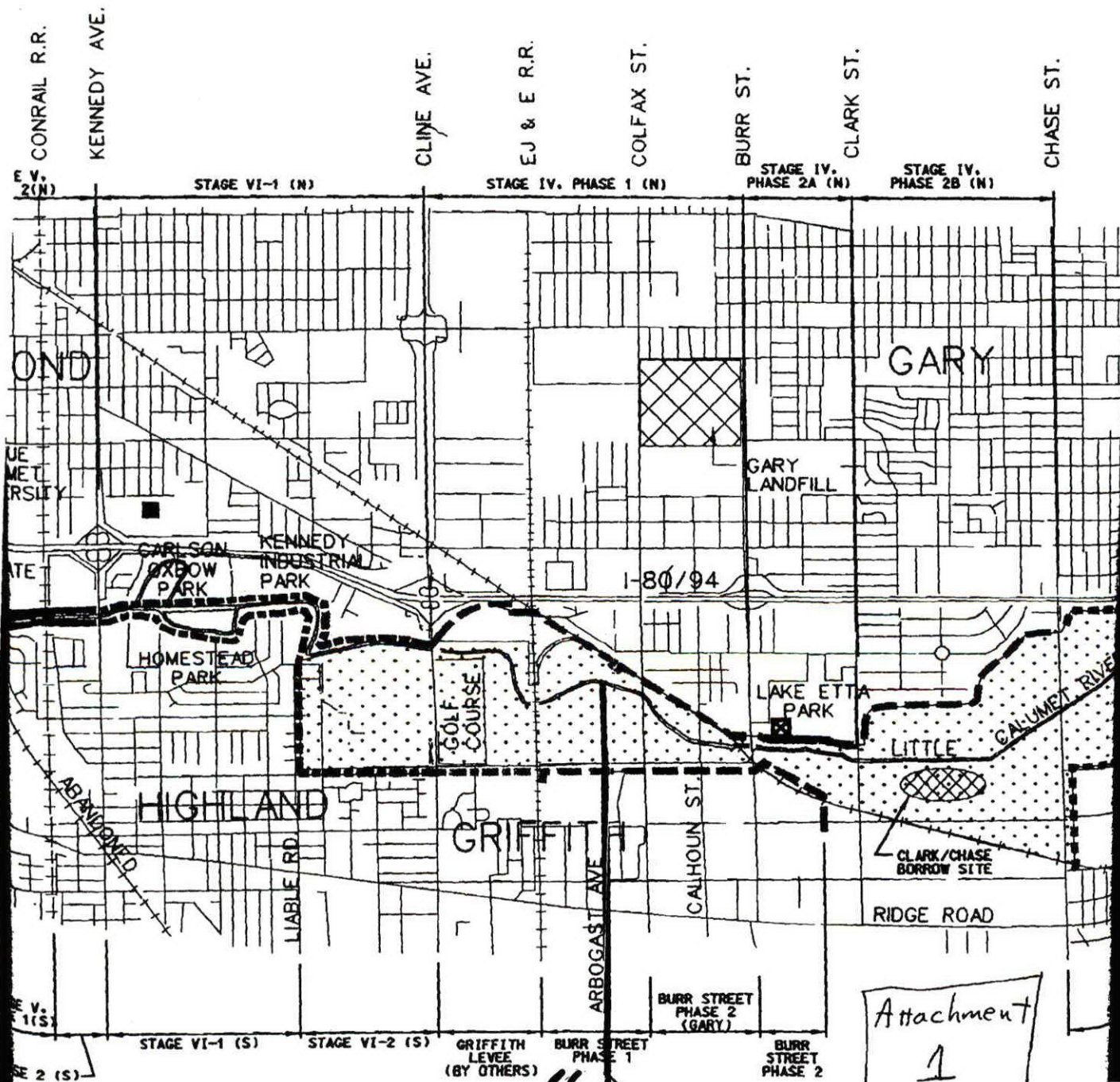
A handwritten signature in black ink, appearing to read 'Imad N. Samara', with a long horizontal line extending to the right.

Imad N. Samara  
Project Manager

Attachment

CF: Robert Farag, owner of the Griffith Golf Course  
Elizabeth Johnson, Congressman Visclosky's office  
Rick Konopasek, Town of Griffith Council member  
Ken Smith, Assistant Director, Indiana Department of Natural Resources

# THE CALUMET RIVER, I NTROL AND RECREAT





21



**FEDERAL FLOOD CONTROL CONSTRUCTION CURRENTLY UNDER WAY - \$16,275,609 TOTAL CONTRACTS**

- Stage VI-Phase 1 (South) Kennedy Ave. to Liable Rd., South of the Little Calumet River (Contract \$6,503,094 - Completion 12/04/06)
- Stage VI-Phase 1 (North) Kennedy Ave. to Cline Ave., North of the Little Calumet River (Contract \$5,566,871- Completion 7/21/07)
- Stage VI-Phase 2 Liable Rd. to Cline Ave., South of the Little Calumet River (Contract \$4,205,644- Completion 2/2/07)





mark reshkin

guest commentary

## Help us finish Little Calumet flood control

I sit on several boards and commissions that have responsibility for restoring and improving infrastructure in Northwest Indiana designed to prevent river flooding and stormwater overflow, sometimes with accompanying water pollution.

These governmental bodies meet monthly, generally in a very quiet atmosphere. Their efforts appear to be noticed only when the river floods or a stormwater system fails to be adequate under a heavy rainfall.

Unfortunately, the lack of public interest doesn't surprise me. However, after nine years on one board and five on one commission, I sometimes become discouraged over the very slow rate of improvement in the facilities designed and constructed to manage these concerns. They do not have as high a priority as I would like to see. New development appears to come first.

Perhaps development should be a high priority, as communities seek new revenues to provide existing and new services to their residents.

But this past year's natural disasters, including many severe hurricanes and severe flooding with protective levees failing, prompt me to ask how we can move more quickly to repair and extend our infrastructure here in Northwest Indiana. Can we avoid such natural hazards events here?

With regard to Little Calumet River flooding, our local communities, our state and federal government all now must act more vigorously and in concert to speed up these infrastructure improvement efforts.

This involves much increased state funding to match continuing federal funding as well as local communities providing such assistance as easements for construction work and funding where possible.

I find it difficult to understand why property owners adjacent to a flood-prone river must receive such large reimbursements (often through court awards) for the temporary loss of parking spaces so a protective levy can be built to protect their financial investments.

It appears that wherever there is a way to make as much more money as possible, money they would not receive if there were no protection projects, then causing such delay is acceptable and respectable.

Certainly it is legal, but is it ethical and is it responsible? Some companies have acted ethically and contributed by donating temporary easement rights. I thank them and applaud them.

Let's recognize that hazardous events can happen here just as in the Gulf Coast area.

We've been lucky these past two decades. Let's not count on being lucky. Let's adequately fund and finish this project as quickly as possible.

Mark Reshkin is a member of the Little Calumet Basin Development Commission. The opinion expressed in this column is the writer's and not necessarily that of The Times.

# LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION ATTENDANCE ROSTER

NAME OF MEETING: LCRBDC DATE: Feb. 1, 2006

LOCATION: 6100 Southport Rd, Portage CHAIRMAN: Bill Biller

**PLEASE SIGN IN**

	NAME (PLEASE PRINT)	ORGANIZATION, ADDRESS, PHONE NUMBER
1	Mary Baller	DNR, Water
2	Sandy O'Brien	Holbert
3	Elizabeth Johnson	Visclosky
4	Mark Lopez	Visclosky
5	Imad Samara	SCOE
6		
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WORK STUDY SESSION  
LAND MANAGEMENT

February 1, 2006

Bob Marszalek, Committee Chairman

*put in minutes -*

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1. 35<sup>th</sup> and Chase (Chase Street Farm Stand) turnover to Gary fire Department

*01/12/06*

- Gary Board of Public Works signed agreement at their January 11, 2006 Board meeting allowing occupancy for \$1/year
- Copies of the executed agreement were mailed out to all affected parties on January 27, 2006 (see pages 2-5 of the attachments to the Land Management Report).

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2. We have been unable to get a response from Indianapolis concerning the sale of 3120 Gerry Street (the property must be sold under the State's "Disposal of Surplus Property Act"). We have asked the bidder (Property Liquidators) to help us by calling our same contacts in Indianapolis in the hope of moving the sale. Property Liquidators called Attorney Sue Gard in the Attorney General's Office twice last week and has, so far, received no response. They asked us to wait another week or two to make a decision about refunding their bid amount.

*don't talk about*



WORK STUDY SESSION  
OPERATION AND MAINTENANCE  
February 1, 2006  
BOB HUFFMAN, Committee Chairman

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1. Status of bidding out the four Gary pump stations
  - Austgen Electric is completing all of the diagnostics to determine what is required to fix unknown items on the scope of work list.
  - Austgen received authorization to fix some of these items after they submitted a cost to repair.
  - LCRBDC anticipates the remaining punch list items will be minimal and we will submit a letter to Gary to review and comment prior to advertising.
2. North 5<sup>th</sup> Street pump station – Turnover to the town of Highland
  - All manuals were turned over to Highland on January 27, 2006
  - LCRBDC awaiting “as-built” drawings to turn over to Highland prior to signing an agreement for them to accept responsibility for maintenance.
3. Stage III Remediation pump stations – Turnover to Gary
  - The agreement has been finalized by LCRBDC and has been forwarded to Gary for review and comment.
  - LCRBDC has all O&M manuals and warranties, and both stations were found to be acceptable as per COE plans and specs last summer.

*put in minutes*

*yes - put in*

*yes - put in*

*fairly minor repairs*

# WORK STUDY SESSION ENGINEERING COMMITTEE

February 1, 2006

Bob Huffman, Committee Chairman

- Don always takes*
1. Burr Street II – Gary portion (Colfax to Burr) (On Executive Director's Report)
    - Refer to Page 5 of the attachments to the Engineering Report for a cost breakdown of the bids
    - Gary and LCRBDC are coordinating for cost participation. Gary appropriated \$1.4 million and LCRBDC had appropriated \$300,000 for a total of \$1.7 million. The low bid was \$2,492,245 by Superior Construction.
  2. Burr Street II – LCRBDC portion (Burr to Clark)
    - Engineering drawings were sent for review and comments to all affected parties on January 12; comments deadline was January 26.
    - The COE is scheduled to advertise this segment by the end of February 2006. *APRIL*
  3. A field walk-thru for Stage V-2 (Kennedy to Northcote) was held with the COE design team on January 31, 2006.
    - The intent of the walk-thru was to field familiarize the design team with existing features and plans for the area that are impacted by our construction.
  4. Construction status of Stage VI-1 North, VI-1 South, and VI-2 (All construction is ongoing between Kennedy and Cline)
    - See page 17 of the attachments to the meeting agenda for a map and schedule
    - Refer to the handout of the COE December monthly construction status report for details.
  5. Griffith Golf Center – Request for development
    - Refer to attachments 17-18 of the Engineering Report for letter from the COE with parameters for development.
    - The COE reviewed the conceptual plan for development and indicated that no compromise could be made that would affect our flood control project.
- Put in minutes*
- no!*
- in handouts*

**DECEMBER  
MONTHLY CONSTRUCTION STATUS REPORTS  
OF ONGOING CONSTRUCTION FROM THE  
ARMY CORPS OF ENGINEERS**

# DEC. Report

## STAGE VI-1 South (Kennedy to Liable - South of River - Highland)

CONTRACT NO.:	W912P6-04-C-0007	TS-C-S
CONTRACTOR:	Illinois Constructors Corporation	D. Anderson
DESCRIPTION:	Local Flood Protection Little Calumet River, Indiana Stage VI-1 South Levee	Druzicki
		Lee
ORIGINAL CONTRACT AWARD DATE/AMOUNT:	30-Sep-04	6,503,093.70
NTP DATE/CURRENT CONTRACT AMOUNT: Mods P00007& A00001	4-Nov-04	7,378,033.30
ORIGINAL CONTRACT COMPLETION DATE/ORIGINAL DURATION:	4-Dec-06	760
REVISED CONTRACT COMPLETION DATE/REVISED DURATION:	4-Mar-07	850
PENDING SCHEDULED COMPLETION DATE/PENDING TIME EXTENSIONS:	4-Mar-07	0
ESTIMATED PROGRESS		
A. Present Earnings as of Pay Est. No. 9		3,314,573.17
B. Estimated Earnings thru end of reporting period		456,182.00
C. Value of work Performed on Directed Mods (Earnings not paid for)		0.00
TOTAL ESTIMATED PROGRESS (A+B+C)		3,770,755.17
D. Work Paid for but not in Place (Materials in Storage)		0.00
TOTAL VALUE OF PHYSICAL PROGRESS (A+B+C-D)		3,770,755.17
E. Potential Termination Costs (% of Remaining Costs)(If Applicable)		0.00
FINANCIAL PROGRESS - (A+B+C+D-E)		3,770,755.17
TOTAL ESTIMATED FINAL CONTRACT AMOUNT		
F. Current Contract Amount thru Mod. P00007& A00001		7,378,033.30
G. Current Value of Overruns/Underruns (+/-)		0.00
H. Directed, Pending Modifications		535,000.00
TOTAL ESTIMATED FINAL CONTRACT AMOUNT (F+G+H)		7,913,033.30
FUNDS OBLIGATED FOR PAYMENT: thru Modification P00007& A00001		3,574,999.00
ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)		47.65%
SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)		48.00%
TOTAL EARNINGS AT THE END OF FY05		3,040,773.17

### PROJECT STATUS/MAJOR ISSUES:

- Sheet pile wall through dump to start in March.
- Concrete placement has started on new pump station walls. Work on pump station will continue through winter, weather permitting. Have had issues with slope stability at excavation.
- Reviewing proposal for mod to sewer work along 81st/Duluth.

DEC. ReportSTAGE VI-1 North(Kennedy to Cline - North of River - Hammond)

CONTRACT NO.:	W912P6-05-C-0010	TS-C-S
CONTRACTOR:	Illinois Constructors Corporation	D. Anderson
DESCRIPTION:	Local Flood Protection Little Calumet River, Indiana Stage VI-1 North Levee	Druzicki
		Lee
ORIGINAL CONTRACT AWARD DATE/AMOUNT:	30-Sep-05	5,566,871.00
NTP DATE/CURRENT CONTRACT AMOUNT: Mods P00001	19-Oct-05	5,566,871.00
ORIGINAL CONTRACT COMPLETION DATE/ORIGINAL DURATION:	21-Jul-07	640
REVISED CONTRACT COMPLETION DATE/REVISED DURATION:	21-Jul-07	640
PENDING SCHEDULED COMPLETION DATE/PENDING TIME EXTENSIONS:	21-Jul-07	0
ESTIMATED PROGRESS		
A. Present Earnings as of Pay Est. No. 2		87,000.00
B. Estimated Earnings thru end of reporting period		65,000.00
C. Value of work Performed on Directed Mods (Earnings not paid for)		0.00
TOTAL ESTIMATED PROGRESS (A+B+C)		152,000.00
D. Work Paid for but not in Place (Materials in Storage)		0.00
TOTAL VALUE OF PHYSICAL PROGRESS (A+B+C-D)		152,000.00
E. Potential Termination Costs (% of Remaining Costs){If Applicable}		0.00
FINANCIAL PROGRESS - (A+B+C+D-E)		152,000.00
TOTAL ESTIMATED FINAL CONTRACT AMOUNT		
F. Current Contract Amount thru Mod. P00001		5,566,871.00
G. Current Value of Overruns/Underruns (+/-)		0.00
H. Directed, Pending Modifications		0.00
TOTAL ESTIMATED FINAL CONTRACT AMOUNT (F+G+H)		5,566,871.00
FUNDS OBLIGATED FOR PAYMENT: thru Modification P00001		225,000.00
ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)		2.73%
SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)		3.00%
TOTAL EARNINGS AT THE END OF FY05		0.00

## PROJECT STATUS/MAJOR ISSUES:

- NTP acknowledged 10/19/2005. Contractor continuing working on submittals.
- Clearing and grubbing will be done through the winter. Should begin in early February.

DEC. ReportSTAGE VI-2(LIABLE to CLINE - South of River - Highland)

CONTRACT NO.: W912P6-05-C-0006  
CONTRACTOR: Dyer Construction Company  
DESCRIPTION: Little Calumet River, Stage VI-Phase II

TS-C-S  
D. Anderson  
Druzicki  
Babcock

ORIGINAL CONTRACT AWARD DATE/AMOUNT:	29-Jul-05	4,205,644.17
NTP DATE./CURRENT CONTRACT AMOUNT: Mods P00001	11-Aug-05	4,205,644.17
ORIGINAL CONTRACT COMPLETION DATE/ORIGINAL DURATION:	2-Feb-07	540
REVISED CONTRACT COMPLETION DATE/REVISED DURATION:	2-Feb-07	540
PENDING SCHEDULED COMPLETION DATE/PENDING TIME EXTENSIONS:	2-Feb-07	0

## ESTIMATED PROGRESS

A. Present Earnings as of Pay Est. No. 2	181,621.09
B. Estimated Earnings thru end of reporting period	0.00
C. Value of work Performed on Directed Mods (Earnings not paid for)	0.00
TOTAL ESTIMATED PROGRESS (A+B+C)	181,621.09

D. Work Paid for but not in Place (Materials in Storage)	0.00
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TOTAL VALUE OF PHYSICAL PROGRESS (A+B+C-D)	181,621.09
--	------------

E. Potential Termination Costs (% of Remaining Costs){If Applicable}	0.00
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FINANCIAL PROGRESS - (A+B+C+D-E)	181,621.09
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## TOTAL ESTIMATED FINAL CONTRACT AMOUNT

F. Current Contract Amount thru Mod. P00001	4,205,644.17
G. Current Value of Overruns/Underruns (+/-)	0.00
H. Directed, Pending Modifications	0.00
TOTAL ESTIMATED FINAL CONTRACT AMOUNT (F+G+H)	4,205,644.17

FUNDS OBLIGATED FOR PAYMENT: thru Modification P00001	225,000.00
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ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)	4.32%
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SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)	4.00%
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TOTAL EARNINGS AT THE END OF FY05	0.00
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## PROJECT STATUS/MAJOR ISSUES:

- Sheet pile has been delivered to Dyer's yard, was paid under stored materials in December.
- Contractor will mobilize to site in Feb. Clearing and grubbing and preload embankment scheduled for end of Feb.



