



Little Calumet River Basin Development Commission

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~~WILLIAM BILLER, Chairman~~
~~Governor's Appointment~~

ROBERT HUFFMAN, Vice Chairman
Governor's Appointment

ARLENE COLVIN, Treasurer
Mayor of Gary's
Appointment

DR. MARK RESHKIN, Secretary
Governor's Appointment

GEORGE CARLSON
Mayor of Hammond
Appointment

STEVE DAVIS
Dept. of Natural Resources
Appointment

R. KENT GURLEY
Lake County Commissioners'
Appointment

ROBERT MARZALEK
Governor's Appointment

JOHN MRONCZKOWSKI
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, JUNE 7, 2006
AT THE COMMISSION OFFICE
6100 SOUTHPORT ROAD
PORTAGE, IN

ONE-HALF HOUR WORK STUDY SESSION – 5:30 P.M.

AGENDA

1. Call to order by Chairman Bill Biller
2. Pledge of Allegiance
3. Recognition of Visitors and Guests
4. Approval of Minutes of May 3, 2006
5. Action Required:

Finance:

Approval of claims for May 2006
Approval of O&M claims for May 2006
Approval of closing out marina account
Approval of entering into Option License
agreement with VIEW Outdoor Adv.

Land Acquisition:

Approval of entering into agreement with NSRR
for needed easements in Burr St. Phase 2
LCRBDC

1-3
4
5
Jep
write them a
letter -
per mr

Don
Jim
Sandy
Judy
Hornice

(no
2 pc. handred
silk sleeve +
skirt set
Schedule an
O&M mtg.

Call Steve Hughes
for a CDE for
Burr St 2 - LCRBDC

ES +
ML +
Pete + P. Schroeder
Jared + marjorie Engle's

6. Chairman's Report

- Status of Cabela's press conference/commitment on May 19
- Report on Hammond public meeting held on May 16 at Morton High School

6-10

7. Executive Director's Report

- State Budget Committee Hearing – allocation of \$3 million
- Burr Street – Gary – coordination meeting being held June 2
- Burr Street – LCRBDC - advertisement schedule

11-13

8. Standing Committees

A. Finance Committee – Report by Treasurer Arlene Colvin

- Financial status report
- Burr Street Phase 2 Gary 25% cost share (\$623,061) put in High Yield Savings Account at 3.96% interest
- Issues for discussion

14-15

4.3%

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

- Appraisals, offers, acquisitions
- Status of activity for Stage V-2 and VII

16

Land Management

- Option License Agreement with VIEW OUTDOOR ADVERTISING
- ARC Bridges request for property

C. Project Engineering Committee – Committee Chair Bob Huffman

- Discussion on Phase 1 Lawson-Fisher Griffith levee report
- Corps response to Stage V-2 design west of Hart Ditch
- Stage V-2 pipeline corridor coordination

D. Operation & Maintenance – Committee Chair Bob Huffman

- Update on Stage III Remediation pump station agreement & update of the 4 Gary pump stations being turned over To Gary – Ongoing
- Updated approved contractor services list for 2006
- Emergency response coordination responsibilities
- Received summary of levee inspections
- Need to schedule an O&M committee meeting

17

E. Environmental Committee – Committee Chair Mark Reshkin

- Report of field investigation of Blue Heron nesting area in Highland

18

F. Legislative Committee – Committee Chair George Carlson

- \$15.5 million funding in Federal House mark-up of Water Appropriations bill

19

G. Recreational Development Committee – Committee Chair Bob Huffman

H. Marina Development Committee – Committee Chair Charlie Ray

- Groundbreaking on Marquette Plan

20

I. Policy Committee – Committee Chair Bob Marszalek

9. Other Issues / New Business

10. Statements to the Board from the Floor

11. Set date for next meeting; adjournment

MINUTES OF THE LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION
HELD AT 6:00 P.M. WEDNESDAY, MAY 3, 2006
6100 SOUTHPORT ROAD
PORTAGE, INDIANA

Chairman William Biller called the meeting to order at 6:15 p.m. Eight (8) Commissioners were present. Pledge of Allegiance was recited. The guests were recognized.

Development Commissioners:

George Carlson
Arlene Colvin
Robert Huffman
William Biller
Steve Davis
Mark Reshkin
Kent Gurley
Charlie Ray

Visitors:

Elizabeth Johnson – Congressman's Office
Bill Petrites – Highland resident

Staff:

Dan Gardner
Jim Pokrajac
Judy Vamos
Sandy Mordus

A motion to approve the April 5, 2006 minutes was made by Arlene Colvin; motion was seconded by Bob Huffman; motion passed unanimously.

Chairman's Report – Chairman Biller updated the Commission on Cabela's property. He reported that a proposed commitment letter from the State had been sent to Cabela's committing that the state would construct the access road into the property up to \$3 million and also stating that, in return, Cabela's would donate the needed easements to the Commission. The letter also stated that they would work with us and make a "good faith effort" to complete construction for Stage V-2 by December 2008 (accelerating the funding of the project up to a maximum of \$6 million). This figure was based upon information that the Commission provided to the State. Cabela's would want to start soon so the store could be opened by the fall of 2007; additional construction at the south end of their property would follow once the floodplain designation was lifted. The process is moving forward; the State is now waiting for a response from Cabela's. Once we know that it is a "go", we can work with the city to start making offers on the properties across from Cabela's at the Interstate Plaza.

- Chairman Biller stated that we talked to Councilman Dan Repay, 5th District Hammond Councilman, who will coordinate to have a public meeting set for Tuesday, May 16, at the Morton High School cafeteria from 6-9 p.m. Mr. Repay will contact his district residents to invite them to the meeting. Mr. Gardner, as well as Imad Samara, will give an updated presentation of the upcoming and ongoing construction and schedule.

Action Required – Treasurer Arlene Colvin referred to page 10 for the claims. She proceeded to make a motion to approve the claims in the amount of \$116,027.76; motion seconded by George Carlson; motion passed unanimously.

- Ms. Colvin then presented the O&M claims for approval in the amount of \$39,219.66. Ms. Colvin made a motion for approval; motion seconded by George Carlson; motion passed unanimously.

- Ms. Colvin presented an increased offer on DC-1104. Judy Vamos added that the business has asked for a 15% increase on their original offer because they are losing 10 parking spaces. The Corps has approved the 15% increase. We need permanent and temporary easements from them. Bob Huffman made a motion to approve the increased offer to \$33,350; motion seconded by Arlene Colvin; motion passed unanimously.

- Judy Vamos also asked for approval of a condemnation on DC-1101. It was suggested that she provide written information on the condemnation. She agreed to produce it for consideration later in the meeting.

Executive Director's Report - Mr. Gardner referred to the letter on Page 12 that was written to Spike Peller, Director of Gary Sanitary District and the Gary Storm Water Management, whereby we officially let them know that we have received the 25% cost share in the Burr Street Phase 2 Gary portion levee construction in the amount of \$623,061. We understand that Superior is under contract with Gary and they are proceeding with pre-construction paperwork. The Corps of Engineers will oversee the project.

- In regards to Burr Street Phase 2 Little Cal portion, the NSRR still remains an issue. They have not signed the easement agreement yet; the attorneys are still working out the agreement language. Commissioner Mark Reshkin suggested that we let the Congressman's Office know of the situation.

Finance Committee - Treasurer Arlene Colvin presented the financial status sheet on page 13 in the agenda packet.

- On page 14 is the letter from the Corps requesting our local cash contribution for FY 06 in the amount of \$516,000. This will allow the ongoing west reach contracts to continue.
- On page 15 is the letter from the Corps identifying \$350,000 for the Burr Street Phase 2 Little Cal portion as the Commission share to initiate construction. They are requesting \$300,000 at this time. Mr. Gardner added that these letters necessitate our need to ask the State Budget Agency to allocate the other \$1 million from the 05/07 budget.

Land Acquisition/Land Management Committee - Land Acquisition Agent Judy Vamos reported that the gross appraisal on the Stage VII (Northcote to Columbia) Munster tracts has been received from the appraiser. This will enable us to go to the town of Munster and discuss their ability to help us acquire these easements.

- Mrs. Vamos stated that there are 37 acquisitions in Stage V-2 (Kennedy to Northcote, both north and south levees); we have accepted offers on 18 properties. (6 acquisitions are held up until a decision from Cabela's is made)
- Ms. Vamos reported that title work and survey work has been completed for Stage VII. Appraisals are in progress.
- Jim Pokrajac referred to an updated lease income sheet.

Project Engineering Committee - Committee Chairman Bob Huffman reported a walk-thru with Lawson-Fisher took place on May 3. Most of the levee meets IDNR levee height requirements; only a small portion is not. Some trees would have to be removed. Mr. Huffman also asked about the trail system in this area. Mr. Pokrajac stated he was going to send another letter to the EJ&E RR to see if they would reconsider their position on the trail crossing.

- Discussion was held on scheduling a meeting in mid-May with INDOT to discuss the pump station that they will construct in the Stage V-2 area. Now that we are on a fast track for Stage V-2, it means that the pump station will be constructed sooner than originally anticipated. INDOT may want to re-schedule their construction based upon this new information.
- Regarding the Stage VIII engineering review, the Corps has asked us to do location surveys for the properties and then forward any real estate changes to the Corps in order that they will modify their real estate requirements. The current Stage VIII real estate is based upon 6 year old data and new construction will not be shown on the drawings. We want to take the least amount of interest and avoid, to the extent possible, impacts to the backyards.

Operation & Maintenance Committee - Committee Chairman Bob Huffman reported that the legal descriptions for the 2 pump stations in Stage III Remediation area have been given to the Commission attorney to proceed with the city of Gary.

- The remaining 4 Gary pump stations are having the final changes made to the legals and will be forwarded to the Commission attorney.
- A meeting needs to be scheduled with the new administration in Gary to discuss and update what needs to be done for turnover of excess Commission lands to Gary in exchange for O&M responsibility.
- An emergency response meeting was held in Crown Point at the Lake County Emergency Response Headquarters office on April 24. The LCRBDC needs to coordinate with all municipalities to put respective emergency response plans in place as soon as possible. The Corps needs a sign-off from each municipality to assume the responsibility for their respective community to comply with an overall emergency response plan. The Corps wants to schedule a sandbag

closure exercise and a panel closure structure exercise at 35th Street, east of Chase. Mr. Pokrajac added that a sandbag closure exercise is scheduled for May 10th.

- Levee inspections took place on April 25 thru the 28th. It appeared that only minor items existed and have no structural problems that need to be repaired. In addition to the pump stations, the levees will also need to be turned over to Gary for O&M responsibility.

Environmental Committee – Mr. Reshkin reported that we were notified by Carolyn Marsh, an area environmentalist, that there were blue heron nests in the Stage VI-2 construction area. Upon inspection, it was determined that the area west of Cline and south of I-80/94 was an extensive heron rookery. There was a concern that the birds, in their breeding season, were being disturbed. The structural portion of the levee is in place; only grading and seeding remain. A biological specialist from Bloomington is coming to the area to determine if there is a problem. Mr. Gardner will accompany him to the site. Mr. Gardner went on to say that back in 1996, when original design was determined, there were no nests present. After INDOT did additional re-construction at Cline Avenue and I-80/94, the area became much wetter. There are about 60 nests now. The area encompasses three parcels. We only own one parcel; the other parcels have only a flowage easement. We will keep the Commissioners informed.

Legislative Committee – Committee Chairman George Carlson referred to Mr. Gardner for a report. Mr. Gardner referred to the packet that we gave to IDNR identifying the need for additional dollars and where those dollars would be spent. With the letters we've received from the Corps requesting the \$516,000 escrow monies and the \$300,000 for Burr Street Phase 2 Little Cal, it is imperative that we get approval for the remaining \$1 million unallocated to us at this point in time. We are continuing to work with the State in identifying the needed monies to keep on schedule.

- We will continue to explore with the town of Munster and the city of Hammond for any additional funding commitments they can make.

- Mr. Carlson stated that the Congressman has set an aggressive schedule; we are doing everything we can to stay on that schedule. He asked what the Corps was doing to accelerate their work contracts. He felt that the allocated number of days to complete the contract at the time the project was advertised was too long. He feels that some sort of an incentive should be given to contractors to finish early; the way the contracts are now, there is no reason for them to move any faster. The Corps feels they are on schedule. Jim Pokrajac added that the Commission is doing the utility coordination that is really the responsibility of the Corps. We are using our local facilities to look at updating their old data.

Policy Committee – There was no report.

Recreation Committee – Committee Chairman Bob Huffman stated that he has some suggestions on the trail map for V-2. He will get those suggestions to staff.

Marina Committee – Committee Chairman Charlie Ray informed the Commission that the marina property has been transferred to the city. The city of Portage has applied for a permit for the construction of additional slips. There are at least 150 people on a waiting list for boat slip rental; the demand is there. Mr. Gardner added that we had furnished some marina figures to the Corps. Steve Davis reported that, although the DNR permit was still valid, the Corps permit had expired.

Other Issues/New Business – Judy Vamos presented information, as requested, on DC-1101. She asked for approval for condemnation. Staff has not been able to identify a landowner. In order to meet the September 2006 deadline of acquisition, she asked for approval to staff to start condemnation proceedings. The permanent easement has a value of \$5,450 and a temporary easement of \$500. The land is vacant. Bob Huffman made a motion for approval; Arlene Colvin seconded the motion; motion passed unanimously.

Statements from the Floor – There were none.

There being no further business, the next meeting was scheduled for 6:00 p.m. Wednesday, June 7, 2006

CLAIMS PAYABLE FOR MAY 2006

ACCT	VENDOR NAME	AMOUNT	EXPLANATION OF CLAIM
5811	CASALE, WOODWARD & BULS LLP	283.33	MONTHLY RETAINER THROUGH 5/30/06
5812	NIRPC	11,927.09	SERVICES PERFORMED APRIL 2006
5812	UNITED PARCEL SERVICE	16.65	OVERNIGHT MAIL
5821	SANDY MORDUS	15.60	MILEAGE FOR MAY 2006
5821	JAMES E POKRAJAC	16.00	REIMBURSEMENT FOR EXPENSES RE: 5/8/06 MEETING IN CHICAGO
5824	AT & T	404.23	BILLING PERIOD 3/14/06-4/13/06 TOTAL BILL 415.00 KRBC 10.77
5824	AT & T	366.50	BILLING PERIOD 4/14/06-5/12/06 TOTAL BILL 375.67 KRBC 9.17
5824	VERIZON NORTH	125.10	BILLING PERIOD 5/16/06-6/16/06 TOTAL BILL 237.46 KRBC 112.36
5841	KOVACHEVICH & CO INC	2,500.00	APPRAISAL FOR DC-217
5841	HERITAGE APPRAISAL SERVICE	750.00	APPRAISAL FOR DC-217
5841	HERITAGE APPRAISAL SERVICE	13,600.00	APPRAISAL FOR DC-1221 TO DC-1254
5841	PROFESSIONAL APPRAISAL SERVICES LLC	2,000.00	APPRAISAL FOR DNR 4
5842	R. W. ARMSTRONG	2,347.50	PROFESSIONAL SERVICES FOR PERIOD ENDED 4/14/06
5842	GARCIA CONSULTING	597.50	PROFESSIONAL SERVICES RE: DC-1202
5842	GARCIA CONSULTING	542.50	PROFESSIONAL SERVICES RE: DC-1206
5842	GARCIA CONSULTING	832.50	PROFESSIONAL SERVICES RE: DC-1207
5842	GARCIA CONSULTING	597.50	PROFESSIONAL SERVICES RE: DC-1209
5842	GARCIA CONSULTING	680.00	PROFESSIONAL SERVICES RE: DC-1212
5842	GARCIA CONSULTING	4,268.75	PROFESSIONAL SERVICES RE: DC-1239
5842	GARCIA CONSULTING	1,470.00	PROFESSIONAL SERVICES RE: DC-1253
5842	GARCIA CONSULTING	2,035.00	PROFESSIONAL SERVICES RE: DC-1254
5842	GARCIA CONSULTING	2,335.00	PROFESSIONAL SERVICES RE: DC-1255
5842	GARCIA CONSULTING	1,372.50	PROFESSIONAL SERVICES RE: DC-1256
5842	GARCIA CONSULTING	4,372.50	PROFESSIONAL SERVICES RE: DC-1257
5842	GARCIA CONSULTING	870.00	PROFESSIONAL SERVICES RE: DNR-4
5842	GARCIA CONSULTING	1,470.00	PROFESSIONAL SERVICES RE: DC-1209
5842	GARCIA CONSULTING	2,035.00	PROFESSIONAL SERVICES RE: DC-1210
5842	GARCIA CONSULTING	570.00	PROFESSIONAL SERVICES RE: DC-1202
5842	GARCIA CONSULTING	2,665.00	PROFESSIONAL SERVICES RE: DC-1186
5842	GARCIA CONSULTING	1,175.00	PROFESSIONAL SERVICES RE: DC-1136
5842	GARCIA CONSULTING	1,575.00	PROFESSIONAL SERVICES RE: DC-1186
5843	STEWART TITLE SERVICES OF NORTHWEST	200.00	TITLE WORK FOR DC-1169
5843	STEWART TITLE SERVICES OF NORTHWEST	830.00	TITLE WORK FOR DC-1173
5843	STEWART TITLE SERVICES OF NORTHWEST	200.00	TITLE WORK FOR DC-1175
5843	STEWART TITLE SERVICES OF NORTHWEST	485.00	TITLE WORK FOR DC-1130
5844	JAMES E POKRAJAC	5,163.25	ENGINEERING SERVICES 4/16/06-4/30/06
5844	JAMES E POKRAJAC	276.40	APRIL MILEAGE
5844	JAMES E POKRAJAC	4,891.50	ENGINEERING SERVICES 5/1/06-4/15/06
5844	JUDITH VAMOS	3,242.25	LAND ACQUISITION AGENT SERVICES 4/16/06-4/30/06
5844	JUDITH VAMOS	31.60	APRIL MILEAGE
5844	JUDITH VAMOS	3,026.10	LAND ACQUISITION AGENT SERVICES 5/1/06-5/15/06
5844	G. LORRAINE KRAY	913.10	CREDITING TECHNICIAN & LAND ACQUISITION ASSISTANT 4/16/06-4/30/06
5844	G. LORRAINE KRAY	883.33	CREDITING TECHNICIAN & LAND ACQUISITION ASSISTANT 5/1/06-5/15/06
5844	SANDY MORDUS	312.50	CREDITING TECHNICIAN SERVICES 4/16/06-4/30/06
5844	SANDY MORDUS	150.00	CREDITING TECHNICIAN SERVICES 5/1/06-5/15/06
5849	CASALE, WOODWARD & BULS LLP	5,726.89	LAND ACQUISITION/LEGAL SERVICES FOR PERIOD ENDED 5/30/06
5861	STAR SHOPPING NEWS	59.52	LEGAL NOTICE RE: DC-1101
5882	NIES	2,212.98	UTILITY LOCATE ASSISTANCE SV-II
5882	NIPSCO	45,911.64	UTILITY LOCATE ASSISTANCE SV-II
5882	SEH	2,885.75	UTILITY COORDINATION RE: SV-II

TOTAL 141,217.56

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**APPROVAL TO PAY THE FOLLOWING INVOICES
FROM O&M FUND
June 7, 2006**

-
- **\$7.82 to NIPSCO for costs incurred for elec. & gas at 3120 Gerry Street in Gary**
 - **\$435 to R. W. Armstrong Company for O&M issues and meeting attendance**
 - **\$2,226.70 to Lawson-Fisher Associates for services from April 1 thru 30, 2006 for the River Road levee in Griffith IN (Phase 1)**
 - **\$1,327.50 to Garcia Consulting for Burr St. Pump Station easement layout**
 - **\$1,160.00 to Garcia Consulting for Broadway Pump Station easement layout**
 - **\$1,210.00 to Garcia Consulting for Grant St. Pump Station easement layout**
 - **\$1,512.50 to Garcia Consulting for Ironwood Pump Station easement layout**
 - **\$622.50 to Garcia Consulting for Burr St. levee – NIPSCO legals**
 - **\$665.00 to Garcia Consulting for Broadway Pump Station easements**
 - **\$1,132.50 to Garcia Consulting for Grant St. Pump Station - easements**

TOTAL \$ 10,299.52

Balance in O&M account after paying these invoices will be \$49,003.17

5

Cabela's strikes deal for opening

After months of negotiation, store to locate in Hammond.

BY ANDREA HOLECEK
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 219.933.3316

Negotiations between the state and Cabela's have been successful and the mega outdoor retailer is coming to Hammond.

Gov. Mitch Daniels, Cabela's officials and Hammond Mayor Thomas McDermott Jr. will announce Friday morning that the state and Cabela's have reached an agreement on the incentives that delayed the construction of the enormous destination store for almost a year.

"We're announcing we can



MITCH DANIELS

move forward, that we're moving forward with our plans," said James Powell, spokesman for Cabela's. "After that, we'll get an architectural drawing, get all the permits and hire contractors. None of it could be done before."

Sources close to the negotiations said a deal was reached Wednesday allowing the project to proceed.

McDermott declined to comment, but Powell said Cabela's is sending a group of people to Hammond for the announcement.

"It's just amazing," he said Monday afternoon. "It's been such a long process that there's almost a celebratory mood around here. I think it's going to be really great."

An artist's rendering of the new store will be available when the announcement is made, and Powell said he expects it to resemble the chain's other super-sized locations. Cabela's and the state are preparing a news release with information on the project, incentives and the date for ground breaking, Powell said.

The retailer bought the 100-acre Woodmar Country Club in late October for \$14

million with the intention of building a 150,000- to 250,000-square-foot store on the site. Cabela's also plans to sell its outlots to complementary businesses such as hotels and restaurants, as it did at its 14 other present locations.

Since October, the Nebraska-based retailer and the Indiana Economic Development Corp. have been in negotiations on the incentives. Cabela's requested to help fund the \$40 million in infrastructure improvements needed. The improvements include an interchange on Indianapolis Boulevard just south of Interstate 80/94, and a levee on the Little Calumet River that runs through the south end of the site.

Powell said he couldn't comment on the specific incentives.

"I think it's an equitable situation," he said. "Everyone is very pleased."

The retailer says the incentives are in exchange for the peripheral development Cabela's complex would attract, the millions in sales tax revenues that would be produced and the jobs it would bring to the area.

IT'S OFFICIAL: CABELA'S IS COMING

INSIDE

- Cabela's project will also produce flood control for Hammond residents. A3
- Deal aided by Daniels' visit to Kansas City store. D1
- Bass Pro Shops doesn't see new Cabela's as a threat. D1

Hammond mayor thanks governor for state's help

BY ANDREA HOLECEK
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HAMMOND | Mayor Thomas McDermott Jr., Gov. Mitch Daniels and Cabela's on Friday announced the outdoor retailer will build a 185,000-square-foot retail showroom in Hammond.

"I'm happy to put to an end a project we started almost two years ago," McDermott said, outlining the

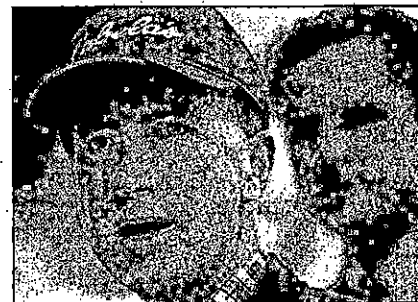
steps in the process that spanned two rejected offers for the Woodmar County Club property and, finally, the members' acceptance of the \$14 million bid on Halloween.

That was followed by seven months of negotiations on state incentives, which led to the announcement, McDermott said Friday as he thanked Daniels for the "generous incentives" granted by the Indiana Economic Development Commission.

The state is providing \$6 million for the completion of the Little Calumet River levee project and \$3 million in additional funding for the project's infrastructure.

Noting he and the governor are from different political parties, McDermott said, "If the administration was playing politics with this deal, it never would have happened."

See CABELA'S, A6



CHRISTOPHER SMITH (T)

Gov. Mitch Daniels answers questions Friday about Cabela's deal to build one of its superstores in Hammond.

Cabela's

Continued from A1

The mayor also thanked Cabela's for "sticking with us through the ups and downs," and his father, former Mayor Thomas McDermott Sr., who has acted as a liaison between the city and the state, and between the city and Cabela's.

Cabela's Inc., which trades

on the New York Stock Exchange, will invest about \$60 million in the project, which will be built on the former Woodmar County Club site between Northcote Avenue and Indianapolis Boulevard, south of Interstate 80/94.

The company expects the site eventually will have additional retail and new development around the Cabela's store, such as hotels, restaurants and complementary retail stores.

The Cabela's announcement was made on what was the clubhouse's patio.

It may be the final event at the historic clubhouse, which will be demolished to make way for the Hammond Cabela's, which the retailer classified as one of its Tier 1, large-format stores.

The store will be located

almost on the clubhouse's footprint, Cabela's spokesman James Powell said.

"We want the best visibility from the expressway," he said.

Plus, unlike other parts of the 100-acre site, the clubhouse is on the fringe of the Little Calumet flood plain and can be developed before a new levee is completed.

Cabela's now is in the process of getting permits, and engineering, architectural and site plans for the new store scheduled to open in late 2007 or early 2008.

"We can't get permits until we had the financial package worked out," Powell said. "Now we're at the stage where we can get serious."

Michael Callahan, senior vice president of retail for Cabela's, said the store will be a major economic engine for Northwest Indiana, producing 400 jobs at the store, more jobs in peripheral development and an untold amount of sales, payroll and lodging taxes for the area.

"When it opens it will host visitors from all over the world," he said, adding Cabela's 14 stores are major tourist attractions.

In 12 of the stores, 50 percent of the visitors are from outside a 50-mile radius. In the other two stores, 60 percent of the customers are from outside that zone. Shoppers spend an average of 3.5 hours to four hours in Cabela's, Callahan said.

"Today the clock starts ticking," Callahan said. "You can point to this store as what a public-private partnership ought to be."



CHRISTOPHER SMITH / THE TIMES

Peter Novak Jr., left, executive director of the Department of Planning and Development for Hammond; Tom McDermott, Hammond mayor; Darren Robinson, real estate site acquisition manager for Cabela's; and Kevin Rhodes, director of real estate for Cabela's ventures, talk Friday at the former Woodmar Country Club before a news conference announcing the new store.

CABELA'S WINS OVER STATE

Deal aided by governor's visit to Kansas City store

BY ANDREA MOLECEN
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HAMMOND | Gov. Mitch Daniels and economic development aide Michael Maurer said their visits to a Cabela's store were instrumental in deciding the mega outdoors outfitter wasn't just another retailer and was worthy of state support.

The Indiana Economic Develop-

ment Commission and Indiana Department of Transportation are providing \$3 million to Hammond for road and other infrastructure improvements - in addition to \$4 million INDOT previously committed - to allow access to the site where the Sidney, Neb.-based Cabela's will locate its new Hammond store.

Company officials announced

See CABELA'S, D2



Cabela's senior vice president of retail and marketing, Mike Callahan, talks Friday during a news conference announcing a store in Hammond as Indiana Gov. Mitch Daniels listens.

Bass Pro Shops views Cabela's as no threat to its business

BY SUSAN ERLER
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219.462.5151

Bass Pro Shops is on target for a November grand opening of its 130,000-square-foot store in

Portage.

Hiring of salaried positions at the store continued this week, spokesman Larry Whiteley said Friday.

The Cabela's store planned for a year or so later and 17 miles to the

west, in Hammond, isn't viewed as a threat by Bass Pro Shops, which originated the concept of destination sporting goods stores, Whiteley said.

"We do our thing, they do their thing," Whiteley said.

Research indicated the market will support both stores, said Michael Callahan, Cabela's senior vice president of retail.

"When we bring a store to an

See BASS PRO, D2

Cabela's

Continued from D1

Friday plans to build a 185,000-square-foot store on the site of the former Woodmar Country Club. Located between Northcote Avenue and Indianapolis Boulevard, just south of Interstate 80-94, the store will have its main entrance on Indianapolis via access that currently doesn't exist.

The state also has committed up to \$6 million for the Little Calumet River Basin Commission's effort to complete the Little Calumet River levee project from Kennedy Avenue to Northcote in Hammond and from Kennedy to Hart Ditch in Highland. The river runs through the southern tip of the Cabela's property, and the levee is necessary to remove the

site from flood plain status, which restricts development on the site.

Daniels and Maurer, the IDEC chief who serves as Indiana Secretary of Commerce, said Friday they were blown away by the gigantic Cabela's store they visited last year in Kansas City, Kan.

"They are just breathtaking," Daniels said. "I encourage people to visit. When you see their parking lots, you see why we made an exception to our rule of no incentives for retailers. ... When I think of Cabela's, I think of tourism."

Maurer said Cabela's is "one of the most outstanding experiences you could give a shopper."

The IDEC was responsible for negotiating with Cabela's on its requested state incentives.

"I knew all along we'd get an

agreement, because Cabela's had made the decision this area would support a store," Maurer said.

Daniels said the state's commitment to the project is comparable to what it is providing Portage for the Bass Pro Shops development at the AmeriPlex. The city received a \$2.5 million grant from the IDEC to fund infrastructure on the property, plus it agreed to issue \$17.5 million in revenue bonds and it approved a tax abatement in the deal to bring the retailer to the city.

Hammond also is contributing to Cabela's \$60 million development through a Tax Increment Financing District established for the site that should produce about \$25 million for infrastructure improvements for the development.

highland Calumet PRESS

on the web at wjcalpress.com

Cabela's Seals the Deal

by Gennifer Jackson
gennifer@wjcalpress.com

HAMMOND - Officials from Cabela's last week gathered with state and local officials in Hammond to formally announce that a Cabela's store will be built in the city.

Negotiations recently were finalized with the Indiana Economic Development Corporation for a suitable incentive package to bring the hunting and fishing retail superstore to Hammond.

The IEDC and the Indiana Department of Transportation (INDOT) are set to assist the city of Hammond by providing up to \$3 million towards public road improvements in addition to previously committed INDOT funds.

"We don't really know other than Cabela's what's going to be on the site at this point. You're going to see hotels, restaurants, and you'll see other retail, just on the Woodmar Country Club site," Mayor Thomas McDermott Jr. said.

"That doesn't count what happens across the street at the Interstate Plaza, Woodmar Mall, or the River Park Apartments... You're going to see a lot of development spawned because of what we've just done today."

McDermott said since Cabela's bought the land at least four different developers have approached him about developing the Interstate Plaza, which used to house a Kart and Builder's Square. He also said Woodmar Mall has talked about expansion, and Purdue Calumet is considering a second dormitory. There has also been interest in the River Park Apartments.

Governor Mitch Daniels said the Cabela's announcement was good for the city and the rest of the state.

"All those tax dollars from



Michael Callahan (left), senior vice president of Cabela's, and Hammond Mayor Thomas McDermott Jr. confer after the press conference. (photo by Gennifer Jackson)

Hoosiers are getting double or triple value. We're getting Cabela's. We're getting other development that comes with it. We're going to protect a lot of homeowners and businesses from the risk of flood, and those roads will trigger additional investments that we can't even imagine today," Daniels said.

The state additionally agreed to provide up to \$6 million to accelerate the completion of the Little Calumet levy project past Cabela's property to Northcote Avenue. The state's set to work with the Little Calumet River Basin Commission to get that done by the end of 2008.

McDermott said the completion of the project will allow residents to save up to \$1,000 per year in flood insurance.

The project has already started

between Cline and Kennedy Avenue, McDermott said. The next phase of the project will take place from Kennedy to Northcote Avenue, followed by work from Northcote to the state line.

The new retail store will be located at the site of the former Woodmar Country Club at the intersection of Interstates 80 and 94 and Indianapolis Blvd. Cabela's purchased the property on Halloween in 2005 and since has been working with state and local officials to hammer out a deal. More than 1,000 jobs may potentially be created, and Cabela's expects to employ about 400 people.

The 185,000 square-foot showroom is set to open in late 2007 or early 2008.

McDermott said the city plans

to make the area a tax increment financing (TIF) district to generate additional funds, with all tax monies generated to go toward the building of Cabela's. McDermott estimated about \$25 million should be generated in the TIF area.

Senior Vice President of Cabela's Michael Callahan said one of the reasons they thought Hammond would be an ideal location to build is because of the number of mail-orders they already get from the surrounding area.

Callahan also said schools could use the store as a field trip destination because of the museum-quality wildlife displays and other educational attractions.

"It's an adventure really," Callahan said. "A family shopping experience."

Cabela's made funding stream for flood control increase

5-26-06

The issue: Cabela's

Our opinion: The flood control help this project will provide will save its neighbors a bundle of money for flood insurance — and protect their homes as well. It's one more reason to be grateful the state and the company came to terms on assistance to bring the store to fruition.

Neighbors of the former Woodmar Country Club have spoken about the traffic the Cabela's store will bring.

Maybe the neighborhood will be flooded with traffic, but it's going to be a lot less likely to be flooded with water.

For that, they owe Cabela's and the state a thousand pardons. That's because homeowners who live in the flood plain there will save, on average, \$1,000 a year in flood insurance premiums.

As an incentive for Cabela's to build in Hammond, the state is providing \$6 million to speed the Little Calumet River Basin Development Commission's work. The commission is installing 22 miles of flood levees along the north and south banks of the Little Calumet River.

Your opinion, please

Are you glad the Cabela's store is being built in Hammond? Share your thoughts at www.nwitimes.com/your opinion

That will enable Hammond and Highland residents who live east of Northcote Avenue to be removed from the federally designated flood plain by the end of 2008.

People west of Northcote should expect similar relief by the end of 2009.

The Little Calumet project was initially expected to be finished by the end of 1996, but it has been moving much slower than expected. State funding hasn't come as fast as it should have in order to match the project's

federal funding.

Officials from Hammond and Cabela's initially requested substantial state assistance, including sales tax increment financing to capture the increase in sales tax revenue from that site. When the state turned down that request, it countered with the flood control money.

The flood control would have come sooner or later, but the Cabela's project increased the trickle of state funding for that project to a steady stream.

The flood control help this project will provide will save its neighbors a bundle of money for flood insurance — and protect their homes as well. It's one more reason to be grateful the state and Cabela's came to terms on assistance to bring the store to fruition.



Little Calumet River Basin Development Commission

6100 Southport Road
Portage, Indiana 46368

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

WILLIAM BILLER, Chairman
Governor's Appointment

ROBERT HUFFMAN, Vice Chairman
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ARLENE COLVIN, Treasurer
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JOHN MROCZKOWSKI
Governor's Appointment

CHARLIE RAY
Porter County Commissioners' Appointment

VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

May 11, 2006

Mr. Charles Schalliol
State Budget Director
INDIANA STATE BUDGET AGENCY
212 State House
Indianapolis, Indiana 46204
Attn. Deanne Oware, Budget Analyst

Dear Mr. Schalliol:

The Little Calumet River Basin Development Commission respectfully requests to be placed on the agenda of the next State Budget Committee meeting, which I understand is scheduled for June 2, for approval of allocation of the remaining \$1,000,000 from the 05-07 State Budget for claim draw down to provide cash match required by the U. S. Army Corps of Engineers to continue the aggressive Federal construction schedule now underway. Currently, only \$160,500 remains from the \$1,000,000 allocation approved by the Budget Committee at their October 2005 meeting. The fund allocation was depleted by claim draws to acquire the necessary easements for some 37 properties required for Stage V-2 (Kennedy Avenue to Northcote/Hart Ditch), as well as a major claim of \$623,061 match to leverage \$1,870,000 of City of Gary funding commitment to initiate the Burr Street Gary levee segment. This segment was required by the Indiana Dept. of Natural Resources permit to be under construction prior to any further construction in the Hammond/Highland stretch of the river (Stage V-2), Attachment A.