# DEC. Report

## Pump Station Rehabilitation - 1A

CONTRACT NO.:	DACW27-01-C-0001	TS-C-S
CONTRACTOR:	Overstreet Engineering and Construction, Inc.	D. Anderson
DESCRIPTION:	Little Calumet River - Pump Station Rehabilitation Phase 1A	G. Anderson
		Craig
ORIGINAL CONTRACT AWARD DATE/AMOUNT:	5-Oct-00	4,638,400.00
NTP DATE/CURRENT CONTRACT AMOUNT: Mods thru A00015 & P00019	7-Nov-00	4,974,280.67
ORIGINAL CONTRACT COMPLETION DATE/ORIGINAL DURATION:	8-Oct-02	700
REVISED CONTRACT COMPLETION DATE/REVISED DURATION:	21-Oct-04	1,444
PENDING SCHEDULED COMPLETION DATE/PENDING TIME EXTENSIONS:	11-Nov-04	21
ESTIMATED PROGRESS		
A. Present Earnings as of Pay Est. No.	30	4,239,286.58
B. Estimated Earnings thru end of reporting period		23,548.90
C. Value of work Performed on Directed Mods (Earnings not paid for)		0.00
TOTAL ESTIMATED PROGRESS (A+B+C)		4,262,835.48
D. Work Paid for but not in Place (Materials in Storage)		0.00
TOTAL VALUE OF PHYSICAL PROGRESS (A+B+C-D)		4,262,835.48
E. Potential Termination Costs (% of Remaining Costs){If Applicable}		Not Available
FINANCIAL PROGRESS - (A+B+C+D-E)		4,262,835.48
TOTAL ESTIMATED FINAL CONTRACT AMOUNT		
F. Current Contract Amount thru Mod.	thru A00015 & P00019	4,974,280.67
G. Current Value of Overruns/Underruns (+/-)		0.00
H. Directed, Pending Modifications	(Thru RFP SS039)	-711,445.19
TOTAL ESTIMATED FINAL CONTRACT AMOUNT (F+G+H)		4,262,835.48
FUNDS OBLIGATED FOR PAYMENT: thru Modification	thru A00015 & P00019	4,382,627.09
ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)		85.70%
SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)		100.00%
TOTAL EARNINGS AT THE END OF FY05		4,239,286.58

### PROJECT STATUS/MAJOR ISSUES:

- Corps sent Overstreet a "cure letter" on 19 OCT 2004 due to lack of progress. Overstreet submitted a number of partial responses. Overstreet unable to obtain a pump rebuilding subcontractor to complete the work.
- The Corps sent Overstreet and Overstreet's bonding company a "show-cause" letter on February 7, 2005 indicating the Government is considering terminating the Contract under the provisions for Default.
- On February 16, 2005, Overstreet responded with a preliminary plan on the remaining Contract work. Overstreet's still unable to finalize a pump rebuilding subcontract.
- On March 9, 2005, Overstreet provided the lone proposal received for completing the pump rehabilitation work. Overstreet has indicated that the price is unreasonable since the amount is \$500,000 more than the unpaid amount remaining with Viking.
- Overstreet's bonding company met with Overstreet on March 21 and 22, 2005 to collect information on the Contract. A conference call between the bonding company, the Corps, and Overstreet was supposed to be scheduled but never occurred.
- Contracting Officer issued a followup "show cause" notice on 30 MAR 2005. Overstreet has not formally responded and the CO is in the process of terminating them for default.
- It is estimated that only \$23,548.90 was earned by Overstreet between 22 OCT 2004 and 14 APR 2005. No work has been completed since 14 APR 2005.
- The Modification has been drafted in RMS and PD2 and it has been determined that Liquidated Damages need to be included from the current contract completion date to date of modification.
- A draft Termination of Default Memo review has been completed and all signatures obtained on 09 NOV 2005..
- If the contract is terminated the majority of the remaining obligated funds will require accrual reversal and deobligation.

DEC. Report

## LANDSCAPING, PHASE 2

CONTRACT NO.:	W912P6-04-C-0003	TS-C-S
CONTRACTOR:	Eubanks & Associates, Incorporated of Glenview, IL	D. Anderson
DESCRIPTION:	Little Calumet River Landscaping, Phase 2	Druzicki
		Rundzaitis
ORIGINAL CONTRACT AWARD DATE/AMOUNT:	30-Jun-04	648,995.23
NTP DATE/CURRENT CONTRACT AMOUNT: Mods	29-Jul-04	648,995.23
ORIGINAL CONTRACT COMPLETION DATE/ORIGINAL DURATION:	2-Oct-05	430
REVISED CONTRACT COMPLETION DATE/REVISED DURATION:	2-Oct-05	430
PENDING SCHEDULED COMPLETION DATE/PENDING TIME EXTENSIONS:	2-Oct-05	0
ESTIMATED PROGRESS		
A. Present Earnings as of Pay Est. No.	2	55,086.00
B. Estimated Earnings thru end of reporting period		0.00
C. Value of work Performed on Directed Mods (Earnings not paid for)		0.00
TOTAL ESTIMATED PROGRESS (A+B+C)		55,086.00
D. Work Paid for but not in Place (Materials in Storage)		0.00
TOTAL VALUE OF PHYSICAL PROGRESS (A+B+C-D)		55,086.00
E. Potential Termination Costs (% of Remaining Costs){If Applicable}		0.00
FINANCIAL PROGRESS - (A+B+C+D-E)		55,086.00
TOTAL ESTIMATED FINAL CONTRACT AMOUNT		
F. Current Contract Amount thru Mod.	P00001	648,995.23
G. Current Value of Overruns/Underruns (+/-)		0.00
H. Directed, Pending Modifications		0.00
TOTAL ESTIMATED FINAL CONTRACT AMOUNT (F+G+H)		648,995.23
FUNDS OBLIGATED FOR PAYMENT: thru Modification	P00001	65,000.00
ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)		8.49%
SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)		10.00%
TOTAL EARNINGS AT THE END OF FY05		0.00

### PROJECT STATUS/MAJOR ISSUES:

- Initial herbicide of woody invasive vegetation is complete. Eubanks will apply follow-up applications in spring 2006 due to drought conditions.
- Mod will have to be processed to allow for planting of plugs in spring 2006. This would have had to be done in fall 2005 under existing contract which would not have given plugs a good survival rate.

## ***LAND ACQUISITION REPORT***

**For meeting on Wednesday, February 1, 2005**

***(Information in this report is based upon latest data provided at the time the report is put together. Dates and costs may vary depending upon ongoing design and/or coordination with the Army Corps. Report period is from December 29, 2005 – January 25, 2006)***

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### **EAST REACH – REMAINING ACQUISITIONS**

1. 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. **(Ongoing)**
  -
2. We are appraising the "WLTH" Radio property, DC813, on Martin Luther King Drive. The owner has requested we finish this acquisition to determine how the flood control project is affecting the radio tower.
  - **Oetzel & Hartman Group have been assigned the appraisal. The fee for the "fixture appraisal" and "before and after appraisal" is \$8,300.**
  - **The "with and without project conditions" show less water on the land than before the Marshalltown levee was built.**

### **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. We need an easement on the WIND property for maintenance purposes. A "fixture appraiser" has been contacted to appraise both WLTH and WIND and will be assigned both appraisals at the beginning of 2006.
  - The Corps-recommended appraiser will complete the WIND appraisal with the WLTH appraisal. **(Ongoing)**

### **STATUS (Stage V-2) Kennedy Avenue to Northcote, both North and South levees**

1. **Seventeen offers (37 acquisitions) have been sent to landowners since January 4, 2006. Six have been returned "accepted".**
2. **The appraisal on Wicker Park is expected last week of January.**
  - **LCRBDC received modified legals to move the flowage easement from Wicker Park to Cabela's area from GLE on November 22 and submitted these to the COE for review and comments on December 7, 2005 prior to having the modified appraisal done.**
3. A meeting was held with representatives from the CPWW on October 25 to review their concerns and suggestions.
4. **All available pipeline, and subordinated pipeline agreements, were forwarded to LCRBDC attorney on January 19, 2006. This could be used in getting easement agreements.**
5. A meeting was held with North Township on December 20 (Frank Mrvan Jr) to discuss, and familiarize him with our project and to present current design and options being considered. The Trustee has asked for a list of other municipalities, organizations, corporate, private landowners who have donated to LCRBDC to present to his Board.



- A follow-up meeting will be held at the request of the Trustee, to familiarize Township Board members with our project and to answer questions, on February 2, 2006.

5

**STATUS (Stage V – Phase 3) – Northcote to Indianapolis – (Cabelas' Retail, Inc.):**

**NOTE: STAGE V-3 WILL NOW BE INCLUDED AS PART OF STAGE V-2 AND WILL BE ADVERTISED AS PART OF THAT CONTRACT.**

1. Woodmar and Cabelas' signed final sale papers on October 31, 2005. At the Hammond meeting on October 14, discussion centered on Cabelas' and the old K-Mart area (Interstate Plaza) being a potential economic development site. Changes in the Cabelas' entrance, Cabelas' levee construction, etc. was also discussed. We may need to acquire additional easements depending on the location of Cabela's entrance.
  - Offers to the Interstate Plaza landowners are being prepared for mailing the beginning of February 2006.
2. LCRBDC received a check in the amount of \$10,000 from Hammond to reimburse the Commission for paying for the appraisal for Woodmar Country Club.

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

**Land Acquisition deadline July, 2004**

1. Construction is continuing on this segment.

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

**Land Acquisition deadline April 30, 2005**

1. Bids were opened on August 24, 2005. Illinois Constructors Corporation is the low bidder, submitting a bid approximately 15% under the COE estimate (without profit).
2. Submittals are being completed by the Contractor (See Engineering Report).

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

**Land Acquisition deadline April 15, 2005**

1. Dyer Construction was awarded the contract on July 29, 2005 (See Engineering Report)
2. **All submittals have been submitted and approved, and initial construction is anticipated to start by the end of January.**

**STATUS (Stage VII) – Northcote to Columbia:**

1. In compliance with the Congressman's request to complete the project by December, 2009, title work is received and surveys are being completed.
  - **Survey work south of the river is complete (27 residential properties) and is being reviewed by staff. Anticipated completion is February 8 for all properties.**
  - Survey work north of the river and on North River Drive, Columbia, and Northcote have been completed and submitted for approval.
  - Appraisals and review will start in **February**. We are back on schedule.

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

1. The COE indicated at the November 29 Real Estate meeting that they will be focusing engineering on Stage VIII.
  - The COE has set a goal to provide real estate drawings by January 6, 2006.





**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. LCRBDC attorney has presented an agreement for review for the city of Gary.
  - The memo of agreement was signed by the Gary Board of Public Works on December 21, 2005, and by the Gary Stormwater Management Group on December 13, 2005.
3. Project was advertised on December 7, 2005.
  - Pre-bid meeting was held on December 19, 2005.
  - **Bids were received, and opened, at the Gary Board of Public Works meeting on January 18, 2006. Low bid was 4800,000 above Coe estimate (see Engineering Report)**

**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 September, 2005**

1. A uniform offer of \$20,700 for an easement acquisition was sent to the NSRR on June 6, 2005. The railroad has requested changes to the COE design based on safety factors. COE has completed the re-design. This re-design has also been rejected by the NSRC and the LCRBDC attorney filed for condemnation on September 6<sup>th</sup>, 2005.
  - We received a call from NSRR Real Estate. They have agreed to sign the easements (with a slight modification in the square footage) while engineering discussions continue. **We expect the easements to be accepted by the end of January according to Karl Autenrieth, property manager of NSRR.**
  - **NSRR design issues have been agreed upon, and are included in the current plans and specs for review and comment. Comments due to the COE by January 26, 2006.**

**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.
2. New regulations for 49 CFR Part 24 allow in-house appraisals (waiver valuations) to be increased from \$5,000 to \$10,000. We have been writing new waiver valuations for several remaining acquisitions instead of assigning appraisals (more costly) to contract appraisers. (Ongoing)

**GRIFFITH GOLF CENTER (North of NIPSCO R/W, East of Cline Avenue)**

1. LCRBDC was directed by the COE to obtain a flowage easement on the entire property in a letter dated October 7, 2005.
2. The firm of Qetzel & Hartman is completing the appraisal.

**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 \$600,000 (Ongoing)
2. Detroit Real Estate has asked to make some changes in crediting procedure. We are working on it. (Ongoing)



**GENERAL INFORMATION:**

1. We continue to supply information to the Congressman's Office as requested.
2. We have identified the recipients of unclaimed monies held in court from our condemnation cases. We have received a check from the Lake Superior Court for \$12,659 in unclaimed monies. We will search for landowners entitled to this money.
3. We received a request from INDOT to acquire their easements on our easements.
  - A. LCRBDC received a request from INDOT in early September for a permanent easement. This would be approximately a 10' strip south of their right-of-way between Harrison and Broadway.
    - Staff needs engineering detail of what will be put in place to see if it impacts our current levee.
    - LCRBDC received a call from INDOT on November 30 indicating that their engineering consultant would contact us to review their design in this area and to assure their construction would not affect our construction. (Ongoing)







TERRELL R. OETZEL, MAI, CRE, SGA  
JAMES T. HARTMAN, MAI



TERRELL R. OETZEL, MAI, CRE, SGA

# THE OETZEL-HARTMAN GROUP

*Real Property Appraisers & Counselors*

321 Woodland Pass, Suite 200 • East Lansing, Michigan 48823

Phone: (517) 336-0001 • Fax: (517) 336-0009

January 18, 2006

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

Re: DC 813, WLTH Radio, Inc./Owner: Pluria Marshall

Dear Ms. Vamos:

I am in receipt of your January 10, 2006 letter requesting a proposal to complete an appraisal on the above-mentioned property. I have reviewed the packet of information you included and I have received a copy of an appraisal completed on this property.

I have contacted Ron Grzybowski concerning doing the improvements on the site.

Mr. Grzybowski indicated that his fee to complete an appraisal on the improvements on the site is \$4,800. My fee to complete the before and after appraisal is \$3,500. Therefore, the total fee proposed to complete an appraisal on this property is \$8,300. The appraisal can be completed in approximately 45 days from the time written permission is given to proceed.

If the above proposal is satisfactory, I would appreciate getting under contract as soon as possible. Mr. Grzybowski will be leaving around February 2, 2006 for a vacation in Florida; we would like to make an inspection of the property before that time if at all possible.

If you should have any questions, please call.

Cordially yours,

**THE OETZEL-HARTMAN GROUP**

Terrell R. Oetzel, MAI, CRE, SGA  
Certified General Real Estate Appraiser  
State of Michigan, Number #1201000007

TRO/paw

TERRELL R. OETZEL:  
toetzel@ohgroup.us

JAMES T. HARTMAN:  
jhartman@ohgroup.us

One or more members of The Oetzel - Hartman Group belong to the following organizations:

The Appraisal Institute (MAI designation), Counselors of Real Estate (CRE designation),  
The Society of Golf Appraisers (SGA designation), and The Real Estate Counseling Group of America

*Spoke with  
D.G. on  
1-20-06  
said  
"oh yes"  
I'll e-mail  
approval to  
Judy on  
1/23/06*

**Judy Vamos**

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**From:** "Judy Vamos" <jvamos@nirpc.org>  
**To:** "Terry Oetzel" <toetzel@ohgroup.us>  
**Sent:** Monday, January 23, 2006 6:25 PM  
**Subject:** Approval for DC 813, WLTH Radio Appraisal

DC  
813

23 January 06

Dear Terry,

Please consider this written permission (approval) from the LCRBDC to Oetzel-Hartman Group (Terry Oetzel) to complete an appraisal on DC 813, owner WLTH Radio, INC for the fee of:

\$8,300 total  
(\$3,500 for the Before and After Appraisal to OH Group, and  
\$4,800 to Ron Grzybowski for the improvements appraisal)

Delivery will be 45 days from the date of this e-mail. I will send you a contract as soon as possible. Would you and Mr. Grzybowski please inspect the property before his vacation? We are eager to have this completed.

Thank you for your cooperation.

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

**Judy Vamos**

**From:** "Ackerson, Rick D LRC" <Rick.D.Ackerson@lrc02.usace.army.mil>  
**To:** "Judy Vamos" <jvamos@nirpc.org>  
**Sent:** Thursday, January 12, 2006 12:23 PM  
**Subject:** RE: with and without project conditions East Reach

Judy,

Since the Marshalltown Levee was designed for the 100 year event, I used 100 year event data this time (and also because I do not have 200 year data for landward of the levee). For project conditions I included data for landward of the levee and also riverward of the levee.

Let me know if you have any questions or need more data.

Rick

**Rick D. 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](mailto:rick.d.ackerson@usace.army.mil)  
 Fax: (312)-353-2156

"with + without  
 project condition"  
 on WLTH RADIO  
 property.