The earliest allocation of the remaining \$1,000,000 for claim drawn down is urgently needed to address requests for funding recently received from the U. S. Army Corps of Engineers for:

- (1) \$300,000 for the initial non-federal share to allow the Corps of Engineers to award a construction contract for Burr Street/Little Cal by June of 2006. This is the other half of the required construction (for IDNR permit compliance) prior to continuing work in Hammond and Highland (Stage V-2). As stated, the Corps of Engineers will contribute \$1,600,000 toward the construction contract. The initial \$300,000 is beyond currently-available funds for draw down (Attachment B - letter).

- (2) \$516,000 as the non-federal cash contribution needed to continue existing construction contracts in Hammond/Highland (Stage VI - 3 contracts). This construction needs to be completed to allow upcoming advertisement/letting the next phase (Stage V-2). This amount is also beyond available funds (Attachment C - letter).

As documented, it is critical for the earliest release of the remaining \$1,000,000 to meet current Corps of Engineers requests to: (1) continue the Stage VI contracts - 3 separate contracts totaling \$16,275,609; (2) initiate the two Burr Street contracts for an estimated \$5,392,500, as required by IDNR permit FW-22241; and (3) allow Stage V-2 construction letting to be committed. The Stage V-2 contract estimate is for \$13,699,700 of work. Once completed in the fall of 2008, over 1,360 residences/businesses/public structures in the city of Hammond and over 1,500 residences/businesses/public structures in the town of Highland will be protected from flooding; and by the utilizing a proposed tie-back levee/berm along Northcote Avenue in Hammond and the levee extended along Hart Ditch in Highland, this area will be eligible to begin early removal from floodplain designation. This will produce significant economic benefits to the individual homeowners on an annual basis.

An additional major benefit of the levee completion on the committed schedule is the protection of recently-purchased 90 acres of the former Woodmar Country Club by Cabela's Inc. in anticipation of development of the site for a major destination retail center with over \$78 million in private investment. Over 170 new full time jobs and 285 part time positions are committed. This is all based upon the timely and certain completion of the flood protection for the site to permit removal from the floodplain and ability to develop the site. The Development Commission has been working closely with Kyle Hupfer, IDNR Director, and Chad Sweeney, IEDC Chief Financial Officer & Counsel, to coordinate financial and infrastructure needed by a date certain to obtain firm commitment from Cabela's. Maps identifying the areas of the Stage VI construction contracts currently underway and the Stage V-2 contract to be leveraged by this \$1,000,000 allocation are included as Attachment D.

In conclusion, the Development Commission asks your favorable consideration of our request and we stand ready to answer any questions you may have. Thank you for your consideration of this request.

Sincerely,


Dan Gardner
Executive Director

/encl.

cc: Congressman Visclosky's Office
Kyle Hupfer, Director, IDNR
Chad Sweeney, IEDC
Ron McAhron, IDNR
Imad Samara, Project Manager, USACOE
William Biller, LCRBDC Chairman
Lou Casale, LCRBDC attorney.

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION
FINANCIAL STATEMENT
JANUARY 1, 2006 - APRIL 30, 2006

CASH POSITION - JANUARY 1, 2006

CHECKING ACCOUNT	
LAND ACQUISITION	149,768.81
GENERAL FUND	17,675.85
TAX FUND	0.00
INVESTMENTS	
SAVINGS	619,699.72
ESCROW ACCOUNT INTEREST	11,279.31
	<hr/>
	798,423.69

RECEIPTS - JANUARY 1, 2006 - APRIL 30, 2006

LEASE RENTS	13,088.32
LEL MONIES (SAVINGS)	
INTEREST INCOME(FROM CHECKING)	365.68
LAND ACQUISITION	255,091.02
ESCROW ACCOUNT INTEREST	1,984.27
MISC. RECEIPTS	10,000.00
KRBC REIMBURSEMENT RE: TELEPHONE CHARGE	477.10
TRANSFERRED FROM SAVINGS	248,402.07
PROCEEDS FROM VOIDED CHECKS	
TOTAL RECEIPTS	529,408.46

DISBURSEMENTS - JANUARY 1, 2006 - MARCH 31, 2006

ADMINISTRATIVE	
2004 EXPENSES PAID IN 2005	120,614.81
PER DIEM	2,850.00
LEGAL SERVICES	1,133.32
NIRPC	46,588.24
TRAVEL & MILEAGE	530.20
PRINTING & ADVERTISING	
BONDS & INSURANCE	77.00
TELEPHONE EXPENSE	2,193.37
MEETING EXPENSE	292.45
LAND ACQUISITION	
LEGAL SERVICES	30,708.10
APPRAISAL SERVICES	50,250.00
ENGINEERING SERVICES	30,328.99
LAND PURCHASE CONTRACTUAL	19,914.00
FACILITIES/PROJECT MAINTENANCE SERVICES	
OPERATIONS SERVICES	482.70
LAND MANGEMENT SERVICES	70,764.26
SURVEYING SERVICES	56,064.75
MISCELLANEOUS EXPENSES	
ECONOMIC/MARKETING SOURCES	
PROPERTY & STRUCTURE COSTS	45,767.44
MOVING ALLOCATION	
TAXES	
PROPERTY & STRUCTURES INSURANCE	
UTILITY RELOCATION SERVICES	2,116.04
LAND CAPITAL IMPROVEMENT	
STRUCTURAL CAPITAL IMPROVEMENTS	
BANK CHARGES MERCANTILE	21.80
PASS THROUGH FOR SAVINGS	79,367.87
PAYBACK TO SAVINGS	133,629.90
TOTAL DISBURSEMENTS	573,080.43

CASH POSITION - APRIL 30, 2006

CHECKING ACCOUNT	
LAND ACQUISITION	108,463.55
GENERAL FUND	13,324.87
TAX FUND	0.00
TOTAL FUNDS IN CHECKING ACCOUNT	121,788.42

BANK ONE SAVINGS ACCOUNT BALANCE
(LAND ACQ IN HOUSE PROJECT FUNDS)
(O & M MONIES)

521,838.65
337,818.45
176,087.50

*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

7,932.70

BANK ONE SAVINGS ACCOUNT

BURR ST PHASE II GARY 623,061.00
INTEREST 266.27

623,327.27

TOTAL SAVINGS

1,145,165.92

ESCROW ACCOUNT INTEREST AVAILABLE

2,468.88

TOTAL OF ALL ACCOUNTS

1,269,423.22

ask Judy

*transferred \$50,000
to Admin. - pre
approval*

ask Judy

MONTHLY BUDGET REPORT, MAY 2006

	2006							UNALLOCATED
	BUDGET	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	ALLOCATED BUDGETED
								TOTAL BALANCE
5801 PER DIEM EXPENSES	10,000.00	0.00	0.00	0.00	0.00	0.00		0.00 10,000.00
5811 LEGAL EXPENSES	8,500.00	283.33	283.33	283.33	283.33	283.33		1,416.65 7,083.35
5812 NIRPC SERVICES	130,000.00	11,315.41	11,937.77	12,034.56	12,230.77	11,943.74		59,462.25 70,537.75
5821 TRAVEL/MILEAGE	10,000.00	14.40	32.60	20.80	47.20	31.60		146.60 9,853.40
5822 PRINTING/ADVERTISING	2,500.00	0.00	0.00	0.00	0.00	0.00		0.00 2,500.00
5823 BONDS/INSURANCE	8,000.00	77.00	0.00	0.00	6,406.20	0.00		6,483.20 1,516.80
5824 TELEPHONE EXPENSES	5,000.00	418.14	452.56	1,104.19	112.49	895.83		2,983.21 2,016.79
5825 MEETING EXPENSES	6,000.00	36.00	0.00	104.95	34.24	0.00		175.19 5,824.81
5840 PROFESSIONAL SERVICES	600,000.00	66,612.24	49,432.37	54,487.56	76,775.39	76,993.17		324,300.73 275,699.27
5860 PROJECT LAND PURCHASE EXP.	836,498.00	20,123.94	15,335.50	24,622.28	14,155.00	59.52		74,296.24 762,201.76
5882 UTILITY RELOCATION EXP.	100,000.00	1,708.00	0.00	138.04	5,983.14	51,010.37		58,839.55 41,160.45
5883 PROJECT LAND CAP. IMPROV.	2,500.00	0.00	0.00	0.00	0.00	0.00		0.00 2,500.00
5884 STRUCTURES CAP. IMPROV.	2,500.00	0.00	0.00	0.00	0.00	0.00		0.00 2,500.00
5892 PROJECT COSTSHARE/ESC ACCT	866,635.00	0.00	0.00	0.00	0.00	0.00		0.00 866,635.00
	2,588,133.00	100,588.46	77,474.13	92,795.71	116,027.76	141,217.56	0.00	528,103.62 2,060,029.38

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	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							1,416.65	7,083.35
5812 NIRPC SERVICES	130,000.00							59,462.25	70,537.75
5821 TRAVEL/MILEAGE	10,000.00							146.60	9,853.40
5822 PRINTING/ADVERTISING	2,500.00							0.00	2,500.00
5823 BONDS/INSURANCE	8,000.00							6,483.20	1,516.80
5824 TELEPHONE EXPENSES	5,000.00							2,983.21	2,016.79
5825 MEETING EXPENSES	6,000.00							175.19	5,824.81
5840 PROFESSIONAL SERVICES	600,000.00							324,300.73	275,699.27
5860 PROJECT LAND PURCHASE EXP.	836,498.00							74,296.24	762,201.76
5882 UTILITY RELOCATION EXP.	100,000.00							58,839.55	41,160.45
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
5892 PROJECTCOSTSHARE/ESC ACCT	866,635.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	866,635.00
	2,588,133.00	0.00	0.00	0.00	0.00	0.00	0.00	528,103.62	2,060,029.38



Little Calumet River Basin Development Commission

6100 Southport Road
Portage, Indiana 46368

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WILLIAM BILLER, Chairman
Governor's Appointment

ROBERT HUFFMAN, Vice Chairman
Governor's Appointment

ARLENE COLVIN, Treasurer
Mayor of Gary's Appointment

DR. MARK RESHKIN, Secretary
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GEORGE CARLSON
Mayor's of Hammond Appointment

STEVE DAVIS
Dept. of Natural Resources Appointment

R. KENT GURLEY
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

May 18, 2006

Mr. Michael Griffin
Clerk-Treasurer
Town of Highland
3333 Ridge Road
Highland, Indiana 46322

Dear Mike:

The Little Calumet River Basin Development Commission is respectfully requesting the town of Highland to donate the enclosed easements which are needed for the next construction phase of the Little Calumet River project (Kennedy Ave to Hart Ditch). Enclosed are two (2) originals each of three (3) flood protection levee easements and two (2) originals each of three (3) temporary work area easements for your consideration and approval at your next Board meeting. These easements are all located north of the existing levee in the river stretch between Kennedy Avenue and the Norfolk Southern Railroad. The construction phase between Kennedy Avenue and Hart Ditch is scheduled for awarding in May 2007 with completion in November 2008. This construction segment is especially important because, upon completion, the Army Corps, the Development Commission, and the Town will be requesting FEMA to remove the Town of Highland from the floodplain.

The total appraised value of these easements is \$33,800 and that amount will go toward the non-federal share of the project. If a donation meets with your approval, please write "Waive Acceptance" across the Acceptance Page of the original Uniform Easement Offers, sign and notarize the original Easement Agreements, make copies for your files, and return the originals to the Commission. After recording, I will mail an original set of easement agreements to you.

The town of Highland's cooperation is greatly appreciated, and I would be happy to come before the Town Council to answer any questions or explain the construction schedule. Again, thank you for your cooperation and support.

Sincerely,

Dan Gardner
Executive Director

/sjm
encl.

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**APPROVED CONTRACTORS
TO PROVIDE SERVICES FOR THE
LITTLE CALUMET RIVER BASIN
DEVELOPMENT COMMISSION
FOR THE 2006 SEASON**

SURVEYING/ENGINEERING SERVICES

1. R. W. Armstrong Company
2. Garcia L.E. & Associates
3. SEH, Inc.
4. NIES Engineering, Inc.
5. Torrenga Engineering Inc.
6. Hardesty Surveying Company
7. Krull & Sons

MAINTENANCE SERVICES

1. South Shore Marina, Inc. (Pete Zak)
2. Congress Enterprises
3. C&H Mowing
4. Austgen Electric

ENVIRONMENTAL SERVICES

1. Environmental Inc.
2. K&S Testing
3. J. F. New

NOTE: Please note that the above list of contractors have all done work for the Commission in the past. Their performance has been satisfactory and their costs for their individual projects were generally based upon submitting low bids. The contractors also have project familiarity and have done work with both the Commission and the Army Corps of Engineers.

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Levee's impact on heron rookery under review

HIGHLAND, Ind. A levee project along the Little Calumet River is being reviewed the by U-S Fish and Wildlife Service to gauge its impact on a nesting area used by great blue herons.

Dan Gardner is the Little Calumet Commission's executive director. He says the federal agency will make a recommendation about the rookery and its potential effect on the multiyear levee project.

The blue heron rookery was little-known until last year, when a wooded area that screened the nesting site from view was removed as part of the levee construction project along the river.

Gardner says the birds didn't seem to be in the area about 10 miles south of Lake Michigan during the late 1990s when the Army Corps and environmental agencies did their field work in preparation for the levee construction project.

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region stuff

Visclosky Secures \$47 Million for Lakefront, Flood Control Projects

CalPress Staff Report

Congressman Pete Visclosky announced Northwest Indiana will receive almost \$47 million for major lakefront, environmental, and flood control projects throughout Northwest Indiana.

The funding for the projects is part of the FY 2007 Energy and Water Appropriations bill, which was passed by the House of Representatives last week.

Visclosky, who is the ranking member on the Energy and Water Appropriations Subcommittee, said these projects are a crucial piece for the long-term infrastructure needs of the region, and a key component to improving the quality of life throughout Northwest Indiana.

Whether it be getting people out of the flood plain, restoring our environment, or enhancing our

lakefronts, these projects will strengthen our ability to attract new economic development and lay the foundation for a new economy in Northwest Indiana, the Congressman said.

Little Calumet Flood Control

Visclosky secured \$15.5 million for flood control on the Little Calumet River. Over the past 14 years, Visclosky has secured over \$120.7 million for this vital project, which includes 22 miles of levees and flood walls to protect the citizens and businesses of Gary, Griffith, Hammond, Highland and Munster.

Additionally, Visclosky secured \$4 million for the Cady Marsh Ditch project, which is the marshland offset necessary for the Little Calumet Flood Control Project. This \$4 million should be enough to com-

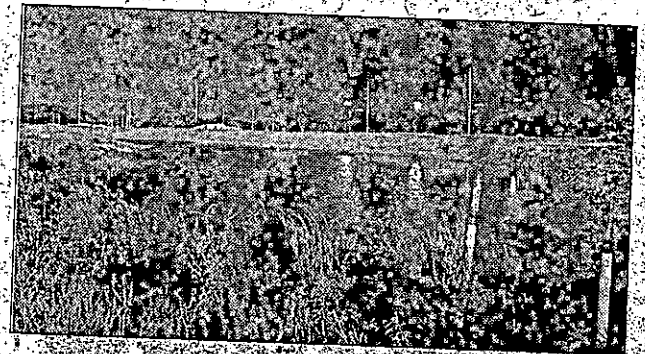
plete the Cady Marsh Ditch offset.

According to the U.S. Army Corps of Engineers flooding on the Little Calumet River creates \$11 million in damages annually.

This project will help protect citizens and property for years to come, preserve 550 acres of wetlands, and create 17 miles of hiking trails.

"Too many people are in the flood plain, and from my perspective, the Little Calumet Flood Control project cannot finish soon enough," said Congressman Visclosky.

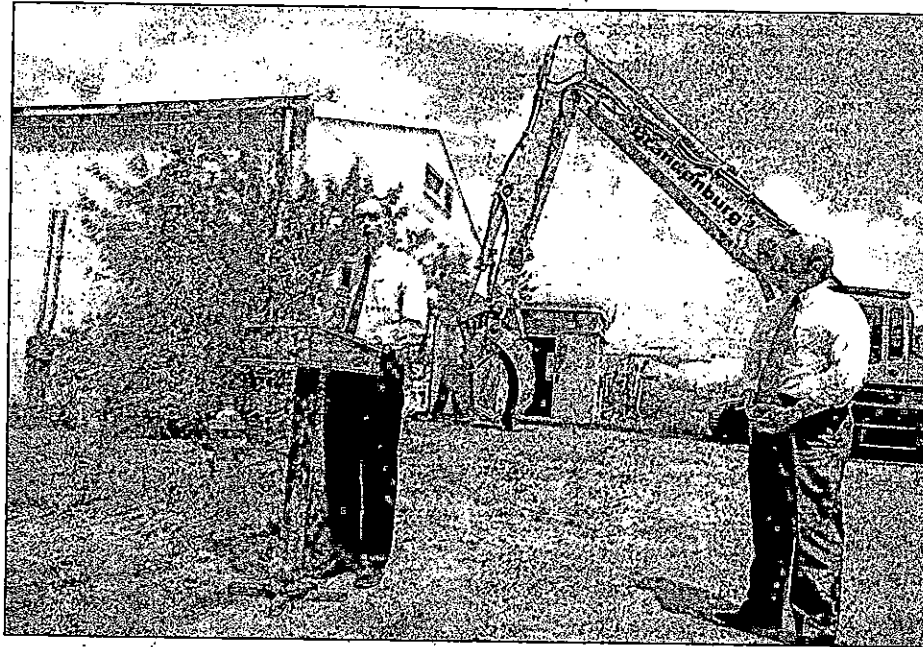
"Now that there is enough funding available to complete the marshland offset, it is my hope that the completion of the entire flood control project will also come soon."



An area of the Little Calumet River that reflects changes to the flood plain. (photo by Colleen Kujawa)

Times, May 31, 2006

'Poster child' project gets Marquette Plan rolling



U.S. Rep. Pete Visclosky, center, speaks at a groundbreaking Tuesday for the first phase of the Portage beachfront development, which includes the demolition of the wastewater treatment plant. Portage Mayor Doug Olson looks on. "This is the poster child for what the Marquette Plan can do," said Dale Engquist, superintendent of the Indiana National Dunes Lakeshore.

Region residents will get public beach, access to lakefront

BY JOYCE RUSSELL
joyce@nwtimes.com
219.762.1397

PORTAGE | The claw from the giant excavator took a chunk out of the former waste water treatment plant at U.S. Steel's Midwest Plant. In a year all signs of the facility will

be gone. Instead, officials hope the 60 acres will be as natural as possible with sand dunes and dune grass.

Officials gathered Tuesday on a hill overlooking what will become Portage Public Beach to ceremonially mark the demolition of the wastewater plant and the beginning of construction of the beach.

"This is the poster child for what the Marquette Plan can do," said Dale Engquist, superintendent of the Indiana National Dunes Lakeshore.

The National Park Service partnered with federal and local officials

See MARQUETTE PLAN, A6

"Lake Michigan is everyone's and you ought not have to pay anyone to get to your lake." U.S. Rep. Pete Visclosky, D-Ind

Marquette Plan

Continued from A1

to acquire the land. It will be developed by the city, hopefully with \$5 million from the Northwestern Indiana Regional Development Authority, Portage Mayor Doug Olson said.

The Marquette Plan was proposed by U.S. Rep. Pete Visclosky, D-Ind., to regain 75 percent of Lake Michigan's shoreline between the Illinois state line and Portage. Visclosky secured not only the funding to purchase the property, but also the \$300,000 needed to knock down the plant and restore the acreage.

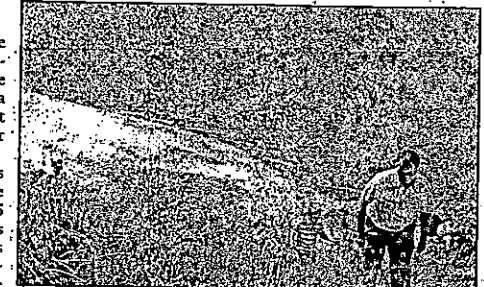
Visclosky said Olson first approached him seven years ago about turning the land into a beach.

"He wanted to open the property up to all citizens of Northwest Indiana. Lake Michigan is everyone's and you ought not have to pay anyone to get to your lake," said Visclosky, adding it is also a significant factor in economic development for the region.

Olson said the \$5 million he will request from the RDA will fund access to the property including a river walk, parking area and perhaps, a pavilion. They are also looking to repair the fishing pier, making it more handicapped accessible. He hopes construction will begin this fall or next spring.

RDA Executive Director Tim Sanders said he will likely recommend the funding to the RDA executive board.

"This fits in with our requirements with what we



CASEY RUFFE | THE TIMES

A.J. Monroe, Portage's director of community and planning development, takes his sons, Liam, 5, center, and Emmett, 3, on a walk to the future public beach after a groundbreaking Tuesday for the first phase of the Portage beachfront development.

PARTNERS IN NEW PARK

Officials at Tuesday's groundbreaking for the Portage Public Beach, the first project of the Marquette Plan, called the effort a collaboration and partnership between various private and public entities.

One of those partners, some pointed out, was absent from the ceremony.

National Steel Co., which filed bankruptcy during the process and was eventually purchased by U.S. Steel, was lauded by both Indiana Dunes National Lakeshore

Superintendent Dale Engquist and Save the Dunes Executive Director Tom Anderson for its initial decision to seek clean closure on the 60 acres that is to be the Portage Public Beach.

Once the home of deep well injection sites containing toxic waste, said Engquist, the company could have chosen to cap them with clay instead of restoring the land.

"If they hadn't made that decision we wouldn't be here today," Engquist said.

are suppose to do," Sanders said.

"As a kid, you couldn't get down to use it," Olson said of the lake. "It has been hard for Portage residents to use Lake Michigan."

Portage's lack of public lakefront, said Olson, was the result of "The Grand Compromise" of the 1960s that allowed industry to use most of the then town's shoreline.

Sandy

WORK STUDY SESSION

JUNE 7, 2006

5:30 – 6:00 p.m.

ACTION ITEMS:

Finance

Approval of claims for May 2006

Approval of O&M claims for May 2006

Close out marina sinking fund bond account and place \$82.66 in the Administrative account


Consideration/approval of entering into Option License Agreement between VIEW Outdoor Advertising and LCRBDC

\$ 82.75

Land Acquisition

Consideration/approval of entering into agreement with NSRR for needed easements in Burr Street Phase 2 Little Cal portion levee construction

ITEMS OF IMPORTANCE/POLICY:

- 
- State Budget Committee Hearing for allocation of Commission funding - \$3 million scheduled for June 2
 - (1) Cabela's commitment/initiation and completion of V-2
 - (2) Financial commitments necessary to initiate and complete Stage VII & Stage VIII by December 2009
 - Status of Burr Street – Phase 2 Gary portion
 - Status of Burr Street – Phase 2 LCRBDC portion

he wants it
entered into the
minutes.
by 11 00

View

OUTDOOR ADVERTISING
1000 East 80th Place
Merrillville, IN 46410

June 1, 2006

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

Dear Dan,

In regards to the proposed agreement for the signs on your managed property along I-80/94, it is certainly not View's intent to construct all of the signs immediately. We anticipate anywhere from 14 to 18 possible legal sites and anticipate these being completed in small groups of five to seven at a time. It certainly would not be in our best interest or yours to build these all at the same time. Realistically Dan, this may be a two to three year project.

Hopefully this addresses your questions regarding the completion of this project. I look forward to seeing you next Wednesday.

Sincerely,

Pete Schroeder
President
View Outdoor Advertising

**OPTION LICENSE AGREEMENT
BETWEEN VIEW OUTDOOR ADVERTISING LLC
AND THE
LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION**

This Option License Agreement is made and entered into as of May __, 2006 (this "Option"), by and between The Little Calumet River Basin Development Commission having an office at 6100 Southport Road, Portage, Indiana 46368, telephone number 219-763-0696 ("LICENSOR"), and View Outdoor Advertising LLC, having an office at 1000 East 80th Place, Suite 700 North, Merrillville, Indiana 46410, telephone number 219-736-8439 ("LICENSEE"), and for fair and valuable consideration agree as follows:

1. The LICENSOR hereby grants to the LICENSEE and exclusive option to license to construct, operate, and maintain illuminated off-premise sign structures, including electrical service to the signs (collectively a "Sign"), from and after the date hereof, and from time to time, for a period of five (5) years after the date of this Option upon any real estate owned by LICENSOR. LICENSEE may exercise the Option with respect to any Sign by providing written notice to LICENSOR containing a description of the proposed location (the "Site") for the Sign and the type of Sign anticipated to be constructed by LICENSEE. The term of the License with respect to any Sign shall be for a period of ten (10) years after the date the Sign is erected at the Site. LICENSEE shall have a period of six (6) months from the date of such notice in which to erect such Sign at the Site. In the event that the Sign is not erected within such six (6) month time period, the Option shall be deemed revoked by LICENSEE with respect to such Sign. Upon request of LICENSEE, LICENSOR agrees to execute and provide LICENSEE with written evidence of the exercise of this Option and a memorandum with respect to any Sign.

2. In the event LICENSEE exercises the option with respect to any Sign as provided in this Option, the annual rent rate for each Sign will be Nine Thousand Dollars and No Cents (\$9,000.00) ("Rent") payable monthly in advance commencing on the first day of the month following the date the Sign is erected at the Site for which the Option is exercised (the "Rent Commencement Date") or Twenty percent (20%) of net revenues received by LICENSEE with respect to the Sign ("Percentage Rent") during each twelve (12) month period commencing with the Rent Commencement Date and ending one year thereafter (the "Percentage Rent Period"), whichever is greater. The base Rent of Nine Thousand and No Cents (\$9,000.00) will be paid on a monthly basis in advance. In addition, if at any time Percentage Rent is due LICENSOR, LICENSEE pay the Percentage Rent to LICENSOR on the first day of the month for which Percentage Rent is due. For purposes of determining Percentage Rent, net revenues shall mean gross revenues actually received by LICENSEE less agency commissions (if any) paid by LICENSEE with respect to the advertising on the Sign, and no other costs would be deducted from gross revenues to determine net revenues. Rent shall be deemed received by LICENSOR upon deposit by LICENSEE with the United States Post Service, postage prepaid, and addressed to LICENSOR at the most recent address provided to LICENSEE, or when received by the bank designated by LICENSOR in the event of electronic transfer. LICENSEE may exercise the Option with respect to any Sign by providing written notice to LICENSOR and thereafter have a period of six (6) months from

the date of such notice to LICENSOR in which to erect such Sign at the site. In the event that the Sign is not erected within such six (6) month time period, the Option shall be deemed revoked by LICENSEE with respect to such Sign.

3. LICENSOR and LICENSEE agree that the Sign and all structures, equipment, materials, and fixtures LICENSEE placed upon the Site are a permanent fixture and the property of the LICENSEE. LICENSOR agrees that LICENSEE shall remove the Sign within forty-five (45) days (or up to ninety (90) days in the event of adverse weather or ground conditions) after the later of (a) expiration of the Term or (b) following expiration of the Term if either LICENSOR or LICENSEE gives written notice to the other that negotiations for a renewal lease have ended. If LICENSEE fails to remove the Sign as required by this paragraph 3, the sole remedy of LICENSOR shall be to remove the Sign and LICENSEE agrees to reimburse LICENSOR the reasonable cost of such removal upon demand.

4. The Sign may have, or may be modified to have, as many advertising faces or displays, including changeable copy faces, and of any size and height as is allowed by local and state laws.

5. LICENSEE shall be responsible for personal injury and property damage caused by the negligent acts of LICENSEE while on the Site and LICENSEE shall carry public liability insurance in the amount of \$1,000,000, naming LICENSEE as an insured, until the Sign is removed. A copy of the proof of such insurance coverage shall be made available to the LICENSOR upon written.

6. LICENSOR warrants that (a) it is the owner or the authorized agent of the owner of the Site, (b) it has full authority to enter into this Option, and (c) if LICENSEE shall pay the Rent, LICENSEE shall peacefully and quietly have, hold, and enjoy the use of the Site and the property of which the Site is part throughout the Term or each Sign.

7. If any provision of this Option is determined by a court of competent jurisdiction to be illegal or otherwise unenforceable, such provision shall be deemed deleted and this Option License Agreement shall be read, interpreted, and enforced without such provision.

8. This Option is binding upon LICENSOR and LICENSEE, and their respective executors, personal representatives, successors and assigns. LICENSOR agrees to notify LICENSEE in writing within twenty (20) days of any change in ownership or control of the Site, or of any change in the mailing address for LICENSOR. In the event LICENSOR fails to so notify LICENSEE of any such change, LICENSEE shall not be in default for failure to pay Rent or provide any notice to LICENSOR under this Option License Agreement until thirty (30) days after written notice from LICENSOR of such change.

9. All notice contemplated by this Option shall be deemed given three (3) days after the deposit in regular mail, postage prepaid or one day after deposit with a recognized overnight courier and addressed to LICENSOR or LICENSEE.

10. LICENSEE will not place advertising copy on the Sign advertising types identified as Gentlemen's clubs or other sexually-oriented advertising.

11. LICENSEE shall not prohibit access to any flood control features designated in writing by LICENSOR to LICENSEE with Sign or utility installations.

12. In the event LICENSEE fails to perform under the terms of the Option or with respect to a Sign, LICENSOR shall provide notice to LICENSEE of detailing such failure and LICENSEE may cure such failure, or diligently pursue such cure, within sixty (60) days from the date LICENSEE received such notice. In the event LICENSOR fails to perform under this Option, LICENSEE may provide notice to LICENSOR of such failure and LICENSOR may cure such failure, or diligently pursue such cure, within sixty (60) days from the date of such notice. In the event of any litigation to enforce the provisions of this Option, the prevailing party shall be entitled to recover attorneys' fees from the other party.

13. Prior to and for a period of three (3) years after removal of the Sign from the Site, LICENSOR grants LICENSEE a right of first refusal to match any agreement of LICENSOR with any third party for the purpose of permitting off-premise outdoor advertising on the property of which the Site is a part. LICENSEE shall have a period of seven (7) days after receipt of written notice from LICENSOR accompanied with a copy of the agreement with the third party in which to elect to match agreement.

14. LICENSOR agrees that no off-premises sign structure other than that of LICENSEE shall be erected or placed on any real estate owned or controlled by LICENSOR, and LICENSOR will not cause or permit the Sign to be at all obscured from view from the Highway or major road near the Highway, unless required by the Little Calumet River flood control project. LICENSOR, as to the property of which the Site is a part and other property in which LICENSOR owns or controls, consents and grants to LICENSEE the right of ingress and egress to and from the Site for all purposes contemplated by this Option for a Sign, including, but not limited to (a) trimming, cutting or removing brush, tree, shrubs, or any vegetation, and removing any obstructions which in any manner determined by LICENSEE obscure the visibility of the Sign from the Highway or major road near the Highway; (b) establishing and/or providing the necessary utility service to the Site and the Sign; or (c) placing incidental and additional equipment, including but not limited to, antennas and other communication devices, on the Site and/or the Sign. LICENSEE may sub-let the Site or the Sign, or any part thereof, and/or assign this Option, after having notified LICENSOR of such intention and receiving approval of LICENSOR.

15. LICENSOR grants to LICENSEE the right to establish above or below ground utility service across, on or over real estate owned or controlled by LICENSOR to

the Site and the Sign. LICENSOR grants to LICENSEE the right to reasonably locate and orientate the Sign on the Site to achieve optimum visibility to be traveling public on the Highway or major road near the Highway. Any discrepancies or errors in the location and orientation of the Sign are deemed waived by LICENSOR upon payment of the first Rent payment from LICENSEE under this Option.

16. If, at any time during the Term for a Sign LICENSEE determines with respect to such Sign that (a) federal, state, or local statute, ordinance, regulation, or other government action precludes or materially limits the use of the Site or the Sign for advertising purposes; (b) the visibility of one or more faces of the Sign from the Highway or road near the Highway is obstructed or obscured as determined by LICENSEE; (c) there occurs a diversion of traffic from or a change in the direction of traffic past the Sign from the Highway or road near the Highway; and/or (d) LICENSEE determines the Sign is no longer economically viable to LICENSEE; then LICENSEE, at its option, may terminate this Term as to such Sign upon fifteen (15) days written notice to LICENSOR.

17. LICENSOR may terminate this Option only in the event that it becomes necessary to do so for the public health, benefit, or welfare or for Flood Control Project purposes as LICENSOR reasonably determines and provides LICENSEE with One Hundred Twenty (120) days notice to LICENSEE and holding a public hearing to make such determination.

18. LICENSOR represents and warrants to LICENSEE that LICENSOR know of (a) no pending action against LICENSOR or its real estate under any environmental law, regulation, ordinance or otherwise, and LICENSOR has received no notice in any form of any such action of possible action; (b) no past or current releases of hazardous substance on, over, at, from, into, or unto its real estate; (c) no environmental condition, situation, or incident on, at, near or concerning its real estate that could possibly give rise to an action or to liability under any law, statute, ordinance, or regulation or common law theory. LICENSOR agrees to indemnify and hold LICENSEE harmless from claims or demands on account of bodily injury or property damage caused by or resulting from the negligent or willful acts of LICENSOR or its agents in connection with the Sign, and LICENSEE agrees to indemnify and hold LICENSOR harmless from claims or demands on account of bodily injury or property damage caused by or resulting from the negligent or willful acts of LICENSEE or its agents in connection with the Sign.

In Witness Whereof, the undersigned executes this Option License Agreement on this ____ day of May 2006.

LICENSOR:
LITTLE CALUMET RIVER BASIN
DEVELOPMENT COMMISSION

LICENSEE:
VIEW OUTDOOR ADVERTISING, LLC

By: _____

By: _____
Pete Schroeder, President

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION ATTENDANCE ROSTER

NAME OF MEETING: LCRBOC DATE: June 7, 2006

LOCATION: 6100 Southport Rd, Portage CHAIRMAN: Vice Chair Bob Huffman

PLEASE SIGN IN

	NAME (PLEASE PRINT)	ORGANIZATION, ADDRESS, PHONE NUMBER
1	Pete Schroeder	VIEW OUTDOOR 1000 E 80 th PLM-V. 116080-3309
2	Jim Guelcher	COMMITTEE FOR PRESERVATION OF WICKER WOODS
3	Imad Samara	US DCOE
4	Meda E. Egan	COMMITTEE for PRESERVATION of WICKER WOODS
5	Elizabeth G. Johnson	Congressman Visclosky
6	BILL PETRITES	HIGHLAND RESIDENT
7	Mark Lopez	
8		
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OPERATION AND MAINTENANCE REPORT

For meeting on Wednesday, June 7, 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 April 27 – May 30, 2006)**

A. OPERATION AND MAINTENANCE

1. Funding to complete O&M obligations:
 - A letter was received from the COE on April 14th, 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)
2. 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.
 - Land transfers (approximately 359 acres) were discussed. LCRBDC passed a resolution at the July 7, 2004 Commission meeting to begin process.
 - Survey work has been completed and will be forwarded to the LCRBDC attorney to incorporate into an agreement as part of the O&M turnover.
 - These excess lands include acreage west of Clay Street, south of the NIPSCO R/W, east of I-65, and north of and adjacent to Burns Ditch. This is approx. 196 acres)
 - The other area is between Chase and Grant adjacent to both sides of 35th Avenue. (This is approximately 189 acres)
3. Four (4) pump stations will be part of the O&M turnover to Gary. These four pump stations 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.
 - A list of all items to be included for turnover as the scope of work (including supplemental comments with more detail from Austgen Electric and the Griffith COE) have been completed.
 - Austgen Electric has completed all items of repair as part of their diagnostic scope of work with a total cost of \$58,752.74.
 - R. W. Armstrong Company has completed their scope of work to date for a total cost of \$20,961.55.
 - LCRBDC submitted the punch list items to Greeley & Hansen and the Army Corps inspection team on April 25. The Corps will schedule an inspection of pump stations in mid-May.
4. Remaining items on the composite punch list for turnover include fencing, sluice gates, and flap gates.