JR.  
 1/12/06

Time of Inundation for various elevations for the  
 100 year flood event

Elevation (ft. NGVD)	Duration		
	Without Project	With Project (Riverside of Levee)	With Project (Landside of Levee)
586	13 days 21 hrs	9 days 23 hrs	0 days 16 hrs
587	12 days 8 hrs	8 days 23 hrs	0 days 14 hrs
588	11 days 4 hrs	8 days 18 hrs	0 days 12 hrs
589	10 days 9 hrs	8 days 8 hrs	0 days 11 hrs
590	8 days 6 hrs	7 days 11 hrs	0 days 9 hrs
591	5 days 4 hrs	6 days 13 hrs	0 days 7 hrs
592	3 days 5 hrs	5 days 13 hrs	0 days 4 hrs
593	2 days 4 hrs	4 days 1 hrs	0 days 2 hrs
594	1 days 1 hrs	2 days 16 hrs	0 days 0 hrs
595	0 days 0 hrs	1 days 9 hrs	0 days 0 hrs
596	0 days 0 hrs	0 days 0 hrs	0 days 0 hrs

to Judy Ackerson

3

1/12/06

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**From:** Judy Vamos [mailto:jvamos@nirpc.org]  
**Sent:** Tuesday, January 10, 2006 5:46 PM  
**To:** Ackerson, Rick D LRC  
**Subject:** with and without project condtions East Reach

10 January 06

Dear Rick,

I'm doing some clean-up appraisals in the East Reach Remediation Area and need to know for the appraiser the "with and without project conditions" for the following area:

①

I-65 on the east,  
Martin Luther King Drive on the west,  
I-80/94 on the south,  
Central Avenue on the north.

This is the East Reach Remediation area. Thanks!

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



# Little Calumet River Basin Development Commission

6100 Southport Road  
Portage, Indiana 46368

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

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*

5 January 05

Mr. Frank Mrvan, North Township Trustee  
5947 Hohman Avenue  
Hammond, IN 46320

RE: Hydrology information for and easement donations list of various landowners to the Little Calumet River Basin Development Commission.

Dear Mr. Mrvan,

As you requested at our meeting on Tuesday 12/20/05 I'm sending you information concerning the Little Calumet River Flood Control and Recreation Project:

1.) The first is a map with attachments showing the "with and without" project conditions (hydrology) of Wicker Park and surrounding areas.

2.) The second is a list of contributions and landowners who have donated their easement compensations to the flood project. Compensation to a landowner for an easement is based on the fair market value of the land as determined by an appraisal completed by an independent appraiser. All flood project appraisals must be in compliance with 49 CFR Federal Land Acquisition Rules and Regulations and the *Uniform Standards for Professional Appraisal Practice* (USPAP) manual. The list (minus private names) shows the organization, municipality, utility, corporation, residentials, etc. who have transferred easement rights to the flood project without accepting compensation. The generosity of these landowners is sincerely and greatly appreciated by the flood project.

Please call me if you have questions about the map or list. Thank you.

Respectfully,

Judith (Judy) Vamos  
Land Acquisition Agent

Enclosures:

DC  
1198

List  
Attached

## ***LAND MANAGEMENT REPORT***

***For meeting on Wednesday, February 1, 2006***

**(Information in this report is based upon latest data provided at the time the report is put together. Dates and costs may vary depending upon ongoing design and/or coordination with the Army Corps. Report period is from December 29, 2005 – January 25, 2006)**

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### **A. CHICAGO TOWER LEASING CORPORATION:**

1. Received a proposal with the rental increase, based upon the consumer price index for the last (5) years from Chicago Tower on July 12, 2005
  - Current monthly rental is \$1568/month
2. LCRBDC received a letter from Chicago Tower on July 22, 2005 proposing additional lease space for Verizon Wireless
  - They would require an 11' x 15' space for a diesel generator site to provide emergency backup power in the event of a power outage.
  - LCRBDC will coordinate and negotiate, after receipt of information from Chicago Tower.

### **B. Chase Street Farm Stand**

1. Building is being occupied – Staff recommended leasing this facility, and property, over to the city of Gary Fire Department for supplemental use for their training facilities at the November 9 Board meeting and the Commissioners made a motion to approve.
  - A. The Fire Department expressed interest in occupying this facility and said they could do so immediately, which would help LCRBDC to avoid vandalism, get heat in the building, and have insurance for an occupied building.
  - B. **The LCRBDC completed an Inter-local Agreement with the Gary Fire Department for them to occupy our currently vacant Chase Street Farm Stand for one year for \$1.00.**
    - **This agreement was presented to the Gary Board of public Works, who approved and signed the agreement at the January 11, 2006 Board meeting.**

1-5

- C. LCRBDC received a request from INDOT in early September for a permanent easement. This would be approximately a 10' strip south of their right-of-way between Harrison and Broadway.
  - Staff needs engineering detail of what will be put in place to see if it impacts our current levee.



- INDOT contacted LCRBDC on November 30 indicating that their engineering firm will contact us for a review to assure their request will have no impact to our project. **(No response as of January 25, 2006).**

**D. VIEW OUTDOOR ADVERTISING**

1. A letter was sent to View Outdoor Advertising on October 18 as an approval to extend the length of the License Agreement to the end of 2005 as approved at the October 15 Board meeting.
    - Construction of all three signs has been completed on December 22 and billboard space is currently being advertised.
- E. Received approval from LCRBDC attorney, Chairman, and head of Land Management Committee to extend farm leases for (1) year.
- Will probably be the last year for LCRBDC to farm because these lands are all part of the lands we will be turning over to Gary as part of their accepting O&M responsibility.
  - **Agreements with the same terms and rates as the 2005 season have all been signed and copies of insurance have been returned.**





AGENDA  
BOARD OF PUBLIC WORKS AND SAFETY  
JANUARY 11, 2006

MEMBERS

GERALDINE B. TOUSANT, PRESIDENT  
HUSAIN G. MAHMOUD, VICE- PRESIDENT  
HAMILTON L. CARMOUCHE, SECRETARY

ELECTION OF OFFICERS

CLAIMS: SEE "EXHIBIT A"

AWARDS

CITY- OWNED UNIMPROVED REAL - ESTATE FOR ADJACENT PROPERTY OWNERS	REDEVELOPMENT
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CITY- OWNED UNIMPROVED REAL - ESTATE FOR SPLIT BID	REDEVELOPMENT
---	---------------

RAISED BID LETTERS FOR CITY- OWNED UNIMPROVED REAL ESTATE	REDEVELOPMENT
---	---------------

RAISED BID LETTERS FOR CITY- OWNED IMPROVED REAL ESTATE	REDEVELOPMENT
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CORRESPONDENCES AND AGREEMENTS

CORRESPONDENCE FROM THE POLICE CIVIL SERVICE COMMISSION RE:  
Contract for Virgie Thornton

CORRESPONDENCE FROM THE CHIEF OF STAFF'S OFFICE RE: Contract for the  
Homebound Meals Program

CORRESPONDENCE FROM THE PUBLIC WORKS DEPARTMENT RE: Lease Agreement- Chase Street Farm Stand
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*MOTION MADE AND APPROVED. BOARD SIGNED  
& AGREEMENT & FORWARDED TO LCRBDC.*

CORRESPONDENCE FROM THE DEPARTMENT OF PUBLIC WORKS RE:  
Emergency Sewer Repair at 767 Hanley

CORRESPONDENCE FROM THE HUMAN RESOURCES OFFICE RE: Contract for  
Florestine Perkins

CORRESPONDENCE FROM THE HUMAN RESOURCES RE: Frontier Adjusters

CORRESPONDENCE FROM THE ENVIRONMENTAL AFFAIRS DEPARTMENT  
RE: Contract for Severn Trent Laboratories

CORRESPONDENCE FROM THE ENVIRONMENTAL AFFAIRS DEPARTMENT  
RE: Environmental Information Logistics

CORRESPONDENCE FROM THE MIS DEPARTMENT RE: Microsoft Enterprise  
Agreement for Software

CORRESPONDENCE FROM THE DEPARTMENT OF COMMUNITY  
DEVELOPMENT RE: Contract for Shanita Starks

CORRESPONDENCE FROM THE DEPARTMENT OF COMMUNITY  
DEVELOPMENT RE: CDBG Contract- Lakai Manley

CORRESPONDENCE FROM THE DEPARTMENT OF COMMUNITY  
DEVELOPMENT RE: Contract for Weatherization Materials Purchase

## LEASE

This Lease, entered into as of the 25<sup>th</sup> day of January, 2005, between the Little Calumet River Basin Development Commission, of Portage, Porter County, Indiana, Lessor, and The City of Gary Fire Department, of Gary, Lake County, Indiana, Lessee,

Witnesseth:

That the Lessor hereby leases to the Lessee and the Lessee takes as Lessee the premises, former Chase Street Farm Stand located at 3499 Chase Street which is North of 35<sup>th</sup> Street and East of Chase Street, in Gary, Lake County, Indiana for a term of one year beginning on the 25<sup>th</sup> day of January, 2005, upon the following terms and conditions:

1. The rental therefore shall be One Dollars (\$1.00).
2. The Lessor covenants and agrees:
  - (a) That it will put the Lessee in possession of said premises, and the Lessee observing and performing the several covenants and stipulations herein provided to be performed on their part, shall peaceably hold and enjoy the demised premises during the term hereof without any interruption by the Lessor or any person rightfully claiming under them.
  - (b) That it will maintain said premises in good repair and in suitable condition for business purposes.
3. The Lessee covenants and agrees:
  - (a) The Lessor agrees to carry fire and extended coverage on the building and premises. The Lessee hereby agrees to carry adequate liability coverage on the building and premises, contents coverage, on all of its own equipment, material, vehicles, and machines, and personal property including any chattels belonging to customers, clients, or patrons. Adequate liability insurance should be in a minimum amount of \$300,000/\$1,000,000, and name the Lessor as co-insured.
  - (b) The Lessee hereby agrees to save and indemnify the Lessor from any and all claims or liability resulting from the Lessee's business operation or use, and in the event of litigation arising out of Lessee's use of the premises, or adjoining lands, to provide a legal defense for Lessor and to reimburse the Lessor for any damages, court costs, or attorney fees incurred as a result.
  - (c) To use the property for Gary Fire Department's storage area and such other similar public residential purposes and no other, and not to do or permit anything to be done on or about said premises which would cause

2

cancellation of the insurance or increase the rate thereof.

- (d) Not to allow said premises to remain vacant or unoccupied, nor to assign this lease or sublet said premises or any part thereof, nor to allow any other tenant to come in with or under them, without first obtaining the written consent of Lessor.
  - (e) To make only such alterations, remodeling, or any changes in the electric wiring of said premises, nor to place or allow to be placed any signs or placards upon said building and/or premises, without first obtaining the written consent of the Lessor.
  - (f) To take good care of and fairly treat the building and premises, and keep the premises free from filth and danger of fire or any nuisance.
  - (g) To keep the weeds and grass on the lot and parking area cut and the walk free from snow and ice in accordance with the city ordinances.
  - (h) To furnish and pay for all utilities, including electric, gas, water/sewer, and garbage disposal used on said premises as well as all necessary structural repairs to the building and the equipment therein or to the parking lot.
  - (i) To permit the Lessor, or its authorized agents, to enter said building and premises at any reasonable time for the purpose of inspection or making repairs, and at reasonable times to show purchasers or renters, and to permit the Lessor, or its authorized agents, to display on said premises the ordinary "For Rent" sign.
  - (j) To pay all reasonable costs, attorney fees, and expenses incurred by the Lessor in enforcing the covenants contained herein or in gaining possession as provided herein.
4. It is mutually agreed:
- (a) Upon the Lessee's default in the performance or observance of any covenants herein contained to be performed by the Lessee, this lease and the tenancy hereby created shall terminate at once without notice or demand by the Lessor for payment of rent or performance of any other covenants herein contained to be performed by the Lessee. The Lessee expressly waives any notice or demand for performance of the covenants herein provided.
  - (b) Upon default in the performance or observance of the covenants herein provided to be performed by the Lessee, the Lessor may enter and take possession of the premises or any part thereof, either with or without process of law, and remove or expel the occupants without being a trespasser, using

such force as may be necessary and to repossess and enjoy the premises. In lieu of guarantee of the rent hereunder, the Lessee hereby waives any claim they might have for damages in an action for forcible entry and detainer if the Lessor shall take possession without process of law.

- (c) Failure of the Lessor to take possession upon default shall not prevent the Lessor from exercising its right to re-enter the premises. The Lessee's occupation of the premises after the expiration of this lease or its forfeiture shall not give the Lessee any right as tenant.
- (d) The Lessor may increase the rental of the premises with ten (10) days written notice prior to the expiration of the term hereby created. Such increase or decrease in rental shall not waive or release the balance of provisions contained herein.
- (e) That in the event said building is destroyed without fault of the Lessee this lease shall terminate and any prepaid rent shall be refunded to the Lessee.
- (f) That if the building is damaged without fault of the Lessee so as to render it untenable, and the same cannot be restored to a condition substantially as good as prior to the damage within forty-five (45) days, either party may terminate this lease by giving the other written notice thereof within ten (10) days after the damage, and prepaid rent shall be refunded as of the date of the damage.
- (g) In case the building is damaged without fault of the Lessee so as to be partially untenable a proportionate part of the rent shall be abated until the building is rendered wholly tenable.
- (h) That the Lessor shall not be liable to the Lessee or the Lessee's agents, guests, or employees for any damage to them or their persons or property, by theft or burglary, water, rain, snow, ice, sleet, fire, explosion, frost, storms, and accidents, or by breakage, stoppage, or leakage of water, gas, heating and sewer pipes, electric wiring or current, or plumbing upon, about or adjacent to said premises, nor for any negligence of others that may cause damage of any kind whatsoever.
- (j) The Lessee will vacate the premises upon thirty (30) days written notice from the Lessor. The Lessee shall give the Lessor thirty (30) days written notice before vacating the premises.
- (k) That any notice provided for herein may be given to the parties to be served by personal service, or by certified mail addressed to the Lessor at its last known address, or to the Lessee at the premises herein leased.

- (1) That this agreement shall be binding upon the parties, their executors, administrators, heirs and assigns, subject always to the restriction herein contained as to subletting or assignment by the Lessee.

IN WITNESS WHEREOF, the parties have hereunto affixed their signatures on the date(s) written below.

LESSOR: LITTLE CALUMET RIVER BASIN  
REDEVELOPMENT COMMISSION

Date: \_\_\_\_\_ By: William Biller  
William Biller, Chairman

ATTEST:

Date: 1-25-06 By: Dan Gardner  
Dan Gardner, Executive Director

LESSEE: CITY OF GARY, INDIANA  
BOARD OF PUBLIC WORKS AND SAFETY

Date: 1-11-06 By: Geraldine B. Tousant  
GERALDINE B. TOUSANT, PRESIDENT

Date: \_\_\_\_\_ By: \_\_\_\_\_  
HUSAIN G. MAHMOUD, VICE-PRESIDENT

Date: 1-11-06 By: Hamilton L. Carmouche  
HAMILTON L. CARMOUCHE, SECRETARY

This Agreement having been reviewed, the action of the Board of Public works and Safety for the City of Gary in entering into and executing same is **APPROVED**.

Date: \_\_\_\_\_  
MAYOR SCOTT L. KING

This instrument prepared by:  
**LOUIS M. CASALE**  
Casale, Woodward & Buls, LLP  
9223 Broadway, Suite A  
Merrillville, IN 46410

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# **PROJECT ENGINEERING MONTHLY STATUS REPORT**

**For meeting on Wednesday, February 1, 2006**

**(Information in this report is based upon latest data provided at the time the report is put together. Dates and costs may vary depending upon ongoing design and/or coordination with the Army Corps)**

**Report period is from December 29, 2005 – January 25, 2006)**

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## **COMPLETED CONSTRUCTION**

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

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

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

1. Project completed on December 1<sup>st</sup>, 1993  
Dyer/Ellas Construction – Contract price: \$1,220,386

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

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

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

1. 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 6<sup>th</sup>, 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

**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 Corps on January 7, 2003, addressing vegetation.
  - Currently, the entire concrete ditch bottom is filled with silt and dirt and has cattails growing. LCRBDC got a cost to clean the concrete bottom of the drainage ditch on August 18 during dry conditions in the amount of \$8,200; and wet conditions in the amount of \$11,640.

A letter will be sent to the COE requesting their participation for a design modification to prevent this sloughing from re-occurring.

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

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

**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%)

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.) Pump station final inspection was held on June 23, 2005, and was found to be satisfactory.

2. This pump station is in the process of being turned over to the city of Gary for O&M responsibility.

### **West Reach Pump Stations – Phase 1B:**

1. The two (2) pump stations included in this contract are S.E. Hessville (Hammond), and 81<sup>st</sup> St. (Highland). Overall contract work is completed.
2. 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 2, 2004. (Dated January 29, 2004.)
3. Minor items remain to be completed.
4. **A meeting was held with the COE, town of Highland, and the LCRBDC on January 26, 2006 to review turnover of this station to Highland.**

## **ONGOING CONSTRUCTION**

### **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.
4. A walk-thru inspection was held with the COE and the contractor on October 25, 2005.
  - Scope of work – Approximately ½ of East Reach to plant trees, do herbiciding starting spring of 2006, clean up growth in collector ditches, plant new native grasses on levees.
5. **Monthly Construction Status Report from COE (Refer to Handout)**

### **STAGE III Drainage Remediation:**

1. Project completed on June 23, 2005.
  - A. Dyer Construction – Contractor
  - B. Final Inspection – June 23, 2005
    - Received partial O&M manuals and spare parts from the COE on July 13, 2005; received remainder of manuals & spare parts on August 23.
    - **Received as-built drawings from the COE on December 23, 2005.** (This is the last item that was needed to turn over the (2) pump stations to Gary for O&M responsibility)
  - C. 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%)

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

1. This portion of construction will be advertised, partially paid for, and coordinated by the City of Gary. The Army Corps will oversee the design and construction to assure compliance with Federal specifications.
  - The Memorandum of Agreement was signed by Gary on December 21, 2005 (Board of public Works), and Gary Stormwater Management Group on December 13, 2005.
  - **The fully executed agreement was forwarded to Gary on January 6, 2006.**
  - The project was advertised on December 7, 2005.
  - The pre-bid meeting was held on December 19, 2005 at 10 a.m. at the Gary City Hall (only attending contractors are eligible to bid).
  - **A second pre-bid meeting was held on January 5, 2006 because Gary felt there was not enough notice for the contractors to attend at the first pre-bid.**
2. Bid opening was held at the Board of Public Works meeting on January 18, 2006.
  - **Apparent low bidder is Superior Construction with a bid of \$2,492,245**
  - **Evaluations are ongoing to see where the additional money necessary will come from or to possibly re-visit the bids.**

**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 Corps and LCRBDC as a betterment levee.
2. The COE submitted plans for final review on January 12, 2006 with a final submittal with comments to the COE no later than January 26, 2006; and to advertise by February 20, 2006.
  - **LCRBDC distributed all plans & specs to affected entities on January 12, 2006**

**STATUS (Stage V Phase 2) Kennedy Avenue to Northcote**

1. A field trip was held on January 31, 2006 (This includes a field walk-thru to preliminarily review construction and discuss ongoing design issues, alignment, and type of construction).
  - **The COE had an initial “In house” meeting for V-2 on January 17, 2006. This was to review current design & to familiarize new “team members” with this segment.**
2. Buckeye Partners:
  - Received comments from Buckeye Partners regarding pipeline impacts due to our construction on November 4, 2005, and submitted them to the Corps on November 9, 2005.
3. NIPSCO pipeline corridor east of the Norfolk Southern Railway Company, west of Kennedy Avenue. (LCRBDC received conceptual drawings from the Corps on May 11, 2005)
  - A. Letters have been sent to all of the pipeline companies requesting their comments, engineering review, easement agreement with NIPSCO, and cost information.
    - Follow-up letters were sent to all of the owners of the pipelines on October 18-Oct. 19 requesting comments on design and to provide cost estimates.
    - **Supplemental follow-up letters were sent to pipelines who had not yet responded on January 19, 2006 (Marathon, B.P.Amoco, and Explorer)**
  - B. With the engineering for plans and specs to re-start it is the intent to gather all information from the pipeline companies and forward it to the COE as they come in, in order to incorporate this data and their design concerns, into the plans.

4. **Currently, NIES Engineering (Highland side), and SEH Engineering (Hammond side) are contracted out to assist LCRBDC with utility coordination. Excluded is the pipeline corridor coordination – LCRBDC is doing.** 11
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.
  - A letter & design were sent to Phillips Pipeline on June 2, 2005.
  - A follow-up letter was sent on September 1<sup>st</sup>, 2005.
  - A second follow-up letter was sent on October 19 enclosing COE drawings for design on the east side of the NSRR and explaining the intent of design for the “bridging” technique. (Ongoing)
  - **A final follow-up letter was sent on January 19, 2006. If no response within three weeks, LCRBDC will try to set up a meeting (local office in East Chicago) to finalize this.** 12
6. A meeting was held with representatives from The Committee to Preserve Wicker Woods (CPWW) on October 25 to review their concerns and suggestions.
  - His letter, dated October 25, 2005, was forwarded to the COE for review, comments, and consideration on November 22, 2005. (Ongoing)
7. A meeting was held with North Township on December 20 (Frank Mrvan Jr) to discuss, and familiarize him with our project and to present current design and options being considered.
  - **A meeting is scheduled for February 2, 2006 to make a presentation to the North Township Trustee and their Board**
8. **A suggestion was proposed by Commissioner Bob Huffman (Engineering Committee Chairman) to re-align the levee west of tri-State Bus Terminal (on Cabela’s property) to avoid the expense of sheet piling and the easements for construction on tri-State property. Forwarded to the COE for consideration on January 19, 2006.** 13

#### **STATUS (Stage V Phase 3) Cabelas’ Retail, Inc.**

1. Refer to Land Acquisition report for status of appraisal.
  - (Stage V-3 will now be advertised with Stage V-2 as one contract)
2. An e-mail was sent to the COE on November 1, 2005 indicating legals are being modified to move the line of protection from the north part of Wicker Park to the south part of Cabelas’ Retail, Inc. to do an economic analysis.
  - LCRBDC received modified legals from GLE on November 22 and **submitted these** to the Corps for review and comments prior to having the modified appraisals done.
  - A letter was sent to the COE on December 7 enclosing modified legals for Cabelas as well as North Township requesting review and comments. (Ongoing)

#### **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)(6% over estimate)
  - Current contract amount \$6,733,494 (10% over estimate)
  - 700 days to complete from contractor receiving his “Notice to Proceed” (November 4, 2004)
2. **Monthly Construction Status Report from the COE (Refer to Handout).**
3. A weekly progress meeting was held on **January 10, 2006** with the COE and Illinois Constructors. (Copy of total report available upon request) 14-15

- **The current contract is currently ahead of schedule.**
- **North Drive pump station is now secure. (Excavation is fenced off)**
- **Contractor anticipates entire line of protection to be completed no later than September 2006, and the entire project in the spring of 2007.**

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

1. The bid results for this project were posted on August 24, 2005 and the low bidder is the Illinois Constructors Corporation.
  - The bid amount is \$5,566,871, and the Army Corps estimate (without profit) is \$6,525,253. (Official award was September 30, 2005)
  - The bid is \$958,382 (or 14.7%) under the Federal estimate
2. **A coordination meeting was held with the Contractor, COE, LCRBDC, and affected parties to ensure work activities are facilitated through representatives of these entities. Also the construction schedule was presented and discussed.**
3. Coordination with the Lake County Highway Dept., LCRBDC, and the Army Corps will be required for 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 the Lake County Highway plans for bid.
  - An interlocal agreement will need to be signed between the COE, Lake Co. Hwy., and the LCRBDC. (Needs to be facilitated.)
  - A letter was sent to the COE on October 3, 2005 indicating County engineering is 90% complete, and if the walkway or concrete closure structures are to be included in their contract coordination should begin immediately.
  - A conference call was held with Lake County Highway, COE, and LCRBDC on December 6, 2005. The COE is currently working with Lake County Highway to get their design information included as part of the Lake County bid package.
4. **Monthly Construction Status Report from the COE (Refer to Handout)**
5. Contractor currently in the process of providing submittals to the COE prior to starting construction. Anticipate first work to start in mid to late January 2006.
  - **Contractor anticipates having all earthwork and sheet piling completed no later than November of 2006.**

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

1. Dyer Construction was awarded the contract on July 29, 2005.
  - Corps estimate (without profit) - \$5,720,757
  - Low bid (awarded amount) - \$4,205,645 (approx. 26% under Corps estimate)
  - 540 days to complete from contractor receiving his "Notice to Proceed" (August 11, 2005)
  - Current construction completion date – February 2, 2007
2. Project Description
  - Construct a levee protection system consisting of 8,250 lineal feet of earthen levee, 1,600 lineal feet of steel sheet pile floodwall, (3) gatewell structures, culverts & sewer appurtenances, and miscellaneous tree planting and seeding.
3. NIPSCO utility coordination
  - A. An executed agreement was submitted to NIPSCO on November 10, 2005 in the amount of \$25,907.

- Scope of work includes utility re-locations west of Cline Avenue and new pole installations on Liable and Kleinman.
- B. A letter was sent to NIPSCO on September 12<sup>th</sup>, 2005, providing authorization to do pipe reinforcements adjacent to out sheet piling installation West of Cline.
  - A letter was received from NIPSCO on November 18 indicating final cost in the amount of \$59,598 – original estimate if (3) pipes needed (2) reinforcements each was \$102,451 (Work has been completed).
  - Final costs with breakdown sent to COE on November 23 to review NIPSCO for crediting purposes.
- 4. **Monthly Construction Status Report from the COE (Refer to Handout)**
- 5. Contractor currently in the process of providing submittals to the COE prior to starting construction. Anticipate first work to start in mid to late January 2006.

**STATUS (Stage VII) Northcote to Columbia:**

1. The final contract with Earth Tech to do the A/E work for this stage/phase of construction was signed and submitted by the COE on December 21<sup>st</sup>, 1999.
2. The schedule shows a June, 2008 construction start and a July, 2009 Completion.
3. All survey work north of the river has been completed.
4. Survey work south of the river is 90% completed (27 residential properties)
  - All field work and legals have been done. Drawings are completed and are currently under review by the LCRBDC.
  - All legals should be reviewed, revised, and completed no later than February 2006.

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

1. The COE indicated at the October 20 Real Estate meeting that they will be focusing engineering on Stage VIII until April, 2006 in order to assure real estate acquisitions are current and accurate.
  - The COE has set a goal to provide final real estate plans by January 6, 2006.(Ongoing)

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

1. Bids were opened on September 17, 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 12, 2004, with the Corps, LCRBDC, project A/E, and Renewable Resources and was found to be satisfactory for this portion of the overall project.
3. 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 7<sup>th</sup>, 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%)
3. **Monthly Construction Status Report from the COE (Refer to Handout).**



- Refer to this Report for status on all four (4) stations and the status of the “termination of contract”.
- Most recent action was October 21, 2005 whereby a revised termination of default memo was sent out for verification and signatures.

**Griffith Golf Center (North of NIPSCO R/W, East of Cline Avenue)**

1. LCRBDC was directed by the COE to obtain a flowage easement on the entire property in a letter dated October 7, 2005.
  - An e-mail was sent to the COE on November 1, 2005 informing them that the appraisal process has begun using Ted Oetsel and that he has all the information needed to complete this appraisal. (Refer to Land Acq. Report)
2. **An informational meeting was held with the DNR, COE, LCRBDC, Griffith, and the owner (Bob Farag) on February 1, 2006.**
3. **A letter was received from the COE on January 13, 2006 indicating any construction shall not compromise our project in any manner and that compensatory flood storage would need to be provided.** 17-18

**Griffith Levee (EJ&E RR to Cline Avenue, north of River Drive)**

1. An email was sent to Lawson-Fisher on December 27 informing them to proceed with their scope of work at a cost not to exceed \$9,700.
  - Scope includes determining what is required by FEMA to certify this line of protection.
  - **A meeting is scheduled with the COE, FEMA, IDNR, LCRBDC, and Lawson-Fisher to discuss the scope of work. (This will be at the FEMA office in Chicago on February 9, 2006 at 10:00 a.m.)**

**General**

1. INDOT coordination for Grant St. & Broadway interchanges with I-80/94.
  - A. INDOT sent a letter to the COE on April 15<sup>th</sup>, 2004, indicating they worked out an agreement with the COE whereby flood control features will be included in their contract at no cost to the Corps, which could be credited to the LCRBDC for that portion constructed for the flood control of the Little Calumet River.
    - LCRBDC had a call with INDOT on March 17, 2005 whereby INDOT projected a potential cost of approx. \$650,000 at the interchanges for flood protection related features. (This would be creditable).
    - A follow-up e-mail was sent to INDOT on October 27, 2005 requesting the construction status of these interchanges and to provide us a detailed cost breakdown that we could use for crediting. (Ongoing)
2. **LCRBDC was requested by Gary to check on the possibility of available clay borrow sites available for the Burr Street project-Gary. In addition to the Griffith/Main Street site, the Doughman Site (south of NSRR, east of Clark) might be available as early as Spring, 2007.** 19



# Little Calumet River Basin Development Commission

6100 Southport Road  
Portage, Indiana 46368

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

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 MARSALEK  
*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*

January 6, 2006

Mr. Charles Peller  
Gary City Engineer  
Public Works Department  
Gary City Hall  
401 Broadway  
Gary, Indiana 46402-1236


Dear Spike:

Enclosed please find the fully executed copy of the "Memorandum of Agreement between the Little Calumet River Basin Development Commission, the city of Gary, and the Gary Stormwater Management Board for the Construction of the Gary Segment of the Burr Street Levee". This includes the construction between Colfax and Burr Street along both sides of the NIPSCO right-of-way. This agreement was approved at our regular Board meeting on January 4, 2006.

We are looking forward to completing this segment of construction as part of the critical requirements from FEMA to help the city of Gary to be removed from the floodplain. We are anticipating receiving engineering drawings for review during the week of January 9 for the Little Cal portion of Burr Street construction. This segment includes construction between Burr Street and Clark, north of the NSRR, then crossing the NSRR with a tieback levee. Upon completion of review, we will advertise shortly thereafter and the contract could be awarded as early as the spring of 2006. This will complete all of the construction in Gary.

We are looking forward to a good continued working relationship with the city.

Sincerely,

  
Dan Gardner  
Executive Director

Encl.

cc: Jim Meyer, Gerry Tousant, Arlene Colvin, city of Gary  
Lou Casale, LCBBDC attorney



SCOTT L. KING  
*Mayor, City of Gary*

**DEPARTMENT OF PUBLIC WORKS**

GERALDINE B. TOUSANT  
*Deputy Mayor, City of Gary*

Gwen Malone  
*Director*

January 4, 2006

Dear Contractor:

Enclosed, please find the second "Notice to Bidders" that has appeared in the Post-Tribune, Times, and Gary Crusader newspapers. This is strictly "for your information." However, should you have any questions regarding this latest "Notice to Bidders," please feel free to contact this office.

Sincerely,

*Gwen Malone* PB  
Gwen Malone, Director  
Department of Public Works

## SECTION 00020

## OFFICIAL NOTICE TO BIDDERS

Local Flood Protection  
Little Calumet River, Indiana  
Burr Street Betterment Levee, Phase 2 - Gary

**Sealed Bids** for the City of Gary ("City") Burr Street Betterment Levee, Phase 2 (Project) will be received by the City at the Department of Public Works, 401 Broadway, Suite 300, Gary, Indiana, 46402, until the bid opening for the Project agenda item is called by the Presiding officer of the Board of Public Works at the Board meeting on Wednesday, January 18, 2006. When the Project agenda item is called, the time for the submittal of all bids will be closed and bids will be publicly opened and read. The Board meeting is scheduled to begin at 10:00 AM local time.

**MANDATORY PRE-BID MEETINGS** for Project Burr Street Betterment Levee, Phase 2 will be held on December 19 and January 5, 2005, at 10:00 AM local time, at City Hall, in the Cleo Wesson Lounge, 2<sup>nd</sup> Floor, to discuss the Project. At the Mandatory Pre-Bid Meetings, the project site will be visited, rules and regulations included in the Contract Documents will be explained and questions regarding the project received and answered, where appropriate. Bids will not be considered from those firms that do not have a representative in attendance at at least one of the Mandatory Pre-Bid Meetings. Attendance at one, but not both, of the pre-bid meetings is mandatory. Copies of these Contract Documents may be obtained from the Department of Public Works for a non-refundable charge of \$100.00 per set.

The Work consists of furnishing all labor, materials, equipment, supplies and services for the construction of the Burr Street Betterment Levee, Phase 2, Project located West of Burr Street and South of the Little Calumet River.

The Bidding and Contract Documents, including Bid Proposal Form 96, Ordinance #6972, Project Labor Ordinance, Financial Statement, Bidder Employment Practices Report, Civil Rights and Affirmative Action Affidavit, Non-Collusion Affidavit, Bidders Procedure Checklist for Construction Services, Notice to Bidders, Instructions to Bidders, Wage Rate Requirements, Bid Bond, Performance Bond, Payment Bond, General Conditions, Supplementary Conditions, Specifications, Drawings and Addenda, if any, may be examined at the following locations:

Department of Public Works  
401 Broadway, Suite 300  
Gary, Indiana 46402  
Phone: (219) 881-1310  
Fax: (219) 882-7371

McGraw-Hill Construction Dodge  
1411 Opus Place, Suite 100  
Downers Grove, Illinois 60515-1183  
Phone: (630) 971-6740  
Fax: (630) 968-2919

Prospective Bidders must fully address all of the above-related bid documents. Should any bidder require assistance in preparation of the Affirmative Action Program or Affidavit or the Gary Business Entrepreneurship Promotional Program documents, please contact Tammi Davis, Business Compliance Officer, at [tammi@garysan.com](mailto:tammi@garysan.com) or by phone at 219-944-0595.

At the time of submission of the bid, the respondent must hold a General Contractors License. Please note, "Bids will not be accepted from bidders whose business property is operated in violation of municipal ordinance". Each Bid must be accompanied by a certified or cashier's check on a solvent bank or trust company, made payable to the City of Gary, or an acceptable Bid Bond, in an amount of not less than 5 percent

(5%) of the total Bid. This sum is a guarantee that, if the Bid is accepted, a contract will be entered into and its performance properly secured.

The Bid Bonds of Bidders, whose bid was not accepted, will be returned within thirty (30) days after the opening of bids. Any Bidder whose Bid security has been retained may, after thirty (30) days from the opening of Bids, request return of his Bid security provided he has not been notified of acceptance of his Bid. The Bid security of the successful Bidder will not be returned until Bidder delivers the required Performance Bond and/or Maintenance Bond.

Any Bid may be withdrawn prior to the scheduled time for the opening of Bids or authorized postponement thereof. However, no Bid may be withdrawn for thirty (30) days after the scheduled time for opening, unless agreed to by the CITY.