- A letter was sent to the Army Corps on March 27 requesting they address certain items that are part of the final punch list. (No response as of April 26)
 - A letter was sent to Spike Peller, GSD, on March 24 providing a status of all items (copy included) and indicating some items Gary requested cannot be part of the project responsibility. (No response as of April 26)
 - It is the intent to advertise sluice gates and flap gates separately from the pump stations and will include lubrication, clean-up, and punch list items.
5. Stage III Remediation pump station turnover is for 32nd & Cleveland and Marshalltown
- Legal descriptions for the pump station property were submitted to LCRBDC attorney on April 5 to proceed with agreement with Gary.
 - As per a request from the city of Gary, legal descriptions and drawings are to be completed by LCRBDC to use as an attachment to the agreement to give Gary rights to the land.
 - Legal descriptions are now complete and the LCRBDC will work with the city of Gary to get an agreement whereby Gary will assume O&M responsibilities.
 - Gary requires stations be in good repair (inspection found stations satisfactory), plans and specs need to be reviewed by Gary (ongoing), O&M manuals need to be turned over (completed), and training is required (completed during completion of construction).
6. A meeting was held on June 30, 2005 at the Griffith Town Hall regarding the process of Griffith being removed from the flood plain. **(Refer to Engineering Report – Griffith levee – page 8)**
- LCRBDC contracted out services for Griffith to gather information for levee certification as requested by FEMA. (Lawson-Fisher)
 - 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.
 - Lawson-Fisher completed their on site levee walk thru/inspection on March 28, 2006
 - LCRBDC will do walk-thru on May 3 with Lawson-Fisher to review their list of requirements for levee certification
7. 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)
8. LCRBDC working on turning over the North 5th Avenue Pump Station to the town of Highland.

- A final inspection was held with Highland on February 28 (Contractor was Overstreet)
 - A letter was sent by the Army Corps to Overstreet on March 15, 2006 listing the items remaining to complete the contract.
 - This letter also summarized their contractual obligations, and a sequence of events to complete the punch list. They demonstrated an unsatisfactory performance on this contract and have failed to complete these items in a timely manner.
 - At the inspection on February 28, it was also noted that the automatic trash rack was not operating without jamming. A factory representative did diagnostics on March 28, and felt it was an electrical problem.
 - An email was sent by NIES ENGINEERING on March 28 and March 29 indicating that the problem appears to be a wire going to ground due to installation, and that it seems to be a contractor problem.
 - Turnover cannot be done until these three remaining punch list items are completed. After they are done, LCRBDC will enter into an agreement (similar to existing agreement for the 81st St. pump station). (Ongoing)
 - Received an email from NIES Engineering on April 25 referring costs incurred to town of Highland to see if they want to recover their costs.

9. A levee inspection was held with the COE, LCRBDC, and Gary on April 25, 26, 27, 2006.

- **Received comments from Greeley and Hansen (GSD consultant – Eric Tonk) on May 1, 2006, including a general summarization. (Copies are available upon request).**
- **Received a draft inspection report from the Corps on May 15, 2006 with a summarization and request for comments. (Copies are available upon request).**

1-2
3-4

B. EMERGENCY RESPONSE COORDINATION

1. A meeting was held with the COE, LCRBDC, USGS, the National Weather Service, and representatives from all five (5) communities on April 24, 2006.
 - COE requires turnover, and sign-off, by each municipality to assume responsibility for their community to comply with COE plan during a flood, and to submit a plan as part of their overall community emergency response plan.
 - Email was sent on April 24 to the city of Gary, GSD (Spike Peller) to clean out trenches for closure structure installation prior to scheduling the installation practice on 35th Street prior to May 12.
2. **A coordination meeting was held in Chicago on May 8, 2006 with the Corps, LCRBDC, and Lake County Emergency Management (Jeff Miller) to update emergency procedures, establish field exercises, and establish new points of contact.**

3. A practice sandbag closure exercise was held on May 10, 2006 in Munster, on Northcote Avenue, south of the river.

- All project municipalities, LCRBDC, Corps, Lake County Emergency Management, and FEMA were in attendance.
- The final notes were completed which include general information, observations, and ongoing coordination.
- It was mutually agreed that the closures throughout the project could be expedited by supplementing 2'x2'x7' concrete blocks, with plastic and sandbags at each location.

5-7

8

C. GENERAL

1. An updated list of approved contractors for 2006 has been comprised based upon past experience, project familiarity, and competitive pricing.

9



GREELEY AND HANSEN

567 S. Lake Street
Gary, Indiana 46403
p 219 938 8354
f 219 938 8376
www.greeley-hansen.com

May 1, 2006

Charles "Spike" Peller, PE
Director
Gary Storm Water Management District
3600 W. 3rd Avenue
Gary, Indiana 46403

Subject: Little Calumet River 2006 Levee Inspection

Dear Director Peller:

Per the request of the Gary Sanitary District (GSD) and the Little Calumet River Basin Development Commission (LCRBDC), Greeley and Hansen LLC attended the inspection of the Little Calumet River Levee in Gary, Indiana, with the US Army Corp of Engineers (ACOE). These inspections were conducted on April 26, 27 and 28, 2006.

The inspection was first scheduled for April 25, but was rained out and canceled by Mr. Bill Rochford, P.E., of the ACOE. A meeting was held that day to discuss the inspection locations, and the inspection methods. The ACOE provided an Inspection Guide for Flood Control Works, which is for use of all inspections. The Guide has a grading scale of Satisfactory, Moderate, or Unacceptable for inspection of the levee. The ACOE indicated they would walk the entire levee system to complete a thorough inspection and will not conduct any drive by assessments. The levee system will be inspected annually by the ACOE, during early spring or before any flooding or plant growth. The ACOE was late this year in their inspection since grass and plant growth were well underway. The only vegetation the ACOE is concerned with are trees over 2 inches in diameter or any other plant growth this is deteriorating the levee. The gravel top of the levee is only a concern if it impacts the accessibility of the levee.

A summary of the inspection is attached, along with details of each section of the levee that was inspected in Gary, Indiana.

Very truly yours,

Greeley and Hansen

Eric Tonk
Engineer

c:

SUMMARY OF INSPECTIONS

The ACOE Inspection Team consisted of six individuals, including structural engineers, civil engineers, and a geotechnical engineer. The team was led by Mr. William A. Rochford. Also present were Mr. Jim Pokrajac and Mr. Bob Huffman of the LCRBDC. The team inspecting the levee only seemed to be concerned with the overall integrity of the levee. The items being inspected are listed in Section II of the Inspection Guideline, which includes Depressions, Erosion, Slope Stability, Cracking, Animal Control, Unwanted Vegetation Growth, Encroachments, Riprap / Revetments / Banks, Stability of Concrete Structures, Concrete Surfaces, Structural Foundations, Culverts, Gates, Closure Structures, Motors, Power, and Metallic Items. The ACOE inspection team, with the exception of the Geotechnical Engineer, walked the top portion of the levee only. The Geotechnical Engineer and myself walked the lower portion of the levee on the "Wet Side", and noted items such as borrows created by wild life, erosion problems, and any sluffing of the levee.

The entire levee length was inspected with the exception of the western end east of Cline Avenue, because the EJ&E Railway had a lock on a fence that was not shared with the LCRBDC. This section was approximately 1000 feet long. The overall condition of the levee was in good shape with only three spots worth noting of concern. These spots were noted for sluffing of the levee, where a flat spot of the levee occurred 1/3 of the way down and was not a uniform slope, the toe was missing in one section, and one elevation staff gauge was exposed about 1 foot, indicating the levee has dropped one foot in that spot. Other items noted were mainly holes created by animals, some minor erosion or lack of plant growth to stop erosion, and several stuck open flap gates.

Jim Pokrajac

LEVEE INSPECTIONS

From: "Rochford, William A LRC" <William.A.Rochford@lrc02.usace.army.mil>
To: <jpokrajac@nirpc.org>; "Sandy Mordus" <smordus@nirpc.org>
Cc: "Ackerson, Rick D LRC" <Rick.D.Ackerson@lrc02.usace.army.mil>; "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>
Sent: Monday, May 15, 2006 4:39 PM
Attach: 2006 Inspection Report - draft.pdf
Subject: Little Cal Inspection Report

Jim,

Attached is a draft of the inspection report for the levees. We are routing it around for final review and would like any comments that you may have before it is sent formally.

William A. Rochford, P.E.
Chief, Geotechnical & Survey Section

U.S. Army Corps of Engineers, Chicago District
111 North Canal Street, Ste. 600
Chicago, IL 60606-7206
(312) 846-5450
william.a.rochford@usace.army.mil

FOR RECORD

SUBJECT: Inspection of Levee (East Reach of the Little Calumet River)

1. An inspection of the subject levee system was conducted on April 26, 27, and 28 of 2006. Temperatures were in the 60's and 70's all three days. Skies were clear and sunny. Representatives from the Little Calumet River Basin Development Commission (LCRBDC) and City of Gary and Highland accompanied the Corps staff on a walk of the levee alignment constructed up to the date of inspection. In attendance at the inspection, and the dates present were:

U.S. Army Corps of Engineers Inspectors

William Rochford, ICW Program manager (Apr 26)
Rick Ackerson, Hydraulics Engineer (All 3 days)
John Fornek, Geotechnical Engineer (All 3 days)
John Groboski, Civil Engineer (All 3 days)
Arthur Rundzaitis, Field Engineer (All 3 days)
Yuki Shinbori, Geotechnical Engineer (All 3 days)

Little Calumet River Basin Development Commission Representative

James Pokrajac (All 3 days)
Robert Huffman (Apr 26 and 27)

City of Gary Representative

Eric Tonk from Greeley and Hanson (All 3 days)

Highland Representative

Jack Lannon (Apr 28)

Projects Visited

Wednesday, 26 April 2006

- Burr St. to Clark St. - Stage IV Phase 2A (N)
- Clark St. to Chase St. - Stage IV Phase 2B (N)
- Chase St. to Grant St. - Stage III (N)
- Grant St. to Harrison St. - Stage II Phase 2 (N)
- Harrison St. to Broadway - Stage II Phase 1 (N)
- Broadway to Georgia St. - Stage II Phase 4 (N)

Thursday, 27 April 2006

- Burr St. to Cline Ave. - Stage IV Phase I (N)
- Chase St. to Grant St. - Stage III (S)
- Grant St. to Harrison St. - Stage II Phase 3C2 (S)
- Harrison St. to Georgia St. - Stage II Phase 3B (S)

Friday, 28 April 2006

- Indianapolis Blvd. to Conrail R.R. - Wicker Park Levee - Stage V Phase 1(S)
- Colfax St. to EH & E R.R. - Burr Betterment Levee Phase I
- Marshalltown - East Reach Remediation
- Georgia St. to Martin Luther King Dr. (North of I80/94) - Stage II Phase 4
- Georgia St. to Martin Luther King Dr. - Stage II Phase 4 (N)
- Georgia St. to Martin Luther King Dr. - Stage II 3A (S)

LITTLE CALUMET RIVER – EMERGENCY RESPONSE

Subject: Practice Sandbag Installation on Northcote on May 10, 2006

I would like to thank both Jeff Miller, Lake County Emergency Management, and Jim Knesek, Town of Munster, for their cooperation to facilitate the sandbag closure south of the Little Calumet River on Northcote Avenue in Munster. Following is a general summarization of what occurred on that day and new issues and tasks that will be brought up and need to be discussed and facilitated:

- (1) Jeff Miller provided an automatic sandbag machine that could produce up to 1,600 sandbags per hour. (It has four (4) man stations)
 - Jeff Miller agreed that he would provide some literature and general information to the LCRBDC in order that we may look into the possibility of purchasing additional machines for the other municipalities.
 - Mr. Miller mentioned that each machine might cost in the neighborhood of \$19,000 a piece.
 - Additional machines would be needed in order to expedite the making of sandbags that could then be distributed to locations as needed by each municipality.
 - Each municipality could have its own crew at a central location that could be making sandbags and load them onto municipal vehicles, whereby they could be distributed to pre-determined locations.

- (2) The town of Munster brought a concrete block (2' x 2' x 7' long with a re-bar lifting loop)) that could be obtained from Ozinga for a cost of approximately \$20 a piece.
 - The cost only includes material. LCRBDC will work with Lake County to see if arrangements can be made to pick up and distribute these barricades.
 - In discussions with representatives from each municipality, as well as the Army Corps and Lake County Emergency Management, it was agreed that the LCRBDC would investigate the possibility of ordering a number of these blocks that could then be positioned at each closure installation.
 - Each municipality would then be responsible to position these barricades along the line of protection adjacent to the river during a flood event.
 - The Army Corps is to provide a section detail showing how the closure installations need to be installed (the barricades will be placed first, plastic will be placed over the barricade, and then sandbags will be placed on the plastic, on the pavement, to secure the structure).
 - LCRBDC will meet with each of the municipalities to determine locations where these concrete barricades could be placed for easy access.
 - The LCRBDC will then determine real estate that would be required to store these barricades at that specific location. (LCRBDC currently has real estate available adjacent to closures in most areas).

- (3) The Army Corps to provide current data on the location, height, and length for each location.
- Upon receipt of this current mapping, the LCRBDC will calculate how many concrete blocks will be needed at each location.
 - The Army Corps will provide the number of sandbags and the amount of plastic that will be needed at each location.
 - Upon receipt of the updated mapping from the Corps, the LCRBDC will distribute this to each municipality or participating organization as part of the overall emergency response package.
- (4) The Army Corps will be working with each of the municipalities and the Lake County Emergency Management to coordinate river elevation data that will be used to determine each step of the emergency response procedure. (This would be through an internet program).
- The elevation of each part of the response may be referenced by the staff gauges that were installed by the Army Corps at each bridge abutment for the entire project. (The elevation will be needed to notify respective municipal or county personnel to be on alert, when to mobilize, and when to actually install each of the lines of protection, all during an upcoming flood event).
- (5) Each municipality will also be responsible for clean-up after the installation of the flood control barricades.
- Each municipality will incorporate the procedure for their respective community as their responsibility during a flood event. (This would include the installation of the lines of protection, traffic control, or any other acts that they determine will be necessary during a flood event.)

In summarization, I would like to thank all the attendees for attending this exercise. The LCRBDC will be coordinating with the city of Gary in the near future to install "aluminum posts and panel" installations at 35th Street, just east of Chase Street in Gary. Any interested parties will be invited to attend. Individual meetings will be scheduled with each municipality to discuss and review any concerns regarding emergency response during a flood event. The LCRBDC, the Army Corps, and Lake County Emergency Management will work with each municipality to facilitate this.

STARTED @ 9:55 A.M.] 10:20 A.M.] 1 LAYER

PHONE #

NAME	REPRESENTING	PHONE #
JIM FORBANC	LORRDC	219-763.0696
311 BASTAK	IN DEPT. HOMELAND SEC	317-694-8696
MIKE HIGGINS	LOSD	219-255-3026
RICK KONOPASEK	GRIFFITH	924-3838
KEED BOSHS	GRIFFITH	924.3838
RED HIGGINS	LRBD	924-4881
RICK ACKERSON	USCOE	312-846-5511
SCOTT VONWINKEL	USACOE	312-846-5471
DREW BEUZIGER	USACE	312-846-5512
JEFF MILLER	LR. EMA	
JAMES KINGSK	MUNSTER	219 836-6970
RICK LOGGINS	LC	755 3549
BULL LINDEN	HFD	923.9876
JAMES BRANNON	GARY EMA	644-7806
JOE LADDY	GARY EMA	670-4697
TODD RICHMOND	LR. EMA	881-1250
JENNIFER SMITH	G. EMA	881-1250
RON SMITH	LC. F.C.A.	7553549 (CELL)
		3132766
		736-9680

Sandy Mordus

From: "Sandy Mordus" <smordus@nirpc.org>
To: <donhart@ozinga.com>
Cc: "Ackerson, Rick D LRC" <Rick.D.Ackerson@lrc02.usace.army.mil>;
<imad.samara@usace.army.mil>; "Shamel Abou-El-Seoud" <Shamel.Abou-El-Seoud@lrc02.usace.army.mil>; "Scott Vowinkel" <Scott.G.Vowinkel@lrc02.usace.army.mil>; "Jeff Miller" <jefflcema@yahoo.com>
Sent: Monday, May 22, 2006 11:30 AM
Subject: Purchase and coordination for concrete blocks

Don:

As per our conversation on Friday, I would like to introduce myself in order that you and I may work together to procure 2' x 2' x 7' concrete blocks that the Development Commission may use during emergency flood conditions for closures. I do the coordination for the Commission for all engineering, land management, emergency response, and operation & maintenance of the project. We recently had a field coordination meeting to install sand bags in Munster and Ozinga was mentioned to be able to provide the above-mentioned blocks for our project.

I am in the process of receiving information from the Army Corps as to the location and size of the closures all the way from the Illinois state line to I-65 along both sides of the river to provide flood protection. I initially anticipated that we will need up to 150 of these blocks that will be distributed in a variety of site locations. The majority of these will be in the city of Gary and some will be required in Griffith, Hammond, Highland, and Munster. Upon receipt of the information from the Army Corps, I will provide you a map and a list of how many blocks we need and where they need to be distributed.

As you indicated to me, you provide the blocks and the loading of the blocks in your yard. It would be our responsibility to distribute and unload the blocks in the areas where they will then later be installed as closures. I will coordinate this at a later time.

I look forward to working with you to coordinate the procurement of these blocks that will be used in a Federally and State funded flood control project. Please feel free to contact me at any time.

James E. Pokrajac, Agent
Engineering/Land Management
Little Calumet River Basin
Development Commission
6100 Southport Road
Portage, Indiana 46368
Phone 219-763-0696
Fax 219-762-1653
jpokrajac@nirpc.org



5/22/2006

**APPROVED CONTRACTORS
TO PROVIDE SERVICES FOR THE
LITTLE CALUMET RIVER BASIN
DEVELOPMENT COMMISSION
FOR THE 2006 SEASON**

SURVEYING/ENGINEERING SERVICES

1. R. W. Armstrong Company
2. Garcia L.E. & Associates
3. SEH, Inc.
4. NIES Engineering, Inc.
5. Torrenga Engineering Inc.
6. Hardesty Surveying Company
7. Krull & Sons

MAINTENANCE SERVICES

1. South Shore Marina, Inc. (Pete Zak)
2. Congress Enterprises
3. C&H Mowing
4. Austgen Electric

ENVIRONMENTAL SERVICES

1. Environmental Inc.
2. K&S Testing
3. J. F. New

NOTE: Please note that the above list of contractors have all done work for the Commission in the past. Their performance has been satisfactory and their costs for their individual projects were generally based upon submitting low bids. The contractors also have project familiarity and have done work with both the Commission and the Army Corps of Engineers.

LAND MANAGEMENT REPORT

For meeting on Wednesday, June 7, 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 April 27 – May 30, 2006)

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.
 - A letter was sent to Stan Stann on March 10 requesting pertinent data showing the proposal for our review. After receipt, and approval, LCRBDC will draft an addendum to the current License Agreement.

B. Chase Street Farm Stand

1. Building is currently occupied
 - A. This will help LCRBDC to avoid vandalism, get heat in the building, and have insurance for an occupied building.
 - B. Closure structures and sluice gate drill operators are currently being stored in this building and are readily available for emergency operations during a flood event.

C. LCRBDC received a request from INDOT in early October, 2005 for a permanent easement. This would be approximately a 10' strip south of their right-of-way between Harrison and Broadway.

1. 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 February 22, 2006).
2. LCRBDC received a letter from INDOT on March 6 as a follow-up request for real estate for a perpetual easement. The letter explained it is only for "working room".
 - LCRBDC forwarded this letter and real estate drawings to the COE, and copied INDOT Engineering, on March 14.
 - Before issuing the easement, LCRBDC needs assurance our line of protection will not be disturbed. (The actual toe of our levee abuts their south R/W line)
 - LCRBDC also sent an email to INDOT Engineering representatives on March 14 requesting specific information.

3. LCRBDC received an email response from INDOT's engineering consultant on April 13, 2006 indicating that this portion of construction has been completed and he thought it would only be a temporary easement (Awaiting confirmation this land is not needed).
- D. The current lease agreements for 2006 provide a total income of approximately \$74,651. This includes billboards, farming, and a communications tower.
- **LCRBDC received a request from VIEW OUTDOOR ADVERTISING on June 1 to install a number of signs along the I-80/94 corridor in Gary over a several year period.** /
- E. Received a request from ARC Bridges (formerly Lake County Assoc. for the Retarded) on April 13, 2006 requesting interest in our land east of their facilities for future development. 2
- A draft letter was comprised on May 18, for consideration by the Commission at our June 7 Board meeting, to discuss possible transfer of approximately 6.8 acres of land. 3-4

View

OUTDOOR ADVERTISING
1000 East 80th Place
Merrillville, IN 46410

June 1, 2006

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

Dear Dan,

In regards to the proposed agreement for the signs on your managed property along I-80/94, it is certainly not View's intent to construct all of the signs immediately. We anticipate anywhere from 14 to 18 possible legal sites and anticipate these being completed in small groups of five to seven at a time. It certainly would not be in our best interest or yours to build these all at the same time. Realistically Dan, this may be a two to three year project.

Hopefully this addresses your questions regarding the completion of this project. I look forward to seeing you next Wednesday.

Sincerely,

Pete Schroeder
President
View Outdoor Advertising



Board of Directors

Frank Werner
President

Leona Bachan
Vice President

Jack Gruenenfelder
Vice President

Suda Hopkins
Vice President

Judy Abbott
Vice President

Mary Helen Comer
Secretary

Danice Sainato
Treasurer

Rosemary Bohney
Shirley Dawson
Karen Derderian
Paul Doherty
Bob Ham
Obretee Jackson
Hyon Kwak
Virginia Lankford
Ron Logsdon
Sister Joan Romaniak
Julia Sims

Kris Prohl
Executive Director

CARF
Accredited

The
Arc
of Indiana

The
Arc



inart

ANCOR

April 13, 2006

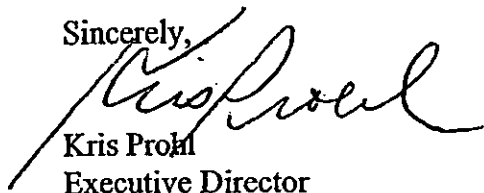
Jim Pokerjack
Little Calumet River Basin Development Commission
6100 Southport Road
Portage, IN 46368

Dear Jim:

Brian has mentioned your conversation regarding the property from the basin commission project, immediately adjacent to the east of our property on 35th Avenue. We discussed this property with Dan Gardner several years ago in terms of an expansion project for our Gary campus. I understand that the Commission is deeding the property to the city of Gary. We are still interested in reserving an option on this land for possible expansion. The original plan had us doubling our building, which faces 35th Avenue; which may still be necessary for us to be interested in the property between our property line, and the service road that looks to be about midway between our building and Berkheimer. In addition, we would be interested in the property immediately north of both our property. At some point we may need to go in that direction as well.

It is not clear what the processes are for handling this property, but we would certainly like to engage in an active discussion at this point. We appreciate your continued interest in our operations and needs.

Sincerely,



Kris Prohl
Executive Director

ap

CC: Dan Gardner
Mayor Rudy Clay

May 18, 2006

Ms. Kris Prohl
Executive Director
ARC BRIDGES
2650 West 35th Avenue
Gary, Indiana 46408

Dear Ms. Prohl:

I'm sorry I didn't respond sooner to your letter of April 13th regarding your request for transferring property to ARC Bridges. Recently, we sold the property east of the roadway between your facility and Berkheimers to the Berkheimer Corporation. The land west of the roadway to your facility still remains in the name of the LCRBDC. It is our intention to work with the city of Gary to transfer excess lands to them in exchange for their accepting the operation and maintenance of all flood control features within the city. They would use these lands for economic development purposes. However, in an earlier conversation with Brian Davis, I indicated that if you had some interest in this property, other than for the use of farming, we would try to work with your organization. We would like to schedule a meeting with you to discuss possible acres you would need. Please let me know if you have any questions and when you would like to meet.

Sincerely,

James E. Pokrajac, Agent
Engineering/Land Management


/sjm
encl.

cc: Brian Davis
Arlene Colvin, City of Gary and LCRBDC
William Biller, LCRBDC Chairman
Lou Casale, LCRBDC attorney

LAKE CO ASSN. FOR
THE RETARDED

EXISTING ROADWAY

8

 TENTATIVE LAND REQUEST
BY ASSOC. FOR RETARDED
(APPROX. 6.8 ACRES)

GARY FIRED DEPT
TRAINING FACILITIES

RECORDS

20

19

21

40

39

38

25

1

DNR 21

2

DNR 21

PROJECT ENGINEERING MONTHLY STATUS REPORT

For meeting on Wednesday, June 7, 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 April 27 – May 30, 2006)**

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 1st, 1993
Dyer/Ellas Construction – Contract price: \$1,220,386

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

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

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

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

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

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

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

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

STATUS (Stage III) Chase to Grant Street:

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

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

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

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

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

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

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

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.

- A follow-up inspection was held with the COE and Greeley & Hansen on February 17, 2006. Both stations were found to be satisfactory as per COE plans and specs.

West Reach Pump Stations – Phase 1B:

1. The two (2) pump stations included in this contract are S.E. Hessville (Hammond), and 81st St. (Highland). Overall contract work is completed.
2. Project completed in September 2001.
Thieneman Construction – Contract price: \$2,120,730

North Fifth Avenue Pump Station:

1. The low bidder was Overstreet Construction
 - Current contract amount - \$2,501,776
 - Original contract amount- \$2,387,500
 - Amount overrun - \$114,276 (4.8%)
 - Project is currently 99% completed
2. LCRBDC received a copy of the pre-inspection punch list from Highland on February 2, 2004. (Dated January 29, 2004.)
3. Minor items remain to be completed.
4. A final inspection was held with the COE, town of Highland, and the LCRBDC on February 28, 2006 as part of the O&M turnover.
 - A letter was sent by the Army Corps to Overstreet on March 15, 2006 listing the items remaining to complete the contract.
 - This letter also summarized their contractual obligations, and a sequence of events to complete the punch list. They demonstrated an unsatisfactory performance on this contract and have failed to complete these items in a timely manner.

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. An email was sent to the COE on March 16 requesting the contract be modified to leave the “turf type” grass and eliminate the proposal for native grasses (No herbiciding).
 - In a conversation with Gary, it appears they would prefer mowing to controlled burns; levee inspections would be easier (2 mowings per year) and could be done after mowings; and no future controlled burns would be required.
6. **Monthly Construction Status Report from COE (Refer to Handout)**
7. COE response was to keep the contract the same. They will herbicide the landward side of the levees & plant with native grasses. (Refer to O&M Report for details)

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)
 - Agreement for O&M turnover to Gary is being finalized (Ongoing) (Refer to O&M Report for details)
 - 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. (Ongoing)
 - The Gary Board of Public Works signed the “Notice of Award of Bid” at their February 1, 2006 Board of Public Works meeting.
 - A letter was sent to the GSD by their engineering consultant (Greeley & Hansen) on March 27, 2006 indicating the low bid by Superior was reduced by \$190,727 through negotiations, and is currently \$2,301,518. It included the cost breakdown of all funding to complete this project for Gary & LCRBDC
3. Agreement has been submitted to the Gary Storm water Management District and the Gary Board of Public Works for their approval. Those Board meetings were scheduled for March 28 and 29, respectively. Additional funding was approved at the GSWMD on the 28th and, with that in hand, the Gary Board of Public Works voted to sign the agreement.
 - The signed addendum to the Memo of Agreement is available upon request.
 - LCRBDC received our 25% cost share for the project construction (\$623,061) from the State. The monies were placed in a separate account; City of Gary was notified that our portion of funding is in place.

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 award by July 2006.
 - LCRBDC distributed all plans & specs to affected entities on January 12, 2006
 - Comments received from Wolverine Pipe Line on January 27, 2006 and these were forwarded to the COE on January 30.
3. LCRBDC received a letter from the COE on April 20, 2006 requesting \$300,000 to initiate construction for Burr Street Betterment Phase 2 construction to allow a construction contract in June 2006.
 - **Letter to Spike Peller & new Gary representatives that LCRBDC has our cost share in account & for them to consider this as their Notice to Proceed.**

STATUS (Stage V Phase 2) Kennedy Avenue to Northcote

1. UTILITY CORRIDOR COORDINATION

- A. 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.
- B. NIPSCO
 - 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)
 - 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)
 - 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.
2. 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.
 - **Submitted V-2 utility coordination information to the Corps on May 30 for utilities south of the river (excluding the pipeline corridor) to be used for design coordination.**
3. 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 was sent to the Conoco Phillips Pipeline Company on March 20, 2006 enclosing previous correspondence from the past year and trying to schedule a field meeting in mid-April.
 - **Conoco Phillips Pipe Line submitted information regarding 10-year old information from Stanley Consultants on May 9, 2006 requesting clarification.**

- **LCRBDC responded on May 15 clarifying current design, funding, and scheduling.**
- 4. An email was sent on January 26, 2006 from INDOT to all affected parties indicating that their project from Ridge Road to the Little Calumet River on Indianapolis Blvd. will be on hold until we construct our line of protection in this area.
 - **Tri-State Bus Terminal will not be impacted as originally planned.**
 - **Article in May 16, 2006 Times indicated an agreement has been reached with Cabela's, Hammond, and the State to proceed.**
- 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.
 - A meeting was held on February 2, 2006 to make a presentation to the North Township Trustee and Wicker Park staff.
 - A follow-up meeting will be scheduled to make a presentation to the new North Township board members.
- 6. The COE re-considered the levee alignment and have modified the levee onto Cabela's property (received re-alignment drawing mid-March 2006)
- 7. **The Army Corps responded to concerns expressed by the "Committee for the Preservation of Wicker Woods" (Steve Enger) on May 2, 2006.**
 - **Several options have been investigated comparing benefits, costs, and engineering options.**
 - **This was sent to Steve Enger on May 26.**

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

1. Illinois Constructors Corporation was awarded the contract on September 30, 2004.
 - COE estimate (without profit) - \$6,141,815.00
 - Low bid (awarded amount) - \$6,503,093.70 (Awarded September 30, 2004)(6% over estimate)
 - Current contract amount \$7,378,033 (13% over estimate)
 - 700 days to complete from contractor receiving his "Notice to Proceed" (November 4, 2004) Date is currently March 4, 2007.
2. **Monthly Construction Status Report from the COE (Refer to Handout).**
3. A weekly progress meeting was held on **May 23, 2006** with the COE and Illinois Constructors. (Copy of total report available upon request)
 - **Minutes from May 9 meeting were distributed.**

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
 - Current scheduled completion date is July 2, 2007.
 - Approximately 3% of the construction is completed to date.
2. 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.

- Email was sent to Lake County Highway Dept. on May 10 indicating Corps said to advertise project and they would design walkways and coordinate with their contractor for installation.
3. **Monthly Construction Status Report from the COE (Refer to Handout)**
 4. **Charlie Blaine (Hammond Parks Dept) attended May 23 progress meeting with the Corps and Illinois Constructors complaining of no access to the Carlson/OxBow Park from the south.**
 - Contractor agreed to allow access.

13-14

STATUS (Stage VI – Phase 2) Liable 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 invoice was received from NIPSCO on May 18, 2006 for reimbursement for reinforcing three pipelines (welded areas) west of Cline Avenue in the area where sheet piling was driven.**
 - This could be typical with all welds near sheet piling (even though "bridging" is being used) on future projects.
4. **Monthly Construction Status Report from the COE (Refer to Handout)**
5. A letter was sent to Dennis Cobb (First Group Engineering) on April 25 requesting they pursue getting permission from INDOT to do a recreation trail crossing at the light on Cline Avenue, south of the NIPSCO R/W.

15-17

STATUS (Stage VII) Northcote to Columbia:

1. The final contract with Earth Tech to do the A/E work for this stage/phase of construction was signed and submitted by the COE on December 21st, 1999.
2. The schedule shows a June, 2008 contract award 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)
 - Refer to monthly Land Acquisition Report

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 provided final real estate plans for review on March 23.
 - LCRBDC made comments and concerns on April 19, 2006.

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)
 4. **Received copy of permit from IDEM on May 8 to perform a prescribed burn on these properties.**

18-19

West Reach Pump Stations – Phase 1A:

1. The four (4) pump stations that are included in this initial West Reach pump station project are Baring, Walnut, S. Kennedy, and Hohman/Munster.
2. Low bidder was Overstreet Construction. Notice to proceed was given on November 7th, 2000 – 700 work days to complete (Anticipated completion date is August 26, 2004)
 - Current contract amount - \$4,974,280.67
 - Original contract amount - \$4,638,400
 - Amount overrun – \$335,880 (7.2%)
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.
 - **Refer to Land Acquisition Report for current update of appraisal.**
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.

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 was held with the COE, FEMA, IDNR, LCRBDC, and Lawson-Fisher to discuss the scope of work. (This was held at the FEMA office in Chicago on February 9, 2006 at 10:00 a.m.)
2. Lawson Fisher did an inspection of the levee on March 28 and has a draft report on what is required for levee certification.
 - **LCRBDC received the final memorandum with a summary of their inspection on May 15, 2006. Also attached information for their future participation for Phases II, III, and IV.**

20-25

GENERAL

1. **INDOT coordination for Grant St. & Broadway interchanges with I-80/94.**
 - A. **INDOT sent a letter to the COE on April 15th, 2004, indicating they worked out an agreement with the COE whereby flood control features will be included in their contract at no cost to the 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. **An updated list of engineering/surveying/and environmental services has been completed based upon experience, project familiarization, and competitive pricing.**
3. **A public meeting was held at Morton High School in Hammond (coordinated by 5th District Councilman Dan Repay) to present information on the current schedule, removal of Hammond from the flood plain, establish points of contact, have a question/answer session with the residents, and distribute project information.**
4. **A letter was sent to the Corps on May 31 requesting a response to concerns by Commissioner George Carlson regarding length of time of contracts and to see if anything could be done to expedite the completion of the contracts.**

26

27-28

29-30



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
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JOHN MROCKOWSKI
Governor's Appointment

CHARLIE RAY
Porter County Commissioners' Appointment

VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

April 27, 2006

Mr. Spike Peller, P.E., Director
Gary Sanitary District &
Gary Storm Water Management
3600 West 3rd Avenue
Gary, Indiana 46406

Dear Spike:

This letter is to officially notify you that the Development Commission's 25% cost share in the Burr Street Phase 2 Gary portion has been received from the State and placed into a separate account named:

Little Calumet River Basin Development Commission
Burr Street Phase 2 – Gary contract

The amount received was \$623,061. Please consider this as your notice to proceed with the awarding of the contract.