The Board of Public Works and Safety reserves the right to reject any and all proposals, to waive technicalities, to postpone the bid opening, to waive the formalities in the bid documents, or to advertise for new proposals, if in the judgment of the City of Gary Board of Public Works and Safety it is in their best interests would be promoted thereby.

In its selection of the lowest, most responsive and responsible bidder, the City of Gary will give weight to the lowest bid price, as well as to other factors, including but not limited to: ability and capacity, capital, competency, and efficiency, experience, facilities, promptness, quality of previous work, fraud or unfairness, fraud or unfairness in previous conduct, minority resident involvement in employment and applicable ordinances and statutes.

Your participation is both welcome and encouraged. If you require special assistance, please contact Ms. Gwen Malone at (219) 881-1310.

**Board of Public Works and Safety**  
Geraldine Tousant, President  
Husain G. Mahmoud, Vice President  
Hamilton L. Carmouche, Secretary

**ATTEST:**  
Gwen Malone, Director

BID OPENING  
BURR ST. II - GARY

JAN. 18, 2006 - 10:00 A.M.

GARY CONTRACTOR

X	<input checked="" type="checkbox"/> BUCKO	-	\$ 2,614,428.70	
X	<input checked="" type="checkbox"/> SUPERIOR	-	\$ 2,492,245	APPARENT LOW BIDDER
	• DFER	-	NO BID	
X	<input checked="" type="checkbox"/> RIETH RILEY	-	\$ 3,541,335	
X	<input checked="" type="checkbox"/> GARIUP	-	\$ 2,680,060	
	• NORTHLAKE	-	SUB CONTRACTOR	
	• RAUSCH CONST.	-	NO BID	
	• HASSE CONST.	-	NO BID	
	• ELLAS	-	NO BID	
	• C. LEE SERVICES	-	SUB CONTRACTOR	
	• GRIMMER	-	SUB CONTRACTOR	

PORTION OF MSA (J.F. NEW)

(INCLUDED AS PART OF BID PACKAGE) - \$ APPROX. 285,493

\$ 2,114,279

(CURRENT GOVT. ESTIMATE)



# Little Calumet River Basin Development Commission

6100 Southport Road  
Portage, Indiana 46368

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

WILLIAM BILLER, Chairman  
Governor's Appointment

● Mark Pasyk  
NIPSCO

● Jim Flora  
R. W. ARMSTRONG COMPANY

● Dave Woodsmall  
Marathon Pipeline Company

● Fred Hipshire  
Wolverine Pipeline Company

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Governor's Appointment

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Mayor of Gary's  
Appointment

DR. MARK RESHKIN, Secretary  
Governor's Appointment

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Mayor of Hammond  
Appointment

STEVE DAVIS  
Dept. of Natural Resources  
Appointment

SAM DIMOPOULOS  
Lake County Commissioners'  
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JOHN MROCZKOWSKI  
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CHARLIE RAY  
Porter County Commissioners'  
Appointment

VACANCY  
Governor's Appointment

DAN GARDNER  
Executive Director

LOU CASALE  
Attorney

TO: ● Charles G. Peller, Director  
Gary Sanitary District & Gary Storm Water Management  
District

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

SUBJECT: Burr Street II - Little Cal portion - Plans and Specifications  
Review

DATE: January 12, 2006

Enclosed are two (2) copies of the plans for the upcoming construction between Burr Street and Clark adjacent to the NSRR that is referred to as the Burr Street Betterment Levee Phase 2 East (Little Cal portion).

I have been requested by the Army Corps of Engineers to distribute this for your review and comments, which will be due no later than January 26. It is the intent of the Army Corps to evaluate these comments and be ready for back check no later than February 9. The Army Corps requests that comments to these plans be submitted in the format using "Dr. Checks". If you have any questions regarding using this format, please contact me in order that I may facilitate getting your comments to the Corps in a timely manner.

/sjm  
encl.



## **Sandy Mordus**

---

**From:** "Little Calumet" <littlecal@nirpc.org>  
**To:** "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>  
**Cc:** "Bob Huffman" <huffmun@sbcglobal.net>  
**Sent:** Thursday, January 19, 2006 2:17 PM  
**Subject:** Re: Little Calumet Stage 5 ~ Site Visit

Imad:

I appreciate your inviting me to your field trip on January 31 to review the Stage V-2 area with you. I am also going to forward this to Bob Huffman who expressed an interest as Chairman of the Engineering Committee. In addition to the four separate meetings suggested below, we also need to address the relocation of the levee onto the southern portion of the Cabela's property, the recreational trails from Kennedy Avenue to Northcote, and a recent request from Chairman Huffman regarding some levee relocation to eliminate the need for either easements or sheet piling on the Tri-State property (a letter from Mr. Huffman outlining this consideration was put in the mail to you today).

I realize there are a number of issues that are ongoing and I look forward to working with you, and helping you in any way to address these issues.

Jim Pokrajac, Agent  
Engineering/Land Management

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

**From:** Samara, Imad LRC  
**To:** Little Calumet (E-mail)  
**Sent:** Thursday, January 19, 2006 11:26 AM  
**Subject:** FW: Little Calumet Stage 5 ~ Site Visit

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

**From:** Samara, Imad LRC  
**Sent:** Thursday, January 19, 2006 11:26 AM  
**To:** 'James E Pokrajac (E-mail)'  
**Subject:** RE: Little Calumet Stage 5 ~ Site Visit

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

**From:** Samara, Imad LRC  
**Sent:** Wednesday, January 18, 2006 5:04 PM  
**To:** James E Pokrajac (E-mail)  
**Subject:** RE: Little Calumet Stage 5 ~ Site Visit

The team has decided to have the field trip to Stage V-2 (it is going to be called V-2 because we had V-1) on January 31. You are welcome to come and join in the trip. We did agree that at this time we don't need to meet with other local entities.

We also agreed that there need to be at least 4 separate coordination meetings.

The Norfolk Southern RR

The preservation of Wicker woods committee

Utility meeting regarding the Pipes and the flood wall thru NIPSCO

Engineering firm (developer) of the Kobala Property.

These meetings will need to be set up in the next 4 to 6 weeks.

1/19/2006



# Little Calumet River Basin Development Commission

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Portage, Indiana 46368

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

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VACANCY  
*Governor's Appointment*

DAN GARDNER  
*Executive Director*

LOU CASALE  
*Attorney*

January 19, 2006

Mr. Dave Woodsmall  
MARATHON ASHLAND PIPELINES  
277 Streamwood Drive  
Valparaiso, Indiana 46383

Dear Dave:

As a follow-up to my letter to you dated October 19, 2005, I would again request your review and comments regarding the installation of our sheet pile walls either side of the little Calumet River that impact your 12" and 16" pipelines on the NIPSCO right-of-way directly east of the NSRR and west of Kennedy Avenue in Highland.

On January 18, 2006, the Army Corps had their preliminary engineering review meeting whereby they will begin the re-engineering, if required, for the upcoming construction segment between Kennedy and Northcote. We need this information from Marathon as soon as possible in order that the Army Corps can address any engineering concerns regarding your pipelines.

If you have any concerns, the Army Corps will address these and, at that point in time, I will request a cost estimate from you to determine what will be required so that we are able to enter into an agreement to compensate you for any relocation. If you have any questions regarding this request or if I can provide you with any additional information, please contact me at 219/763-0696 or [jpokrajac@nirpc.org](mailto:jpokrajac@nirpc.org).

Sincerely,

James E. Pokrajac, Agent  
Engineering/Land Management

/sjm  
cc:

Steve Woods, Marathon  
Imad Samara, Eric Sampson, ACOE  
William Biller, Bob Huffman, LCRBDC

8



# Little Calumet River Basin Development Commission

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Portage, Indiana 46368

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Porter County Commissioners'  
Appointment

VACANCY  
Governor's Appointment

DAN GARDNER  
Executive Director

LOU CASALE  
Attorney

January 19, 2006

Ms. Marcie Foster  
Right-of-Way Assistant  
B. P. PIPELINES  
18100 Torch Parkway  
Warrenville, Illinois 60555

Dear Ms. Foster:

As a follow-up to my letter to you dated October 18, 2005, I would again request your review and comments regarding the installation of our sheet pile walls either side of the little Calumet River that impact your 8" and 22" pipelines on the NIPSCO right-of-way directly east of the NSRR and west of Kennedy Avenue in Highland.

On January 18, 2006, the Army Corps has started coordination with their design team for updating and/or modifying the engineering for the upcoming construction segment between Kennedy and Northcote, which will all be advertised under one contract. We need this information from B. P. Pipelines as soon as possible in order that the Army Corps can address any engineering concerns regarding your pipelines.

If you have any concerns, the Army Corps will address these and, at that point in time, I will request a cost estimate from you to determine what will be required so that we are able to enter into an agreement to compensate you for any relocation. If you have any questions regarding this request or if I can provide you with any additional information, please contact me at 219/763-0696 or [jpokrajac@nirpc.org](mailto:jpokrajac@nirpc.org).

Sincerely,

James E. Pokrajac, Agent  
Engineering/Land Management

/sjm  
cc:

Michael Nargang, B.P. Pipelines  
Imad Samara, Eric Sampson, ACOE  
William Biller, Bob Huffman, LCRBDC



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*Governor's Appointment*

DAN GARDNER  
*Executive Director*

LOU CASALE  
*Attorney*

January 19, 2006

Mr. Patrick Nwakoby  
EXPLORER PIPELINE COMPANY  
6846 S. Canton, Suite 300  
Tulsa, Oklahoma 74136

Dear Mr. Nwakoby:

As a follow-up to my letter to you dated October 19, 2005, I would again request your review and comments regarding the installation of our sheet pile walls either side of the little Calumet River that impact your 24" pipeline on the NIPSCO right-of-way directly east of the NSRR and west of Kennedy Avenue in Highland.

On January 18, 2006, the Army Corps has started coordination with their design team for updating and/or modifying the engineering for the upcoming construction segment between Kennedy and Northcote, which will all be advertised under one contract. We need this information from Explorer Pipeline Company as soon as possible in order that the Army Corps can address any engineering concerns regarding your pipelines.

If you have any concerns, the Army Corps will address these and, at that point in time, I will request a cost estimate from you to determine what will be required so that we are able to enter into an agreement to compensate you for any relocation. If you have any questions regarding this request or if I can provide you with any additional information, please contact me at 219/763-0696 or [jpokrajac@nirpc.org](mailto:jpokrajac@nirpc.org).

Sincerely,

James E. Pokrajac, Agent  
Engineering/Land Management

/sjm  
cc:

Alton Ryals, Explorer Pipeline  
Imad Samara, Eric Sampson, ACOE  
William Biller, Bob Huffman, LCRBDC



# Little Calumet River Basin Development Commission

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Portage, Indiana 46368

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*Porter County Commissioners' Appointment*

VACANCY  
*Governor's Appointment*

DAN GARDNER  
*Executive Director*

LOU CASALE  
*Attorney*

January 17, 2006

Mr. Dean Button  
SEH  
9200 Calumet Avenue  
Munster, Indiana 46321

Dear Dean:

Enclosed are a set of the most recent Army Corps of Engineers plans for Stage V Phase 2, which includes the area from Kennedy to Northcote. These plans were completed by Stanley Consultants in 1998. Currently, the Army Corps is revisiting the engineering in this area and hope to finalize the design in the fall of this year.

I request that you identify the preliminary utility relocations for this area, but only north of the river. Currently, I am coordinating the utility pipeline corridor along the NIPSCO right-of-way west of Kennedy Avenue so you do not need to identify relocations in this area. Will you please submit a proposal to me to do this work at a cost not to exceed and include a copy of your current fee schedule with this proposal. If you have any questions or would like a preliminary meeting with me, please contact me at 219/763-0696 or [jpokrajac@nirpc.org](mailto:jpokrajac@nirpc.org).

Sincerely,

James E. Pokrajac, Agent  
Engineering/Land Management

/encl.

cc: Mike Hickey, SEH  
Imad Samara, ACOE



# Little Calumet River Basin Development Commission

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*Executive Director*

LOU CASALE  
*Attorney*

January 19, 2006

Mr. Gary Hanten  
Conoco Phillips Pipe Line Company  
400 East Columbus Drive  
East Chicago, Indiana 46312

Dear Mr. Hanten:

In reference to my last letter to you dated October 19, 2005, I have still not received an updated cost estimate from your company to do directional bores underneath the Little Calumet River for your two 8" pipelines west of the NSRR in Highland, Indiana.

The Army Corps requested that I get updated costs from you in order that they can do a cost comparison by modifying their current design from earthen construction to sheet piling installation using a "bridging" technique over your pipelines. I provided copies of the engineering drawings that would be implemented in this area.

On January 18, 2006 the Army Corps has started coordination with their design team for updating and/or modifying the engineering from Kennedy Avenue westward to Northcote, which will all be advertised under one contract. It is critical to the Development Commission to receive this information as soon as possible. If you have any questions regarding this request or if you need any additional information, please contact me at 219/763-0696 or [jpokrajac@nirpc.org](mailto:jpokrajac@nirpc.org). Thank you for your timely response.

Sincerely,

James E. Pokrajac, Agent  
Engineering/Land Management

/sjm  
cc:

Imad Samara, Eric Sampson, John Fornek, ACOE  
William Biller, Bob Huffman, LCRBDC



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DAN GARDNER  
Executive Director

LOU CASALE  
Attorney

January 19, 2006

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 a letter from Development Commissioner Robert Huffman with a suggestion for levee re-alignment along the west side of Tri-State that would be on the eastern portion of the Cabela's property. Also attached are two drawings showing this proposed relocation. I have reviewed this proposal and feel that some money could be saved by not having to deal with the cost of installing sheet piling or the easement acquisition on the Tri-State property. Obviously, an earthen levee would be less expensive and we would not have to impact over 60 parking spaces in the Tri-State parking lot. If this is feasible and you would consider this re-alignment, I could coordinate with INDOT to see if they would consider re-location of their pump station.

I am aware that you are beginning the discussion of design with the "team" for Stage V-2. This would be one additional item I would like you to review and consider as part of your re-visiting the engineering for this upcoming construction segment. Will you please respond to me in writing as to whether or not this alternate for construction is feasible and if you would consider implementing this in your plans.

Also, Mr. Huffman has some suggestions for the relocation of the recreational trail for your consideration. We discussed the possibility of having a meeting in the near future to review the current recreational trail alignment and what we would propose as a modified alignment. I will be contacting you soon to coordinate this meeting.

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

Sincerely,

James E. Pokrajac, Agent  
Engineering/Land Management

/sjm  
encl.  
cc:

Eric Sampson, ACOE  
Robert Huffman, LCRBDC



STAGE VI - 1 (South)

**MEETING MINUTES #019  
LITTLE CALUMET RIVER, HIGHLAND**

Weekly Construction Progress: 1/10/06

Next Mtg. 1/24/06 @ 9:00am

Last 12/13/05

**Attended By:**

Illinois Constructors Corporation – Brian Schallhorn  
Illinois Constructors Corporation – Phil Ross  
Illinois Constructors Corporation – Jeff Rausch  
USACE – Doug Anderson  
USACE – Dave Druzicki

**Non-Attendees:**

LCRBDC – Jim Pokrjac  
USACE – Brad Waldron  
USACE – Bob Craib

**1. OLD BUSINESS**

1. House keeping
2. Pump dimensional concerns
3. Hydro-Aire
4. Sweeney Electric submittals
5. Settlement gauge

**2. SCHEDULE**

**A. LAST MONTH**

1. Form, place resteel, and pour walls at North Drive pump station
2. Earth fill and Rip-rap, Parrish to North Drive pump station, Grimmer

**B. THIS & NEXT WEEK**

1. FPS walls North Drive pump station
2. Storm sewer work at 81<sup>st</sup> Street, Grimmer

**CRITICAL ACTIVITY: Pump House**

**C. CONTRACT STATUS**

Original contract completion date: 12/12/06 Current contract completion date: 3/04/07  
Original contract amount: \$6,503,093.70 Current contract amount: \$7,378,033.30

**D. ESTIMATE JOB COMPLETION PERCENTAGE TO DATE: 60%**

**E. CONTRACT FUNDS**

1. See attached S-Curve

60% Complete

**3. WEATHER DAYS**

Weather Days in April 2005 = 1  
Weather Days in May 2005 = 0  
Weather Days in June 2005 = 1  
Weather Days in July 2005 = 2  
Weather Days in August 2005 = 1  
Weather Days in September 2005 = 1  
Weather Days in October 2005 = 3

14

Weather Days in November 2005 = 2

Weather Days in December 2005 =

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

4. **PUNCHLIST OR CORRECTIVE ITEM ISSUES**

1. ICC to repair area at E.P.S. w/ new foliage
2. Correct 1<sup>st</sup> pilaster top

5. **STORED MATERIALS**

None

*Jan-11- sheet piles scheduled for delivery - Jan. 23- start on*

6. **SUBMITTALS**

1. See attached submittal register
2. Critical submittals in review
3. Outstanding critical submittals
  - a. Hydro-Aire

7. **OUTSTANDING CHANGED CONDITIONS**

1. Storm sewer system at 81<sup>st</sup>
2. Utility Pole at North Drive wall. NIPSCO to move. Dave D. will get date. (DONT)

8. **PAY ESTIMATES**

A. PAID TO DATE: \$3,219,573.00

B. ESTIMATES PENDING: \$

9. **SAFETY and SECURITY**

1. Housekeeping policed daily
2. Maintaining safety fence at pump station site

10. **CQC and TESTING**

A. SOIL -

B. CONCRETE -

C. ASPHALT -

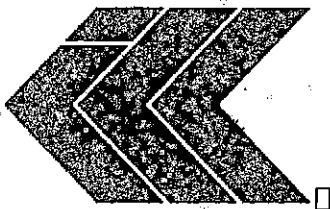
11. **RFI'S / RFC'S**

1. See attached RFI log dated 11/28/05, RFI's 1 thru 21.

12. **RFP'S**

1. 81<sup>st</sup> Street RFP review by Corps

13. **COORDINATION WITH OTHERS**



## **ILLINOIS CONSTRUCTORS CORPORATION**

BOX 745 • ST. CHARLES, ILLINOIS 60174 • 630/232-7280 • FAX: 630/232-7281

January 10, 2006

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

Subject: U.S. Army Corps of Engineers  
Contract No. W912P6-05-C-0010  
Little Calumet River - North  
Coordination of Work

Jim;

Illinois Constructors Corporation (ICC) has been awarded the contract for the above mentioned project. Language within the contract documents, require ICC to coordinate certain work activities with others. In looking through the contract documents, there may be some activities that have a potential for effecting other operations.