We are happy that we were able to reach a satisfactory agreement for the funding identification. We look forward to working with Gary to complete this last phase of levee construction within the city. We are hoping to be able to advertise this summer for the LCRBDC portion of the levee, thereby completing all remaining Gary levee construction. We will then start the process with FEMA to remove Gary from the floodplain. I will call you shortly to set up a conference call with the key players.

Sincerely,

Dan Gardner
Executive Director

Cc: Elizabeth Johnson, Congressman's Office
Honorable Rudy Clay, Mayor of Gary
James Meyer, attorney, City of Gary
Arlene Colvin, City of Gary, LCRBDC
Ron McAhron, IDNR
Bill Biller, LCRBDC Chairman
Lou Casale, attorney, LCRBDC
Superior Construction

Little Calumet River Basin

I.D.	OWNER	STATION	PHOTO #	CONTENTS	SIZE	TYPE	DIRECTION	CROSS- LEVEE WALL	PLAN & PROFILE	ADDITIONAL REMARKS
UR-1	NIPSCO	35 + 60±	PH1, PH2	OVERHEAD POWER	---	CABLE	N-S	YES	PLATE 58	WILL RELOCATE WITH POLE RELOCATION
UR-1A	NIPSCO	35 + 80 25' RT ±	PH1, PH2	UTILITY POLE	---	WOOD	---	---	PLATE 58	RELOCATE BY OTHERS
UR-2	AMERITECH SBC	33 + 68±	PH3 - PH5	UNDERGROUND TELEPHONE	---	CABLE	N-S	YES	PLATE 58	TO BE ADDRESSED
UR-3	NIPSCO	---	PH6-PH12	OVERHEAD POWER	---	CABLE	E-W	NO	PLATE 58	WILL RELOCATED WITH POLE RELOCATION
UR-4	AMERITECH SBC	---	PH6-PH12	OVERHEAD TELEPHONE	---	CABLE	E-W	NO	PLATE 58	WILL BE RELOCATED
UR-5	NIPSCO	33 + 50 50' RT ±	PH8	UTILITY POLE	---	WOOD	---	NO	PLATE 58	TO BE RELOCATED
UR-6	NIPSCO	33 + 60 RT ±	PH8	UTILITY POLE	---	WOOD	---	NO	PLATE 58	TO BE RELOCATED
UR-7	NIPSCO	33 + 30 20' RT ±	PH8	UTILITY POLE	---	WOOD	---	NO	PLATE 58	TO BE RELOCATED
UR-8	NIPSCO	31 + 80 20' RT ±	PH7	UTILITY POLE	---	WOOD	---	NO	PLATE 58	TO BE RELOCATED
UR-9	NIPSCO	30 + 45 20 RT ±	PH8	UTILITY POLE	---	WOOD	---	NO	PLATE 58	TO BE RELOCATED
UR-10	NIPSCO	29 + 20 20' RT ±	PH9	UTILITY POLE	---	WOOD	---	NO	PLATE 58	TO BE RELOCATED
UR-11	NIPSCO	28 + 10 20' RT ±	PH10	UTILITY POLE	---	WOOD	---	NO	PLATE 58	TO BE RELOCATED
UR-12	NIPSCO	26 + 80 20' RT ±	PH11	UTILITY POLE	---	WOOD	---	NO	PLATE 58	TO BE RELOCATED
UR-13	NIPSCO	25 + 80 20' RT ±	PH12	UTILITY POLE	---	WOOD	---	NO	PLATE 58	TO BE RELOCATED
UR-14	NIPSCO	23 + 60	PH13	HIGH VOLTAGE OVERHEAD POWER	---	CABLE	N-S	YES	PLATE 58	
UR-15	NIPSCO	22 + 70±	PH14	HIGH VOLTAGE OVERHEAD POWER	---	CABLE	N-S	YES	PLATE 58	
UR-16	NIPSCO	22 + 30±	PH14	HIGH VOLTAGE OVERHEAD POWER	---	CABLE	N-S	YES	PLATE 58	
UR-17	NIPSCO	21 + 90±	PH14	HIGH VOLTAGE OVERHEAD POWER	---	CABLE	N-S	YES	PLATE 58	
UR-18	NORFORK SOUTHERN RAILROAD	21 + 75±	PH15	COMMUNICATION CABLE	---	CABLE	N-S	YES	PLATE 58	
UR-19	HIGHLAND	82 + 20±	PH16-PH17	SANITARY SEWAGE	20" s	C.I.	N-S	YES	PLATE 54	REMOVE AND REPLACE
UR-20	NIPSCO	80 + 60±	PH18	OVERHEAD POWER	---	CABLE	N-S	YES	PLATE 54	RELOCATE POLES
UR-21	TRI-STATE BUS DEPOT	81 + 00±	PH18	DETENTION POND	---	---	---	NO	PLATE 54	MAINTAIN DURING CONSTRUCTION
UR-22	---	---	PH20 - PH21	STORMWATER	18" s	CMP	SW-NE	NO	PLATE 53	TO BE REPLACED
UR-23	PARK	73 + 00 250' RT ±	PH22	NONE	24" s	CMP	SW-NE	NO	PLATE 53	CULVERT BRICKED SHUT (NOT OPERATING)
UR-24	PARK	55 + 60±	PH23	DRINKING FOUNTAIN	---	---	---	NO	PLATE 51	REMOVE
UR-25	PARK	52 + 50±	PH24	DRINKING FOUNTAIN	---	---	---	NO	PLATE 51	REMOVE
UR-26	PARK	---	PH25-PH28	POTABLE WATER	1" s	GALV.	N-S	YES	PLATE 50	NOT ADDRESSED (FEED LINE FOR IRRIGATION PUMP PRIMED AND DRINKING FOUNDATIONS)
UR-27	PARK	38 + 10±	PH25, PH29	WATER	4" s	C.I.	E-W	YES	PLATE 50	PARK IRRIGATION SYSTEM DISCHARGE LINE
UR-28	PARK	38 + 20±	PH25, PH29	IRRIGATION PUMP HOUSE	---	BUILDING	BRICK	NO	PLATE 50	PARK IRRIGATION PUMP HOUSE
UR-29	PARK	38 + 20±	PH30	WATER	4" s	C.I.	E-W	NO	PLATE 50	PARK IRRIGATION PUMP INTAKE
UR-30	PARK	38 + 25±	PH30	WATER	4" s	C.I.	E-W	NO	PLATE 50	PARK IRRIGATION PUMP INTAKE
UR-31	PARK	40 + 00±	PH31	WATER	24" s	---	E-W	YES	PLATE 50	CULVERT PIPE
UR-32	NIPSCO	34 + 50±	PH32	UTILITY POLE	---	WOOD	---	NO	PLATE 49	
UR-33	NIPSCO	32 + 50 ±	PH32	UTILITY POLE	---	WOOD	---	NO	PLATE 49	
UR-34	NIPSCO	30 + 95±	PH33	UTILITY POLE	---	WOOD	---	NO	PLATE 49	
UR-35	NIPSCO	28 + 10 ±	PH33	UTILITY POLE	---	WOOD	---	NO	PLATE 49	
UR-36	MUNSTER	28 + 20±	PH34	STORMWATER	12" s	PVC	E-W	YES	PLATE 49	
UR-37	NIPSCO	27 + 40±	PH35	UTILITY POLE	---	WOOD	---	NO	PLATE 49	
UR-38	NIPSCO	25 + 70 40' RT ±	PH 36	UTILITY POLE	---	WOOD	---	NO	PLATE 49	

6

I.D.	OWNER	STATION 23 + 90 115' RT ±	PHOTO #	CONTENTS	SIZE	TYPE	DIRECTION	CROSS- LEVEE WALL	PLAN & PROFILE	ADDITIONAL REMARKS
UR-39	NIPSCO	2 + 40 80' RT ±	PH37	UTILITY POLE	--	WOOD	--	NO	PLATE 49	
UR-40	NIPSCO	0 + 85 40' RT ±	PH38	UTILITY POLE	--	WOOD	--	NO	PLATE	
UR-41	NIPSCO	2 + 35 20' RT ±	PH38	UTILITY POLE	--	WOOD	--	NO	PLATE	
UR-42	HAMMOND SANITARY DISTRICT	2 + 20	PH42, 41	COMBINED SEWER		RCP			PLATE	PART OF COMBINED SEWER SYSTEM
UR-44	HAMMOND SANITARY DISTRICT	2 + 20	PH45,44	COMBINED SEWER		RCP			PLATE	PART OF COMBINED SEWER SYSTEM
UR-45	HAMMOND SANITARY DISTRICT	2 + 20	PH42,45	COMBINED SEWER		VAULT			PLATE	PART OF COMBINED SEWER SYSTEM
UR-46	HAMMOND SANITARY DISTRICT	1 + 20 60' RT ±	PH46	STORM SEWER		VAULT	E-W	--	PLATE	PART OF COMBINED SEWER SYSTEM
UR-47	HAMMOND SANITARY DISTRICT	2 + 30	PH47	BARING AVE. PUMP STATION		BLDG		--	PLATE	BYPASS COMBINED SEWER PUMP STATION
UR-48	NIPSCO	--	PH48	OVERHEAD POWER	--		E-W	NO	PLATE 46	
UR-49	FEDERAL GOVERNMENT	30 + 20	PH49	U.S.G.S GAGING STATION				NO	PLATE 49	U.S.G.S. DITCH LEVEL STATION
UR-50	MUNSTER	30 + 30	PH49, 50	HYDRANT	--	D.I.			PLATE 49	HYDRANT PLUG FOR MUNSTER WATER SYSTEM
UR-51	NIPSCO	2 + 35	PH51	POWER SERVICE USGS STA.	--	CABLE	E-W	YES	PLATE 49	POWER SERVICE TO U.S.G.S. STATION
UR-52	NIPSCO	30 + 90	PH52	POWER SERVICE PUMP STA.	--	CABLE	N-S	YES	PLATE 49	POWER TO IRRIGATION PUMP HOUSE IN PARK
UR-53	NIPSCO	--	PH53,54	OVERHEAD POWER	--	CABLE	N-S	NO	PLATE 49	POWER LINES ON.

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

From: Hanten, Gary L

Sent: Tuesday, May 09, 2006 9:52 AM

To: 'jpokrajac@nirpc.org'

Cc: Martin, Kody Lynne; Brown, Mike; Newton, Chris G; Hardt, Bob L

Subject: LCRBDC

James Pokrajac,

Attached document for reference from Stanley Consultants - 1995, was used for preparing an estimate in rerouting the pipelines. Will the Army Corps plan to address these items in current planning? In our older paperwork it was indicated there would be a roadway along the top of the embankment. How will changes to the embankment impact our pipelines in the new "bridging technique"?

It was requested we prepare a list of questions and concerns to be addressed by the Army Corps, since the original proposal of directional bores has been modified to propose a "structural bridging technique" to help control costs. The drawings provided to us identified a proposal for the area east of the railroad tracks. Before proceeding we need to understand the current scope of work planned for the area impacting our pipelines. Can you provide additional detail?

Separate item: Will the flood control protection address plans for the use of the area located north and west of our pipelines? Over the years drainage control measures seem to have impacted the area. The area remains underwater and has not dried out even through the 2005 drought.

<<LCR 1995 Request Stanley Consultants.pdf>>

Gary Hanten
ConocoPhillips Pipe Line
IL/IN Project Engineer
400 E. Columbus Drive
East Chicago, IN 46312
219-397-6666 ext.307 (fax 219-397-0706)

Sandy Mordus

From: "Sandy Mordus" <smordus@nirpc.org>
To: <Bob.L.Hardt@conocophillips.com>
Cc: <Gary.L.Hanten@conocophillips.com>; <imad.samara@usace.army.mil>; "Groboski, John A LRC" <John.A.Groboski@lrc02.usace.army.mil>; "Sampson, Eric LRC" <Eric.Sampson@lrc02.usace.army.mil>; "Kelsey Lavicka" <kelsey.lavicka@usace.army.mil>
Sent: Monday, May 15, 2006 4:41 PM
Attach: LCR 1995 Request Stanley Consultants.pdf
Subject: Fw: LCRBDC

Bob:

The attached documents with reference from Stanley Consultants in 1995 are now outdated. At that point in time, the Army Corps of Engineers referenced an "up and over" on the levee system as is shown on the "typical levee cross section". In the letter I submitted to you dated March 20, 2006, I indicated that we are on an aggressive schedule with the Army Corps to complete this entire project to the Illinois state line no later than December 2009, as per our Congressman's directive. The Army Corps is currently revisiting the design in the area where your two pipelines pass underneath the Little Calumet River west of the NSRR and south of I-80/94.

The information I provided regarding our "structural bridging technique" were taken from what we are proposing to do east of the NSRR. We propose to use the same design concept relative to your pipelines to avoid the use of directional bores which would be cost prohibitive to the LCRBDC. We are hoping to get information from the Conoco Phillips Pipeline Co. indicating any concerns you may have regarding this technique.

All costs associated for construction or engineering will be the responsibility of the LCRBDC, as per our Local Cooperation Agreement with the Army Corps. If your company needs to do any engineering research as to whether or not this "bridging technique" is acceptable, I would request that you submit a proposal to me with your fee schedules and/or other associated costs. We would then enter into an agreement with you to reimburse you for your time and material in responding to our request.

If you have any questions regarding this information, you may respond to me via email or you may call me at 219/763-0696.

Jim Pokrajac, Agent
 Engineering/Land Management

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

From: Jim Pokrajac
To: Sandy Mordus
Sent: Monday, May 15, 2006 2:19 PM
Subject: Fw: LCRBDC

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

From: Hardt, Bob L
To: jpokrajac@nirpc.org
Sent: Monday, May 15, 2006 11:11 AM
Subject: FW: LCRBDC

James, please confirm that this project is fully reimbursable to ConocoPhillips Pipe Line Co. Thanks.

5

5/15/2006

Cabela's strikes deal for opening

After months of negotiation, store to locate in Hammond.

BY ANDREA HOLECEK
 holecek@nwtimes.com
 219.933.3316

Negotiations between the state and Cabela's have been successful and the mega outdoor retailer is coming to Hammond.

Gov. Mitch Daniels, Cabela's officials and Hammond Mayor Thomas McDermott Jr. will announce Friday morning that the state and Cabela's have reached an agreement on the incentives that delayed the construction of the enormous destination store for almost a year.

"We're announcing we can

move forward, that we're moving forward with our plans," said James Powell, spokesman for Cabela's. "After that, we'll get an architectural drawing, get all the permits and hire contractors. None of it could be done before."

Sources close to the negotiations said a deal was reached Wednesday allowing the project to proceed.

McDermott declined to comment, but Powell said Cabela's is sending a group of people to Hammond for the announcement.

"It's just amazing," he said Monday afternoon. "It's been such a long process that there's almost a celebratory mood around here. I think it's going to be really great."

An artist's rendering of the new store will be available when the announcement is made, and Powell said he expects it to resemble the chain's other super-sized locations. Cabela's and the state are preparing a news release with information on the project, incentives and the date for ground breaking, Powell said.

The retailer bought the 100-acre Woodman Country Club in late October for \$14

million with the intention of building a 150,000- to 250,000-square-foot store on the site. Cabela's also plans to sell its outlots to complementary businesses such as hotels and restaurants, as it did at its 14 other present locations.

Since October, the Nebraska-based retailer and the Indiana Economic Development Corp. have been in negotiations on the incentives. Cabela's requested to help fund the \$40 million in infrastructure improvements needed. The improvements include an interchange on Indianapolis Boulevard just south of Interstate 80/94, and a levee on the Little Calumet River that runs through the south end of the site.

Powell said he couldn't comment on the specific incentives.

"I think it's an equitable situation," he said. "Everyone is very pleased."

The retailer says the incentives are in exchange for the peripheral development. Cabela's complex would attract the millions in sales tax revenues that would be produced and the jobs it would bring to the area.



MITCH DANIELS

02-May-2006

TO: Dan Gardner, Executive Director
Little Calumet River Basin Development Commission

FROM: Imad Samara, Project Manager
USACE – Chicago District

SUBJECT: Levee Alignment 5S 03+00 to 15+00
Between Northcote Ave and Hart Ditch
Town of Munster, IN

PROJECT: Little Calumet Stage 5 Phase 2

Steve Enger representing the "Committee for the Preservation of Wicker Woods" sent a letter to Dan Gardner of the "Little Calumet River Basin Development Commission" requesting that different alternatives be investigated to preserve a park like setting to the north of South River Road. He asserts that the area is frequently used by the public. The area in question is relatively flat with several old growth cotton wood trees. The property is routinely mowed by the owner, North Township. See Attachment 1, for referenced letter.

Mr. Enger maintains the position that it would be more cost effective to construct a sheet pile wall than the proposed earthen levee. The primary advantage would be the reduced footprint, which would allow more usable space for the public. He would also like to shift the existing alignment to the north and follow the existing berm.

Their cost information is presented in Attachment 1. Both the design and cost differ from what has been historically built for the Little Calumet Flood Protection Project, following USACE Design Guidelines. Based on preliminary analysis, below is a summary of the primary differences:

Committee for the Preservation of Wicker Woods	USACE – Bid Abstracts From Other Little Calumet Projects and USACE Design Guidelines
Sheet Pile embedment = 10 ft	Sheet pile embedment = 20 ft
Cost of Sheet Pile wall = 12 \$ /ft ²	Cost of Sheet Pile wall = 23 \$ /ft ²
Cost of impervious fill = 12 \$/yd ³	Cost of impervious fill = 18 \$/yd ³
Diminution of real estate value = \$120,000	No diminution of real estate value

Real Estate

The COE real estate appraiser went to Hawthorne Drive on April 19, 2006 to see the area. He observed that the residences are on the west side of Hawthorne Dr. and situated relatively deep in their lots. Hart Ditch is located east of Hawthorne Dr. There appears to be a significant greenspace (open area, grass, trees, etc.) between the east side of Hawthorne Dr. until you reach the toe of the Hart Ditch levee.