In order to ensure that all work activities are coordinated with the proper parties, a Coordination Meeting with the Corps, ICC, and others will be scheduled for 10:00 am, January 24, 2006. This meeting will be held at the Corps' Griffith Office. ICC requests that a representative from the Little Calumet River Basin Development Commission attend this meeting.

I have attached a copy of the contract schedule for your review and information. Should you have any questions regarding this matter, I can be reached at (630) 918-1242.

Sincerely,  
Illinois Constructors Corporation

Phillip L. Ross  
ICC Project Manager

---

AN EQUAL OPPORTUNITY EMPLOYER

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

REPLY TO  
ATTENTION OF

January 13, 2006

Planning, Programs and Project Management Division  
Project Management Branch

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

Dear Mr. Gardner:

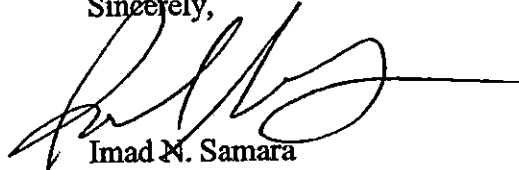
This letter is in response to a request by Petro Stopping Centers that the Corps of Engineers review their conceptual levee plan for a proposed truck stop in Griffith, Indiana (Transmittal # 1108). Pursuant to this request, we believe it is essential to understand that our review was predicated upon insuring that the Little Calumet Flood Control Project not be compromised in any manner and we must maintain and avoid any compromise of the proposed level of flood protection being provided by the Project to the municipalities of Gary, Munster, Hammond, Highland and Griffith in northwest Indiana. Accordingly, if the proposed truck stop was to be constructed, the Corps would require that compensatory flood storage be provided at the Petro Stopping Center site for all lost flood storage created by the proposed truck stop levee construction up to the Corps' design level of protection (200 year flood stage, 598.7 ft. NGVD or approximately 85 acre-feet for the current proposed levee configuration). This is the storage required to mitigate for the lost storage integral to the Corps' project purposes. This COE requirement is separate and apart from any permit requirements that may be required by other regulatory entities, including but not limited to, Federal agencies, the State, and the Town of Griffith. Also, any negative changes to available flood storage caused by development of the remainder of the golf course property will need to be added to the total required compensatory flood storage volume.

The first preference is that the additional storage be provided on site. However if that is not feasible, the additional storage, should be located on the river side of the line of flood protection between Liable Road and Burr Street (between the dashed lines on attachment 1).

A detailed design should be submitted to the COE for technical review to insure that the functionality of the Little Calumet Flood Control Project is not compromised.

Furthermore, the requirement to provide the lands, easements, and rights-of-way necessary for the Federal project is the responsibility of the Project's local sponsor (your office), the Little Calumet River Basin Development Commission. Accordingly, I suggest that any future correspondence regarding this real estate matter should be made directly to your office. A copy of this letter is being furnished to Mr. Robert Farag, owner of the Griffith Golf Center.

Sincerely,

A handwritten signature in black ink, appearing to read 'Imad N. Samara', with a long horizontal line extending to the right.

Imad N. Samara  
Project Manager

**Attachment**

CF: Robert Farag, owner of the Griffith Golf Course  
Elizabeth Johnson, Congressman Visclosky's office  
Rick Konopasek, Town of Griffith Council member  
Ken Smith, Assistant Director, Indiana Department of Natural Resources

**Sandy Mordus**

---

**From:** "Sandy Mordus" <smordus@nirpc.org>  
**To:** "James Meyer" <jmeyer@meyerwyattpc.com>  
**Cc:** <imad.samara@usace.army.mil>; "Anderson, Douglas M LRC"  
<Douglas.M.Anderson@lrc02.usace.army.mil>  
**Sent:** Thursday, January 05, 2006 3:54 PM  
**Subject:** Brian Doughman Borrow Site

Jim:

As per your request after the pre-bid meeting on January 5, I called Brian Doughman (the owner of the borrow site located south of the NSRR and east of Clark Road) to see what the status was of his borrow site. Brian indicated to me that the last of the available clay was taken for the storing of dredged materials from the Grand Calumet River in East Chicago. Brian indicated there is no clay available at this time. However, Brian did say that he is in the process of acquiring some land adjacent to his existing borrow site and should have clay available as early as the spring of 2007.

Unfortunately, that will not help us at this point in time. If I can provide you any additional information or if you have any questions, please let me know.

Jim Pokrajac, Agent  
Engineering/Land Management  
Little Calumet River Basin  
Development Commission



## ***OPERATION AND MAINTENANCE REPORT***

**For meeting on Wednesday, February 1, 2006**

**(Information in this report is based upon latest data provided at the time the report is put together. Dates and costs may vary depending upon ongoing design and/or coordination with the Army Corps.**

**Report period is from December 29, 2005 – January 25, 2006)**

---

### O&M Committee (Ongoing issues):

#### **A. Funding to complete O&M obligations.**

1. A letter was received from the COE on April 14<sup>th</sup>, 2004, 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)

#### **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.
2. The LCRBDC **completed** an Inter-local Agreement with the Gary Fire Department for them to occupy our currently vacant Chase Street Farm Stand for one year for \$1.00 (Refer to Land Management Report)
  - **This was signed and approved at the January 11, 2006 Board of Public Works meeting (See Land Management Report)**
3. Inspections were held with the COE, LCRBDC, and representatives from Gary as follows:
  - A. All four pump stations in Gary were inspected on September 13, 2004 (these included Burr St. North, Grant, Broadway, and Ironwood). Representatives from the Corps, Greeley & Hansen, United Water, and the LCRBDC attended.
    1. LCRBDC is currently working on getting a bid package put together for review by Gary. Several comments were received by LCRBDC from Gary that are being reviewed before incorporating into the final plans and specs.
    2. A preliminary list of all items to be included as the scope of work (including supplemental comments with more detail from Austgen Electric and the Griffith COE) has been completed and will serve as the basis to assemble a bid package. (This will be submitted to Gary for comment).
  3. **Received a request from Greeley & Hansen on January 5, 2006 as to the status of the scope of work/RFP for the pump stations.** /
    - **LCRBDC indicated that Austgen is doing diagnostics on all (4) stations and has authorization to complete minor repairs. After all diagnostics/repairs are completed, we will send a summarization letter for their review and comment.**



- **It appears at this stage of diagnostics that the majority of items on the list as the “scope of work” have been completed as minor cost items and that the final scope could be very minimal.**
4. 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.
    - A. Final sluice gate inspections were held on April 14, 2005 and April 21, 2005.
      - Minor inspections are needed to complete final punch list for sluice gate/flap gate installations.
      - It is the intent to advertise these separately from the pump stations and will include lubrication, clean-up, and punch list items.
      - **Scope of work currently being assembled to advertise.**
  5. Gary indicated they would take over O&M responsibilities for the (2) recently completed lift stations (32<sup>nd</sup> & Cleveland and Marshalltown) as soon as all criteria are met by LCRBDC & the COE.
    - Two (2) resolutions were approved at the November 9, 2005 Board meeting. We are proceeding with the agreements with Gary to accept O&M for both stations.
    - **Agreements have been submitted to Gary for their review and comments**
    - **Received “as-built” drawings from the COE on December 23, 2005, and had final sign-offs for the check list for turnover completed.**
- C. A meeting was held on June 30, 2005 at the Griffith Town Hall regarding the process of Griffith being removed from the flood plain.
1. LCRBDC will need to contract out services for Griffith to gather information for levee certification as requested by FEMA.
  2. **An email was sent to Lawson-Fisher on December 27 informing them to proceed with their scope of work at a cost not to exceed \$9,700.**
    - **Scope includes determining what is required by FEMA to certify this line of protection.**
    - **A meeting (or conference call) is scheduled with the COE, FEMA, IDNR, LCRBDC, and Lawson-Fisher on February 9, 2006 to ask questions and review Lawson-Fisher scope of work.**
- D. An e-mail was sent to INDOT on October 27, 2005 to re-construct several ramps to our levees in areas where the bridges over I-80/94 were raised and the percent grade of the slopes were not maintained. Also, to clean out a control structure west of Georgia & south of I-80/94. **(No response as of January 25)**
- E. LCRBDC currently working on final O&M package to Gary.
- Gary to review, comment, and familiarize themselves with current Army COE O&M manual.
  - COE to add to, update, and modify to include most recent construction.
  - LCRBDC is putting together draft memo with summary of outstanding issues & actions. **(Ongoing)**

**Sandy Mordus**

---

**From:** "Sandy Mordus" <smordus@nirpc.org>  
**To:** "Smales, Donald" <dsmales@greeley-hansen.com>  
**Cc:** "Spike Peller" <spike@garysan.com>; <Jmeyer@Meyerwyattpc.Com>; "Arlene Colvin" <acolvin@ci.gary.in.us>; <billierw@hmdin.com>  
**Sent:** Thursday, January 05, 2006 4:32 PM  
**Subject:** Re: SOW ACOE Pumping Stations

Don Smales:

We comprised a list of all outstanding items for each of the four (4) pump stations based upon comments we received from Greeley & Hansen, the Army Corps of Engineers, and Austgen Electric. We have contracted out Austgen Electric who is currently doing diagnostics on each of the four stations to determine what the problem is and what is needed to correct it. We have given Austgen Electric authorization to complete minor repairs as necessary to correct whatever deficiencies existed. I anticipate that no later than January 11 I will receive information from Austgen as to what they have repaired and what it will cost. At that point in time, I will send you a letter along with the remaining items to be completed, asking for your review and comment to see if we can advertise this project with that scope of work. Additionally, I will provide you the information of what has been corrected at each station.

Any items that include sluice gates and flap gates will be advertised as a separate contract. There are several sluice gates that we could not check during our inspections last summer. It is my intent to complete the inspection of those remaining sluice gates and flap gates and comprise a final list of what needs to be done to make these gates operational. It is also my intent that all of the existing sluice gates will be lubricated prior to turnover. Similarly, with the flap gates, there are several we found that do not correctly seal. We will have that contractor include these in a scope of work and it is our intention to make all of the flap gates function as designed. Lastly, we will advertise any fencing repairs or rusting deficiencies.

It is our intention that we will be submitting these items for bid as soon as possible. I anticipate the pump stations to be advertised by the middle to end of February and the sluice gate/flap gate, and fencing contracts to be advertised as soon as we complete the inspection of those gates that could not be inspected during our previous field visit. I will keep you in the loop and prior to any solicitation, I will forward our proposed package to you for review and comments. If you have any questions regarding these items, please call me at 219/763-0696 or email me.

Jim Pokrajac, Agent  
 Engineering/Land Management

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

**From:** Smales, Donald  
**To:** smordus@nirpc.org  
**Cc:** Spike Peller ; Jmeyer@Meyerwyattpc.Com  
**Sent:** Thursday, January 05, 2006 2:06 PM  
**Subject:** SOW ACOE Pumping Stations

Jim:

What is the status of the Scope of Work / RFP for the inspection / repair of the ACOE pumping stations the LCRDBC and the ACOE want to turn over to the Gary Storm Water Management District?

1/5/2006

February 1, 2006

Honorable Legislator  
Representative/Senator  
(Individually addressed)

Dear Representative/Senator:

The Little Calumet River Basin Development Commission is writing to share the year 2005 flood control project's progress and to outline critical non-federal funding needed to meet the construction completion schedule to the Illinois State Line by the end of 2009.

In 2005, three Federal flood protection contracts were under construction in Highland and Hammond. Over \$16,000,000 secured by Congressman Visclosky for work is underway between Cline Avenue and Kennedy Avenue. A map showing the areas of work for each contract and photos taken this fall illustrating the type of construction are included, labeled as Attachment 1. A map of the floodplain areas to be protected by this construction segment is included as Attachment 2. In all, some 1500 residences and businesses in Highland and over 900 residences and businesses in Hammond will be protected and eligible to petition removal from floodplain designation once the project reaches Northcote Avenue/Hart Ditch, approximately one mile to the west.

The significant challenge ahead is to secure the non-federal funding needed to accomplish the acquisition relocations and escrow cash participation to meet the aggressive schedule put forth to comply with Congressman Visclosky's project construction completion by the end of 2009. A copy of the Congressman's letter; the Corps of Engineers/Development Commission's committed schedule to complete the project; and the table identifying funding needed to meet the schedule is included as Attachment 3. As you can clearly see, significant non-federal funding is needed over the next several years to meet the schedule. With the Development Commission receiving \$2,000,000 in the 2005-2007 State Biennial Budget, the Development Commission has met with Mayor Tom McDermott Jr. and city Council President Dan Repay of Hammond; the Highland Town Council; the Munster Town Council; and North Township Trustee Frank Mrvan Jr. to explain the schedule and appeal for help in exploring other sources of local project support. To date, the Development Commission has received outstanding support and cooperation from the local communities, including

public donations of needed land and easements, support encouraging private developer donation of easements, and offers to explore local sources of supplemental funding. A listing of "local contributions" to required non-federal project items is list as Attachment 4. It currently totals over \$5,000,000.

The Development Commission is currently spending all funds remaining, including the \$1,000,000 allocated by the State Budget Committee on October 28, 2005. The spending priorities are:

- Priority 1: Burr Street Betterment Levees Construction
- Priority 1A: West Reach Stage V-2 Easement Acquisition and Utility Relocation (Kennedy Avenue to Northcote Avenue/Hart Ditch, Hammond and Highland)
- Priority 1B: Escrow Cash Contribution for 2006 for continued Federal construction contracts for Hammond and Highland
- Priority 2: Preliminary Land Acquisition Service for Stage VII (Title work, survey, appraisal work) (from Northcote Avenue to Columbia Avenue)

The Development Commission will seek allocation of the remaining \$1,000,000 from the 2005-07 State Budget at the earliest date possible, once contracts have been signed on Burr Street Betterment levees and due to the imminent return of offers made in Stage V-2 (Kennedy Avenue to Northcote/Hart Ditch).



Attach. 1



**Little Calumet River Basin Development Commission**

**FEDERAL FLOOD CONTROL CONSTRUCTION CURRENTLY UNDER WAY - \$16,275,609 TOTAL CONTRACTS**

- Stage VI-Phase 1 (South) Kennedy Ave. to Liable Rd., South of the Little Calumet River (Contract \$6,503,094 - Completion 12/04/06)
- Stage VI-Phase 1 (North) Kennedy Ave. to Cline Ave., North of the Little Calumet River (Contract \$5,566,871- Completion 7/21/07)
- Stage VI-Phase 2 Liable Rd. to Cline Ave., South of the Little Calumet River (Contract \$4,205,644- Completion 2/2/07)



①



②





3

APPROX. 900 LIN. FT. OF LEVEE  
COMPLETED WITH PLANTING ZONE

4

NEW CONCRETE FORMLINER & CONCRETE BASE  
(POURED OVER SHEETPIILING)  
BACKFILL WILL BE TO BOTTOM OF FORMLINER





5



**OLD LEVEE DEGRADED,  
NEW LEVEE UP TO HEIGHT  
OF OLD LEVEE - APPROX.  
75% OF HEIGHT**

6

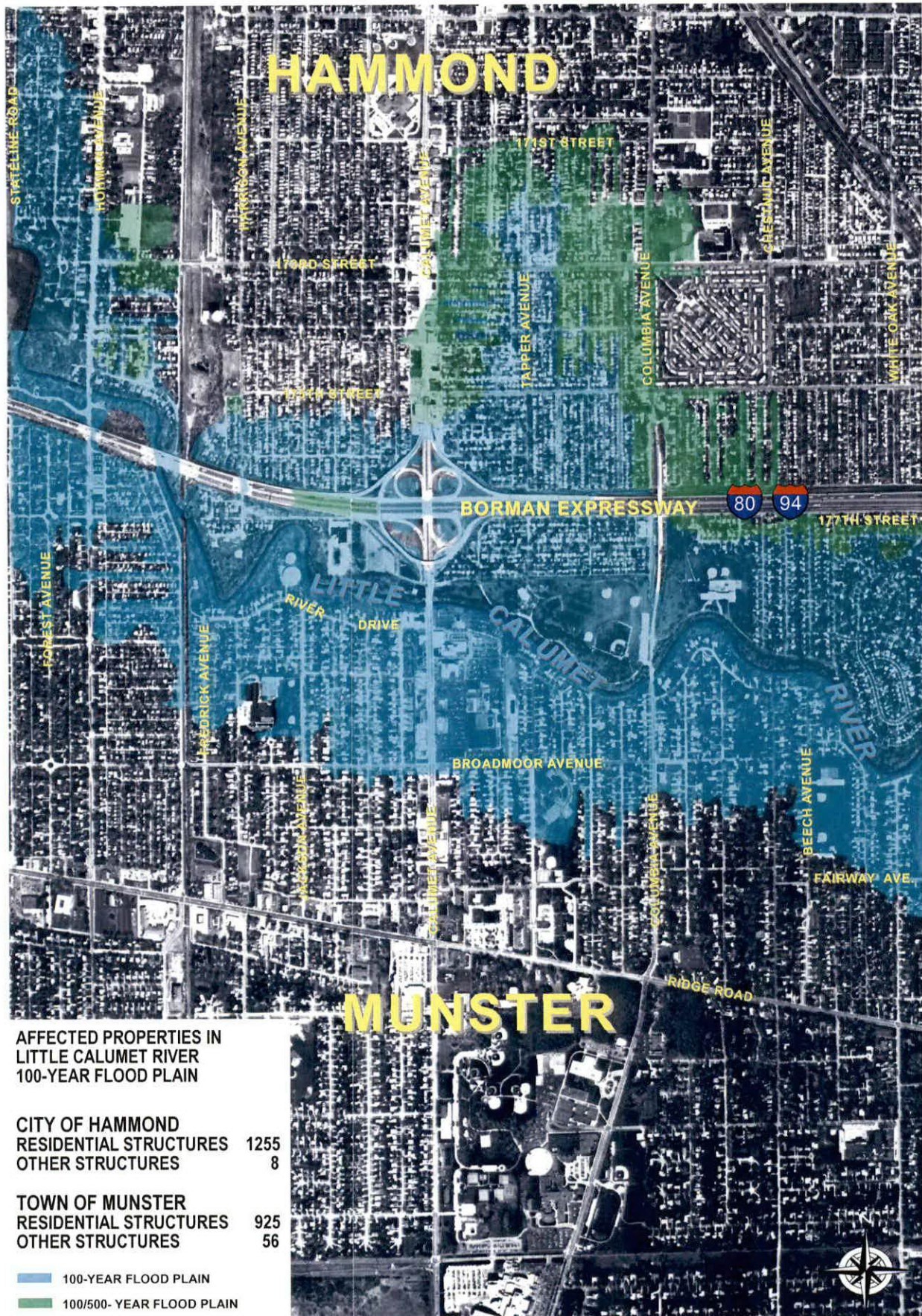


**PREPARING FOR  
CONCRETE  
POUR FOR  
FOUNDATION  
SLAB FOR  
NORTH DRIVE  
PUMP STATION**

**(PUMP STATION  
IS OVER  
\$2 MILLION IN  
CONSTRUCTION)**



# LITTLE CALUMET RIVER LEVEE PROJECT



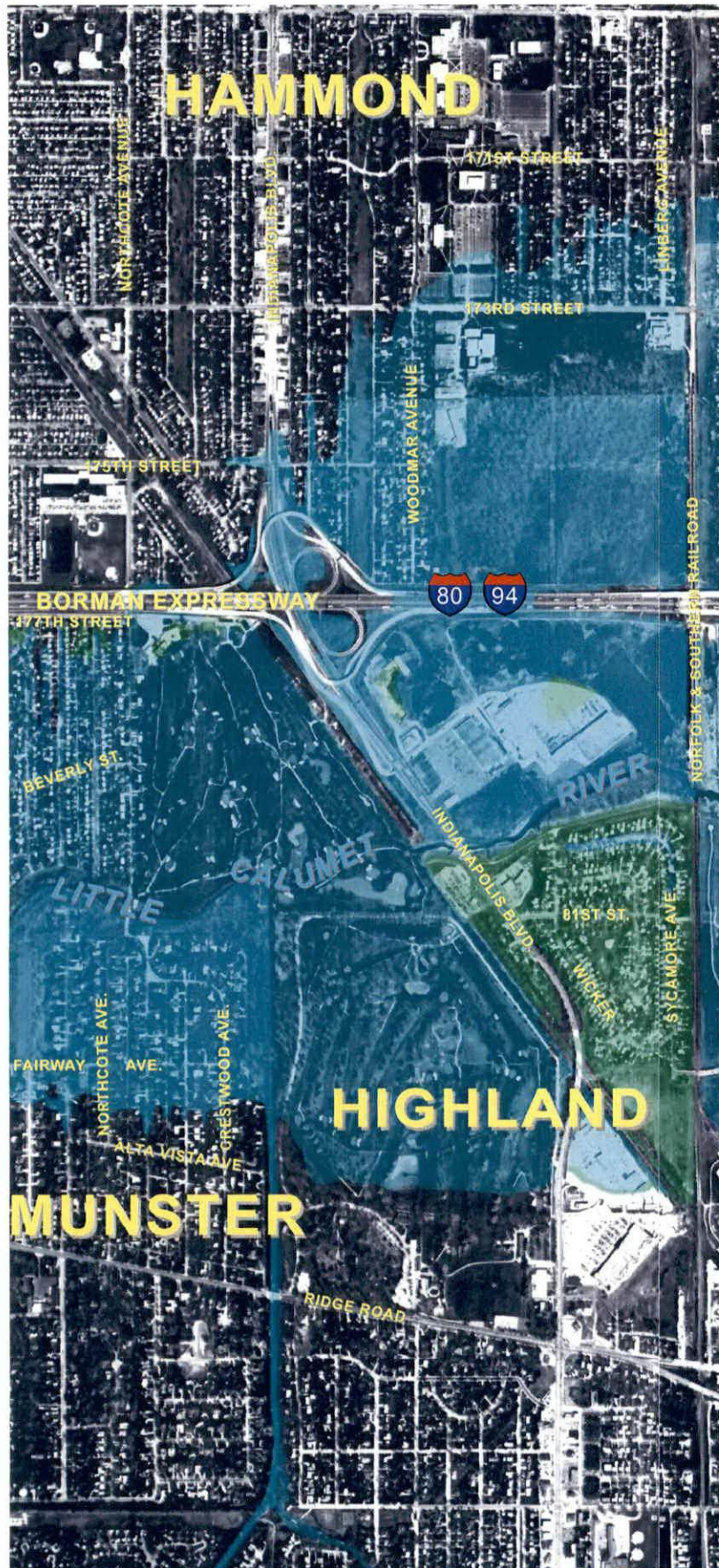
DATE OF PHOTO 4-2000

JOHN SMITH 2/2005

Attach. 2



# LITTLE CALUMET RIVER LEVEE PROJECT



AFFECTED PROPERTIES IN  
LITTLE CALUMET RIVER  
100-YEAR FLOOD PLAIN

CITY OF HAMMOND  
RESIDENTIAL STRUCTURES 378  
OTHER STRUCTURES 19

TOWN OF MUNSTER  
RESIDENTIAL STRUCTURES 213

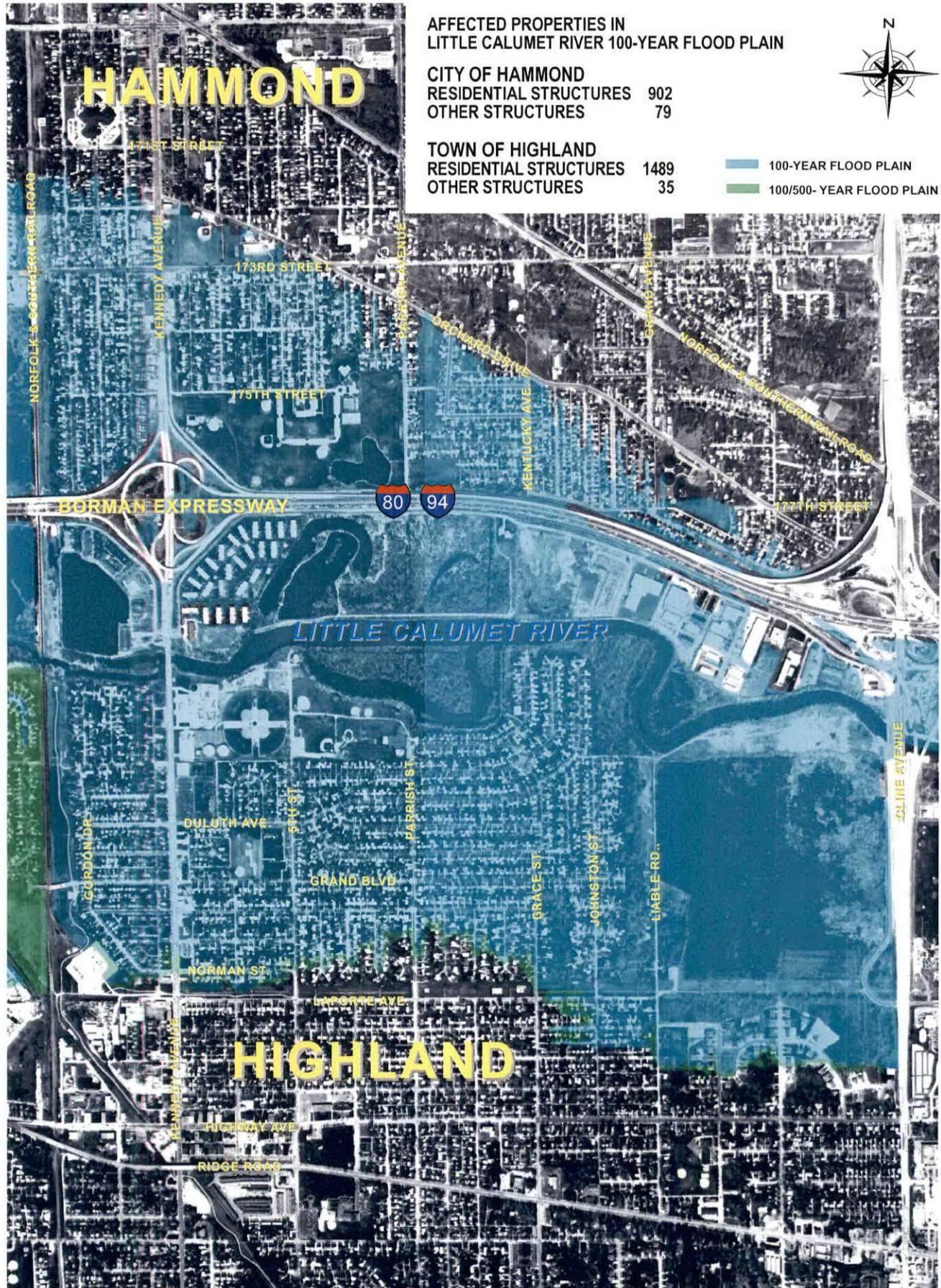
TOWN OF HIGHLAND  
OTHER STRUCTURES 9

100-YEAR FLOOD PLAIN  
100/500-YEAR FLOOD PLAIN





# LITTLE CALUMET RIVER LEVEE PROJECT





PETER J. VISCLOSKY  
1ST DISTRICT, INDIANA

COMMITTEE ON APPROPRIATIONS  
SUBCOMMITTEES  
DEFENSE  
ENERGY AND WATER DEVELOPMENT  
CONGRESSIONAL STEEL CAUCUS  
VICE CHAIRMAN  
U.S. HOUSE LAW ENFORCEMENT  
CAUCUS

**Congress of the United States**  
**House of Representatives**  
**Washington, DC 20515-1401**

WASHINGTON, DC 20515-1401  
DOW 225-2461  
701 EAST 83RD AVENUE, SUITE 1  
MERRILLVILLE, IN 46510  
CL: 795-1044  
Call Toll Free  
1 800 425-1118  
or 1 800 425-1118  
in INDIANA  
http://www.house.gov/pjvisclosky

March 30, 2005

Mr. Imad Samara  
Project Manager  
U.S. Army Corps Of Engineers  
Chicago District Office  
111 North Canal Street  
Chicago, Illinois 60606

Dear Imad:

I write this letter in regard to the Little Calumet River Flood Control and Recreation Project.

In 1991, actual construction for this federally funded flood control project, in which a twenty-two mile levee system is to be constructed and completed in coordination with the United States Army Corps of Engineers (USACE) and the Little Calumet River Basin Development Commission (LCRBDC), was initiated. This project serves the best interest of residents in Northwest Indiana who live along the river, and whose homes are located in the flood plain. One complete, this project will alleviate the obligation to pay flood insurance for these residents and will improve their quality of life, as they will be able to enjoy both the recreational opportunities offered by an improved river system and flood protection.

To date, I have secured \$98.7 Million in federal funding to support the activities of this project. Unfortunately, the Little Calumet River Flood Control and Recreation Project is not yet complete. The USACE, acting as the Federal Sponsor, and the LCRBDC, acting as the Local Sponsor, must establish a reasonable end date of construction that reflects a sense of urgency.

I respectfully request that the USACE submit to my office a design and construction schedule for this project that will reflect completion of the levee system within four years, or a targeted end date of December 2009. This schedule will not only ensure monitored progress in the West Reach, but will assist in my efforts to secure additional federal funding for this project during the federal appropriations cycle. Once this schedule has been submitted, I know the USACE, in coordination with the local sponsor, the LCRBDC, will work expeditiously and aggressively to ensure the levee system reaches the Illinois-Indiana State Line by the targeted date.

Thank you for your immediate attention to this matter. If you are in need of any additional information, please do not hesitate to contact me, or Elizabeth Johnson, Director of Projects and Grants in my Merrillville Office at 219-795-1844.

Sincerely,

Peter J. Visclosky  
Member of Congress

PJV:cj

Attach. 3





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

**May 27, 2005**

**REPLY TO  
ATTENTION OF**

**Planning & Project Management Division  
Project Management Branch**

**Honorable Peter J. Visclosky  
Representative in Congress  
701 East 83rd Avenue, Suite 9  
Merrillville, Indiana 46410**

**Dear Mr. Visclosky:**

I am responding to your letter of March 30, 2005 requesting an expedited schedule for completion of the Little Calumet River Flood Control Project. The Chicago District, in conjunction with the Little Calumet River Basin Development Commission (LCRBDC), has developed a plan to complete this project by December 2009 as requested. Enclosed is a schedule laying out the real estate acquisition and design and construction activities for the remaining stages of this project.

The critical activities are the real estate acquisitions and utility relocations. There are approximately 261 real estate acquisitions necessary to complete this project. Our experience in the west reach indicates that approximately 50 percent of these acquisitions will require condemnation actions. In addition, there will be approximately 232 utility relocations. The Chicago District has provided the LCRBDC with all the real estate requirements for Stage V and VII so that they can aggressively proceed with the acquisitions and relocations. The LCRBDC has indicated strong commitment to meeting the expedited schedule for real estate acquisitions and utility relocations.

The Chicago District will have awarded all of the construction contracts for Stage VI and the Burr Street Betterment Levee contract by September 30, 2005. The LCRBDC will have to provide a minimum of 5 percent of the appropriated federal amount by October 1, 2005. If Congress appropriates \$6,500,000 they must provide \$325,000. In addition, the LCRBDC must provide \$900,000 for the Burr Street Betterment Levee.


The Chicago District is confident of our ability to meet the expedited schedule for the design and construction of the remaining stages of the project. The Chicago District has demonstrated its ability to complete design and construction activities on this project, consistent with the federal funds appropriated for the project through your support, \$98,000,000 through fiscal year 2005.



Significant additional funding, both Federal and Non-Federal, is required in order to execute in accordance with the expedited schedule. Enclosed is a summary of the Federal and Non-Federal funding required by fiscal year. The Federal funding requirement is predicated on the LCRBDC providing the necessary real estate acquisition, utility relocation and local cash required to award contracts for the remaining stages.

If I can assist you further, please contact me at 312-846-5300, or contact Mr. Roy Deda at (312) 846-5302. We would be pleased to meet with you to discuss the path forward to completion of this project.

Sincerely,

  
Gary E. Johnston  
Colonel, U.S. Army  
District Engineer

Enclosures



Little Calumet River  
Expedited Schedule Funding needs

Fiscal Year	Federal Funding Needs	Non Federal Funding Needs
FY 2005	\$5,000,000	\$1,850,000
FY 2006	\$15,000,000	\$6,300,000
FY 2007	\$8,800,000	\$3,500,000
FY 2008	\$16,200,000	\$600,000
FY 2009	\$10,000,000	\$550,000
FY 2010	\$1,000,000	\$100,000
<b>Total</b>	<b>\$56,000,000</b>	<b>\$12,900,000</b>
*Wetland Mitigation, Recreation and other Miscellaneous work	\$5,000,000	\$725,000

\* Part of the project not included in the expedited schedule since it will not impact completing the Levee System and get residents out of the flood plain.

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[illegible]

**LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION**

***LIST OF CONTRIBUTIONS FROM LOCAL LANDOWNERS***

***(as of 1/3/06)***

**Lake County Parks:**

- \$ 104,000 temporary easement on Deep River Borrow Site for clay**
- \$ 200,000 permanent/flowage easements on individual tracts**

**Indiana Department of Transportation (INDOT):**

- \$ 18,000 permanent/temporary easements along levee line**

**Northern Indiana Public Service Company:**

- \$ 92,600 permanent/temporary/roadway easements on individual tracts**

**Lake County Commissioners:**

- \$ 353,000 permanent/flowage easements (from tracts on tax sales)**

**City of Gary:**

- \$ 1,400,000 local funds committed to construct Burr Street Levee/Gary**

**City of Hammond:**

- \$ 46,000 permanent/temporary/flowage easements**

**Hammond Sanitary District:**

- \$ 359,000 permanent/flowage easements at pump station**

**Hammond Park Department:**

- \$ 32,500 flowage easements**
- \$ 300,000 to complete recreation features of Carlson/Oxbow Park.**

**Town of Highland:**

- \$ 81,200 permanent/temporary/flowage easements**

**Highland Park Department:**

- \$ 49,000 permanent/temporary/flowage easements**

**Private Landowners:**

- \$ 25,000 various easements on Wicker Park Manor**

**Corporate:**

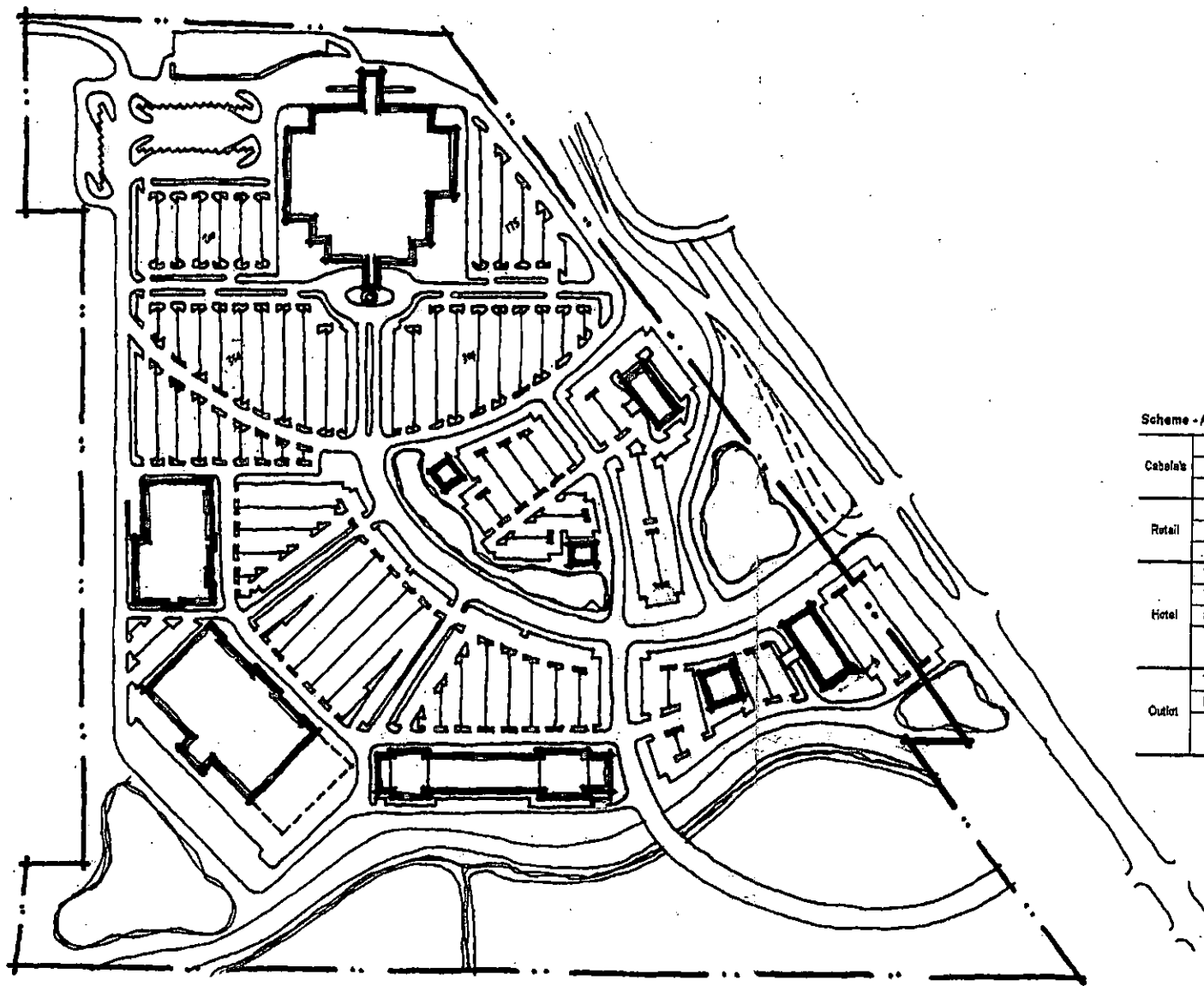
- \$ 400,000 permanent easement for sheet-piling instead of earthen levee as a negotiated settlement.**

**Section 104:**

- \$ 1,667,200 City of Hammond reconstructed State Line to Hohman Ave. levee (to Corps specifications) & constructed Hohman Ave. Pump Station.**

**TOTAL = \$ 5,127,500**

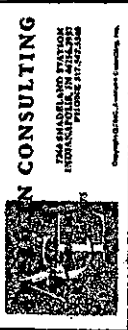
*Attach. 4*



Scheme - A Summary

Cabela's	Total Area	230,000 S.F.
	Parking	1,176 Spaces
	Parking Ratio	5.11 Spaces/1,000 S.F.
Retail	Total Area	301,000 S.F.
	Parking	1,139 Spaces
	Parking Ratio	3.76 Spaces/1,000 S.F.
Hotel	Total Area	97,500 S.F.
	Total Units	136 Units
	Parking	432 Spaces
Outlot	Parking Ratio	4.43 Spaces/1,000 S.F.
		3.18 Spaces/Unit
	Total Area	20,000 S.F.
	Parking	404 Spaces
	Parking Ratio	20.20 Spaces/1,000 S.F.
		1.24 Seats/Space

0 75' 150' 300'  
SCALE: 1"=300'

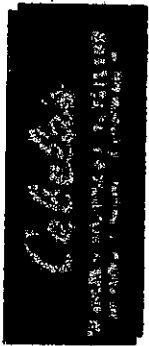


N CONSULTING  
724 SHADLAND STATION  
INDIANAPOLIS, IN 46204  
TEL: 317.444.1111  
WWW.NCONSULTING.COM

# Conceptual Master Plan

Scheme - A

10.05.05



## YOUR HELP IS NEEDED FOR THE RESTORATION INVENTORY PROJECT

This mailing seeks your help in creating a comprehensive database for restoration of natural areas in Lake, Porter and LaPorte counties in Northwest Indiana. To provide information about the restoration projects of your agency or organization, please complete both of the enclosed survey forms for each restoration site and return them to Lee Botts, 6235 Hemlock Avenue, Gary, Indiana 46403-1138. Also feel free to give a copy of the survey form to anyone else who can provide information about a project to restore natural areas in this region.

One aim of the project to increase awareness of local residents and others that Northwest Indiana is a leader in environmental restoration and no longer the sink for pollution that it is still considered to be in the region and beyond. Another purpose is to strengthen the restoration community and appreciation for its efforts.

Indiana University Northwest is the primary sponsor and fiscal agent for the Restoration Inventory Project, in partnership with the organizations and agencies listed below. Biologist Spencer Cortwright is the faculty sponsor. The project is funded by a \$9,000 grant from the Lilly Foundation to the IUN Center for Sustainability Regional Vitality. I am serving as the volunteer project coordinator, assisted by Julia Plumb. The GPS mapping component will be prepared by the IUN Library Data Center under the direction of Tim Sutherland.

The project will produce a comprehensive listing of existing and ongoing restoration projects. Results will be used to produce a handbook that reports significant findings of analysis of the data gathered. The publication will be made public at an information workshop or conference to be carried out in cooperation with other agencies and organizations involved with restoration in Northwest Indiana in mid-2006.

The project is intended to complement other ongoing efforts to promote restoration and protection of natural areas in this region, such as the project being carried out by the Northwest Indiana Regional Planning Commission in partnership with the Openlands Project with funding from the Donnelly Foundation. That project includes a listing of areas that should be protected or restored. Both lists are intended to provide information useful to restoration managers, public land use planning agencies, and private developers as well as to inform the general public.

Please copy and complete a separate survey questionnaire for each restoration project for which your agency or organization is or has been responsible within the past 15 years. We know that we are asking for a lot of your time and knowledge but the intention with creation of this database is to support your efforts as well. Funding agencies, for example, may become more inclined to support restoration or new sources of support may be identified.

Please return the completed questionnaires as soon as possible but no later than Feb. 15, 2006. You may be contacted subsequently by Julia Plumb for clarification or additional information. For questions, contact me at 219-938-2863 or [leebotts@sbcglobal.net](mailto:leebotts@sbcglobal.net). Thank you again for your participation in this project to document and promote restoration of natural areas in Northwest Indiana.

Yours truly,



### PROJECT CO-SPONSORS

Northwest Indiana Regional Planning Commission  
Save the Dunes Conservation Fund  
The Nature Conservancy  
Northwest Indiana Forum  
Taltree Arboretum

The Quality of Life Council  
Shirley Heinze Land Trust  
Wildlife Habitat Council  
Coffee Creek Conservancy  
Indiana Dunes National Lakeshore



RETURN TO: Lee Botts, 6235 Hemlock Avenue, Gary, Indiana 46403 219-938-2863 [leebotts@sbcglobal.net](mailto:leebotts@sbcglobal.net)

## SURVEY DOCUMENT FOR RESTORATION INVENTORY PROJECT

1. Title of the restoration project: \_\_\_\_\_
2. Is there a restoration management plan for the project? (Please check plan elements that apply.)
  - ☐ Specific conservation goals
  - ☐ Ongoing management needs.
  - ☐ Recreation use considered
  - ☐ Ongoing monitoring
  - ☐ Other \_\_\_\_\_
3. Who holds title to the property? (Please provide contact information if different from respondent.)
  - ☐ Private property owner \_\_\_\_\_
  - ☐ Corporation \_\_\_\_\_
  - ☐ Not-for-profit land trust organization \_\_\_\_\_
  - ☐ Public agency \_\_\_\_\_
  - ☐ Other \_\_\_\_\_
5. Character of the site (Check all that apply)
  - ☐ Predominant soil type \_\_\_\_\_
  - ☐ Type of waterway or wetland \_\_\_\_\_
  - ☐ Native species dominant \_\_\_\_\_
  - ☐ Exotic invasive species dominant \_\_\_\_\_
  - ☐ Rare or unusual features \_\_\_\_\_
  - ☐ Other: \_\_\_\_\_
6. Prior land use. (Check all that apply.)
  - ☐ Undeveloped \_\_\_\_\_
  - ☐ Agricultural \_\_\_\_\_
  - ☐ Industrial \_\_\_\_\_
  - ☐ Residential \_\_\_\_\_
7. Current land use (Check all that apply)
  - ☐ Managed restoration \_\_\_\_\_
  - ☐ Unmanaged and vacant \_\_\_\_\_
  - ☐ Open for public access \_\_\_\_\_
  - ☐ Dedicated preserve \_\_\_\_\_
  - ☐ Other \_\_\_\_\_
8. Reasons for restoration (check all that apply).
  - ☐ Regulatory compliance, such as for Resource Conservation and Recovery Act or Superfund
  - ☐ Mitigation for development elsewhere \_\_\_\_\_
  - ☐ Increase public access \_\_\_\_\_
  - ☐ Assist flood control \_\_\_\_\_
  - ☐ Improve water quality \_\_\_\_\_
  - ☐ Wildlife habitat \_\_\_\_\_
  - ☐ Protect rare or endangered species \_\_\_\_\_
  - ☐ Research \_\_\_\_\_
  - ☐ Education \_\_\_\_\_
  - ☐ Provide open space \_\_\_\_\_
  - ☐ Other: \_\_\_\_\_

9. What types of habitat will be enhanced?

- ☐ River or stream marsh or wetland
- ☐ Prairie
- ☐ Savannah
- ☐ Woodland
- ☐ Open water
- ☐ Other \_\_\_\_\_

10. What restoration methodologies are being used? (Check all that apply.)

- ☐ Removal of trash and debris. \_\_\_\_\_
- ☐ Soil amendment \_\_\_\_\_
- ☐ Invasive species management \_\_\_\_\_
- ☐ Tree and understory removal \_\_\_\_\_
- ☐ Prescribed burns (please state frequency) \_\_\_\_\_
- ☐ Introduction of native species \_\_\_\_\_
- ☐ Advance species inventory \_\_\_\_\_
- ☐ Other \_\_\_\_\_

11. Who is carrying out the restoration? (Check all that apply and provide names where appropriate.)

- ☐ Private property owner \_\_\_\_\_
- ☐ Public agency \_\_\_\_\_
- ☐ Non-for-profit land trust \_\_\_\_\_
- ☐ Corporation \_\_\_\_\_
- ☐ Partnership \_\_\_\_\_
- ☐ Contractual consultants \_\_\_\_\_
- ☐ Volunteers \_\_\_\_\_
- ☐ Agency staff \_\_\_\_\_
- ☐ Other \_\_\_\_\_

12. What expenses are involved in the restoration? (Check all that apply.)

- ☐ Paid labor \_\_\_\_\_
- ☐ Staff costs \_\_\_\_\_
- ☐ Materials and equipment \_\_\_\_\_
- ☐ Land acquisition costs \_\_\_\_\_
- ☐ Other \_\_\_\_\_

13. How is the restoration being financed? (Check all that apply.)

- ☐ Grants from private sources \_\_\_\_\_
- ☐ Contributions \_\_\_\_\_
- ☐ Grants from public agencies \_\_\_\_\_
- ☐ By Natural Resource Damage Assessment (NRDA) funds \_\_\_\_\_
- ☐ For Resource Conservation Recovery Act compliance \_\_\_\_\_
- ☐ By private owner for development purposes \_\_\_\_\_
- ☐ Other \_\_\_\_\_

14. Additional comments: \_\_\_\_\_

15. Contact information for respondent:

Name and Title: \_\_\_\_\_  
Street Address: \_\_\_\_\_  
City/State/Zip Code: \_\_\_\_\_

## GIS/GPS MAPPING INFORMATION

*The GIS/GPS mapping component of the Restoration Inventory Project. This part of the project will be carried out under the direction of Tim Sutherland, director of the Library Data Center at IUN. Having this information will make it possible to coordinate with NIRPC in mapping and also assist land use planning projects by county governments and other agencies. It is anticipated that the mapping information provided by the inventory project will also be used by economic development agencies and by developers seeking to locate new facilities. Much of the urgency for completion of this inventory is inspired by the increase in new economic development activity in this region. Please return this page with the completed survey form to Lee Botts, 6235 Hemlock Avenue, Gary, Indiana 46403.. For questions, however, about the GIS/GPS component, please contact Tim Sutherland at 219-980-6946, FAX 980-6558, or [sutherla@iun.edu](mailto:sutherla@iun.edu). Thank you for your help.*

Please provide any of the information requested below that you have about the location of the restoration site. Parcel boundary coordinates provide the most descriptive elements. Please be as precise as possible.

1. Title of the restoration project (should be consistent with title on first part of the survey form):

\_\_\_\_\_

2. Size of the project site (acres or square feet) \_\_\_\_\_

3. Longitude and latitude coordinates or GPS bounding \_\_\_\_\_

\_\_\_\_\_

4. Site located in which county and township \_\_\_\_\_

\_\_\_\_\_

5. Street address \_\_\_\_\_

\_\_\_\_\_

6. Any legal description of property \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

7. List of bounding streets \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

8. Nearby landmarks to the site \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

9. Rough boundaries north, south, east, west \_\_\_\_\_

\_\_\_\_\_

10. Other location information \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_







*put in.*  
4.) *JV gave report.* Update on Land Acquisition Stage VII as of today 2/1/06:

Stage VII Northcote to Columbia (54 acquisitions 35 landowners)

Title work is in. We've had survey problems but as of 2/3/06 we can start assigning appraisals. We're meeting with the appraiser this Friday to assign the appraisals. According to the schedule we have until the end of February to finish appraisals.

5.) FYI for meetings coming up:

- ✓ - Griffith Golf Center meeting today at 2:30 pm to discuss the acquisition.  
We'll report tonight. Appraisal due 24 February 06. (Dan to report)
- ✓ - Wicker Park meeting with North Township Board tomorrow on 2 February 06.  
We'll explain easements, construction, and scheduling.  
Wicker Park Appraisal to be delivered 2/3/6.

d.

WORK STUDY SESSION  
1 February 2006

LAND ACQUISITION COMMITTEE  
Robert Marszalek, Chairman

---

put in minutes ✓  
1.) There is one increased offer:

DC 1124 Lot 20 Block 1 Highland Gardens

Landowner will settle for a 15% increase (Corps allows for crediting) in the offer of \$1,770. New offer will be \$2,035.50. To avoid condemnation costs and delays we respectfully request approval of the increase.

// 2.) There are nine (9) condemnations. These are the acquisitions we may have to file for condemnation in Stage V. We're in negotiations with them now and the condemnation approval tonight is "in case" we can't agree. If we approve the condemnation tonight we could start filing papers in court quickly, otherwise we must wait until the March Commissioners meeting for approval and we'll lose time on the schedule. We respectfully request approval of the condemnations. (Corporates are listed; residential's are not named for privacy.)

~~DC 836 Griffith Golf Center~~ OMT  
DC 1104 J. & A. Enterprises (Wendy's)  
DC 1115 Residential  
DC 1122 Residential  
DC 1123 Residential  
DC 1126 Residential  
DC 1127 Residential  
DC 1128 Residential  
DC 1171 Residential

DC 1101  
DC 1125

Policy Committee  
to meet

// 3.) Update on Land Acquisition Stage V as of today 2/1/06:

Stage V Northcote to Kennedy (37 acquisitions 32 landowners)

Offers in negotiations: 8 (eight)

Offers accepted: 7 (seven)

Offers - unable to contact landowners: 2 (two)

Attorney preparing offers: 7 (seven)

Offers on hold: 3 (three) ←

Offers with problems: 5 (five) (completing 2 appraisals, correcting 3 surveys)

According to the schedule we have until June to firm up these acquisitions. ✓