The proposed project limit staking appears to be placed only slightly beyond the existing toe of the levee. Although the levee area may be cleared, he understood that the project will not negatively impact all of the existing greenspace between the levee toe and Hawthorne Dr.

In the opinion of the COE it would be difficult to quantify this "value" in the market and find it equally difficult to believe that these homes would lose value due to the levee being altered. It is important to remember that some greenspace will still be there.

From the Little Calumet River Flood Control Project's real estate standpoint, the residences are wholly not within the project limits, not affected by any proposed "taking" for project construction, and are not entitled to compensation for any aspect of the project, including any claim or perception of "loss in value".

Flood Protection

During large storm events the Little Calumet River may flow in either direction, based on a multi-tude of variables. A large confluence exist 1400 ft east of Northcote Ave, where Hart Ditch feeds into the Little Calumet River. The distance between levees to the north and south of the Little Calumet River is reduced as you move west from the confluence of Hart Ditch. This increases the flood stages, since there is less volume for the storage of water. A control structure will be added east of Northcote Ave to help regulate the flow. In order not to decrease the safety and reliability of the design, it is preferred that the alignment is not shifted any further north. This is especially true in the area where the distance between the north and south levee are the closest together. See Figure 1 for a plan view of the area, showing the original proposed levees.

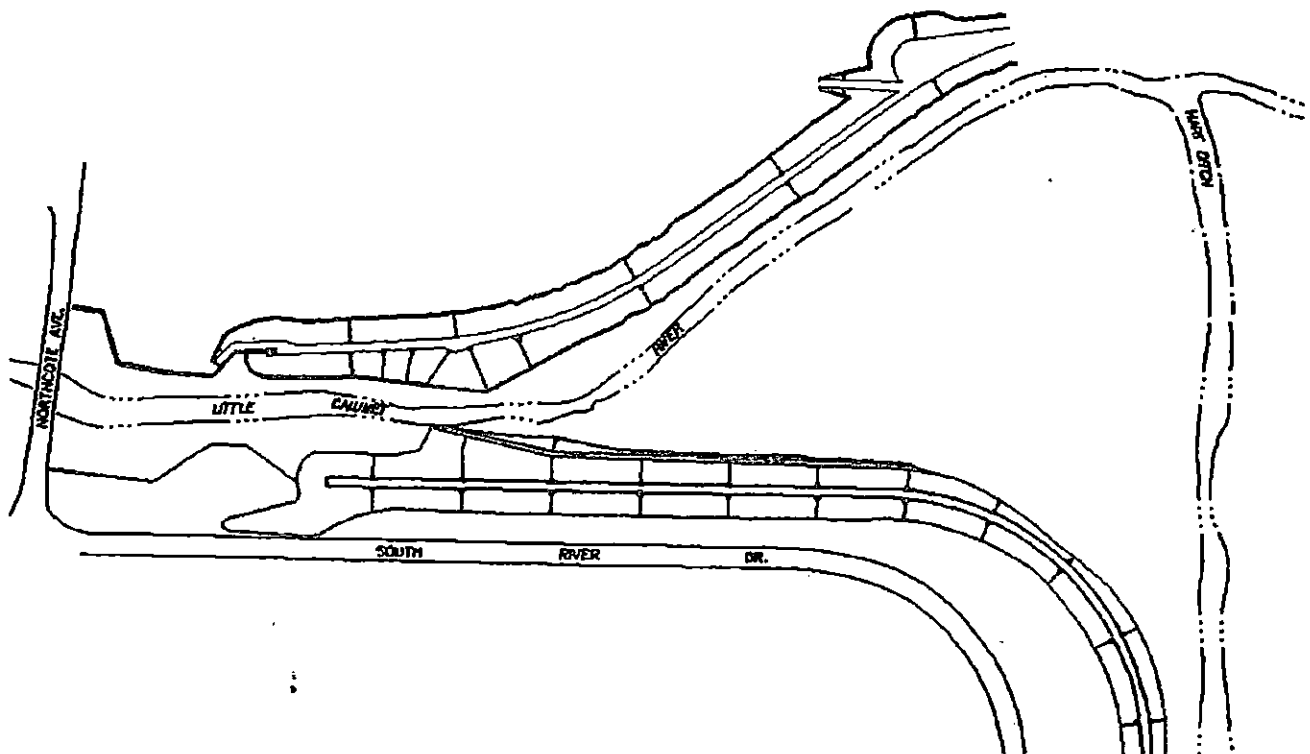


Figure 1 - Plan View of original proposal

Optional Layouts

Based on the concerns presented by Committee for the Preservation of Wicker Woods. Three different options were investigated. The layout for each option is presented in Attachment 2.

Option 1

The alignment for this option, maintains the minimum clearance in the vicinity of the pumpstation and then moves north in an attempt to preserve some of the existing land for recreational use. This is the least expensive alternative and has the smallest impact to the natural storage of the area.

Option 2

The second option, uses a combination of sheetpile wall and levee. It begins with a sheetpile wall in the vicinity of the pumpstation and then changes to an earthen levee. It provides the smoothest alignment of the three options, since there are fewer points of intersection. This option is more costly than the first option, due to the sheet pile wall. It also provides less storage than the first option.

Option 3

The third option follows the "Committee for the Preservation of Wicker Woods" recommendation for driving sheetpile through the existing berm. This is the most costly option and provides the least amount of flood protection benefits.

Recommendations

From a cost, constructability, and increased storage standpoint it is preferred to not change the existing alignment. If the Little Calumet River Basin Development Commission, North Township, and Committee for the Preservation of Wicker Woods would like to preserve a portion of the area, then option 1 would be the best alternative.

Please direct questions to Mr. John Groboski (312) 846-5417.

**MEETING MINUTES #027
LITTLE CALUMET RIVER, HIGHLAND**

Weekly Construction Progress: 5/09/06

Next Mtg. 5/23/06 @ 9:00am

Last, 4/25/06

Attended By:

Illinois Constructors Corporation - Phil Ross
USACE - Dave Druzicki
USACE - Curtis Lee
USACE - Doug Anderson
USACE - Imad Samara

Non-Attendees:

Illinois Constructors Corporation - Jeff Rausch
Illinois Constructors Corporation - Brian Schallhorn
USACE - Scott Babcock
LCRBDC - Jim Pokrjac

1. OLD BUSINESS

1. House keeping -
2. Overpay on clearing and grubbing - *20% with billing - debris pile, down timber, etc.*

2. SCHEDULE

A. LAST TWO WEEKS

1. Concrete completed at North Drive pump station less pump and electrical pads
2. Excavated for North Drive gate-well
3. Placed base slab for North Drive gate-well
3. Completed sheeting 7S 17+70 to 32+10

B. THIS & NEXT WEEK

1. FPS at North Drive gate-well
2. Erect handrail and ladders
3. Place gate-well mechanicals
4. Earth fill from Pump Station to North Drive wall, Grimmer
5. Earth fill and Planting Zone from Tennis Courts to ICC trailer, Grimmer

CRITICAL ACTIVITY: Pump House - *p-p*

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: 75%

*Send OCS update
for North + South*

E. CONTRACT FUNDS

1. See attached S-Curve

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 February 2006 = 2

Weather Days in March 2006 = 4

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 1st pilaster top at North wall, reveal in incorrect location.
ICC to submit corrective action procedure - SL 29

5. **STORED MATERIALS**

To be paid out under estimate #13

6. **SUBMITTALS**

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

a. Sweeney Electric - Ask about indoor conduit. Need another 3' core drilled
for large pumps. 2 hrs. coming off pumps. work for

7. **OUTSTANDING CHANGED CONDITIONS**

Rex Construction - S.L. 34

8. **PAY ESTIMATES**

A. PAID TO DATE: \$4,846,529.99

B. ESTIMATES PENDING: None

9. **SAFETY and SECURITY**

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

10. **QOC and TESTING**

A. SOIL -

B. CONCRETE -

C. ASPHALT -

11. RFP'S / RFC'S

1. See attached RFP log, RFP's 1 thru 24.

12. RFP'S

1. 81st Street RFP with Grimmer labor breakdown to Corps on 5/9/06. —
2. Catch Basin 183 RFP in review by Corps since 3/10/06, Grimmer labor breakdown to the Corps on 5/9/06.
MH/94 repair

13. COORDINATION WITH OTHERS

1. ICC to take responsibility of repairing dog run area upon Overstreet's departure from 8100 5th Street office.
Responsibility transfer letter signed by Overstreet and ICC.
2. Working with Town of Highland & residents for duration of project.

14. OUTSTANDING ISSUES

1. Review attached ICC Serial Letter Log, SL's 1 thru 37.
MH/94 + CB/83

15. NEW BUSINESS / OTHER MISC.

Ple from 81st St.

Sandy Mordus

From: "Sandy Mordus" <smordus@nirpc.org>
To: <alverda@lakecountyin.org>
Cc: <imad.samara@usace.army.mil>
Sent: Wednesday, May 10, 2006 3:06 PM
Subject: Fw: Kennedy Ave. bridge recreational trails

Duane:

Below are the emails I have been corresponding with Imad regarding the Kennedy Avenue bridge deck replacement. As you can see, the Army Corps has not completed their design and recommends that you release this project for bids not including the cantilevered walkways. As Imad indicated to me on May 5, they will coordinate with your contractor and will provide them their design when completed in order that they can facilitate this separately from your contract. If you have any questions regarding this information, you may either address them to Imad or myself.

Jim Pokrajac, Agent
 Engineering/Land Management

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

From: Samara, Imad LRC
To: smordus@nirpc.org
Sent: Friday, May 05, 2006 4:20 PM
Subject: Re: Kennedy Ave. bridge recreational trails

They should release the set without the sidewalk work we will coordinate that work with them as we continue the design of stage V-2
 Imad

 Sent from my BlackBerry Wireless Handheld

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

From: Sandy Mordus <smordus@nirpc.org>
To: Samara, Imad LRC
Sent: Fri May 05 11:34:04 2006
Subject: Fw: Kennedy Ave. bridge recreational trails

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

From: Jim Pokrajac <mailto:jpokrajac@nirpc.org>
To: Sandy Mordus <mailto:smordus@nirpc.org>
Sent: Friday, May 05, 2006 11:29 AM
Subject: Re: Kennedy Ave. bridge recreational trails

Imad,

In my previous e-mail, all I really needed from you was a direction to give to Duane Alverson. He indicated to me that he has completed their engineering and they want to advertise as soon as possible because of their available funding and that they want to complete their construction during this construction season. He wondered what the status was of the engineering for both walkways, whether they should get involved with the design, or if you are doing it and when it would be available for their review. As far as the agreement, they are aware that you can not have an agreement with them. What is your intent? what do you suggest as far as their releasing this project as is for bids without the walkways? Sorry to bother you on vacation.

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

From: Sandy Mordus <<mailto:smordus@nirpc.org>>
 To: Jim Pokrajac <<mailto:jpokrajac@nirpc.org>>
 Sent: Thursday, May 04, 2006 3:07 PM
 Subject: Fw: Kennedy Ave. bridge recreational trails

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

From: Samara, Imad LRC <<mailto:Imad.Samara@lrc02.usace.army.mil>>
 To: smordus@nirpc.org
 Sent: Thursday, May 04, 2006 2:46 PM
 Subject: Re: Kennedy Ave. bridge recreational trails

Jim I hope you explained to him that the coe can not go into an agreement with the county and they would have to either contract that or get lake county's contractor as a sole source. This work is under devolpment by the coe and it will be sent to the countuy for review and approval.

 Sent from my BlackBerry Wireless Handheld

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

From: Sandy Mordus <smordus@nirpc.org>
 To: Samara, Imad LRC
 Cc: Sampson, Eric LRC; Groboski, John A LRC; alverda@lakecountyin.org <alverda@lakecountyin.org>;
malczmw@lakecountyin.org <malczmw@lakecountyin.org>; dgardner@nirpc.org <dgardner@nirpc.org>
 Sent: Thu May 04 14:37:11 2006
 Subject: Kennedy Ave. bridge recreational trails

Imad:

Duane Alverson from the Lake County Highway Dept. was in our office on May 3rd with concerns regarding the Army Corps' participation to extend walkways 10' out from the bridge deck on the Kennedy Avenue bridge. Duane indicated that they have completed their engineering for the reconstruction of the bridge deck and that they do not have any design to extend the cantilever walkway from their bridge. Our original plan was to put a walkway on the east side of the bridge and I indicated to Mr. Alverson that recently you indicated that we would be extending walkways 10' from both sides of the bridge. You need to provide this information on how to proceed to the Lake County Highway Department. The County intends on bidding this project out as soon as possible and needs this information immediately in order that they may proceed.

Last year, we had originally discussed the possibility of an Interlocal Agreement, whereby the Army Corps would pay for items that were related to our project as part of their contract. More recently, you indicated to me that you would do the coordination directly with the contractor and pay them directly for your portion of work related to our flood control project. We need to make the County aware immediately as to how the Army Corps will facilitate this construction as part of their contract.

Mr. Alverson indicated that he would prefer the same method that we used at the Hohman Avenue bridge, whereby Chicago Corps dealt directly with the contractor and reimbursed them for the work related to our project. Please respond as soon as possible. If you have any questions, please let me know.

Jim Pokrajac, Agent
 Engineering/Land Management

14

5/10/2006



A NiSource Company

**Northern Indiana Public Service Company
Utility Highway Affairs**

801 E. 86th Avenue
Merrillville, IN 46410

05/18/06

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

RE: SVI – Ph 2 , NIPSCO Relocation

Location: I-Wall Location West of
Cline Avenue Frontage Road

NIPSCO Work Order # 40331-59

Dear Mr. Pokrajac,

I have enclosed an original and three (3) copies of our invoice # UHA – 160 in the amount of \$45,911.64 for the reimbursement of our costs to reinforce gas transmission facilities in accordance with an Authorization Letter dated September 12, 2005. I have also enclosed a breakdown of our costs for this project.

Please review the invoice and the cost breakdown and if acceptable, please place this invoice in line for payment. When paying this invoice please reference the NIPSCO number UHA – 160...

If you have any questions, please contact me at 219.647.4299.

Sincerely,

Mark L Pasyk
Utility Highway Affairs

MLP
Enclosures
cc J. Richards, accounting

NORTHERN INDIANA PUBLIC SERVICE COMPANY

801 E. 86TH AVENUE
MERRILLVILLE, IN 46410
AUDITED BILL

SOLD TO: Little Calumet River Basin Development Commission
6100 Southport Road
Portage, Indiana 46368

MONTH OF: May 2006

INVOICE: UHA - 160

YOUR ORDER NO.:

TERMS: NET 30 DAYS

SHIPPED TO

Via JE 42

BILL

Project SVI-P2 NIPSCO Relocation

Project: I-Wall location west of
Cline Avenue Frontage Road.

Lake County

Reimbursement of reinforcing sleeves on three (3)
NIPSCO pipelines west of Cline Avenue

NIPSCO W.O.#: 40331-59

Construction Totals

Labor	\$3,262.77
Material	1,203.60
Transportation	-
Misc. (includes vouchers, mgr working fund, const. Reimbursement)	37,468.08
Payroll Tax & Payroll Loader	242.11
SF&H (Vouchers & Material Issues)	271.04
Overhead	3,464.04
Sub Total- Construction Costs	\$ 45,911.64

GRAND TOTAL \$ **45,911.64**

NET PAYMENT DUE \$ **45,911.64**

To insure proper credit, please reference the invoice
number above on your remittance and forward to:
Northern Indiana Public Service Company
Attn: Mark L Pasyk
801 E. 86th Avenue
Merrillville, IN 46410

NORTHERN INDIANA PUBLIC SERVICE COMPANY

INDIANA DEPARTMENT of TRANSPORTATION - STANDARD REIMBURSEMENT AGREEMENT

Project : Stage 6 Phase 2 - Installation of Reinforcing Sleeves

Levee Stage VI-II from Station 0+00 to 53+92 at proposed I-wall.

CONSTRUCTION COST BREAKDOWN

CONSTRUCTION COSTS BREAKDOWN		
W.O.# 40331-59		
LABOR		
MONTH	YEAR	AMOUNT
February	2000	36.01
April	2005	178.29
June	2005	238.26
August	2005	716.66
September	2005	820.18
October	2005	285.23
November	2005	433.52
December	2005	0.00
January	2006	392.24
April	2006	162.38
TOTAL LABOR COSTS		\$3,262.77
MATERIALS		
MONTH	YEAR	AMOUNT
October	2005	796.64
November	2005	(648.61)
April	2006	1,055.57
TOTAL MATERIAL COSTS		\$1,203.60
TRANSPORTATION		
MONTH	YEAR	AMOUNT
July	2005	0.00
TOTAL TRANSPORTATION COSTS		0.00
PAYROLL LOADER/TAX CAP		\$242.11
Misc. (mgr working fund, vouchers, AFUDC, const reimburs.)		\$37,468.08
SF&H		\$271.04
OVERHEAD		\$3,464.04
TOTAL CONSTRUCTION COSTS		\$45,911.64



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
We make Indiana a cleaner, healthier place to live.

Mitchell E. Daniels, Jr.
Governor

Thomas W. Easterly
Commissioner

May 8, 2006

100 North Senate Avenue
Indianapolis, Indiana 46204
(317) 232-8603
(800) 451-6027
www.IN.gov/idem

VIA CERTIFIED MAIL 7000 0520 0023 5039 6534

David and Jill Ellis, Owners
Renewable Resources
A Division of Renewable Forestry Services, Inc.
265 Dean Road
Barnesville, Georgia 30204

Re: Variance PB-119 from 326 IAC 4-1
APPROVED

Dear David and Jill Ellis:

You are hereby notified that your request for a variance from 326 IAC 4-1 is approved to conduct a prescribed burn on several small brush piles derived from clearing undesirable invasive species from the Chase Street and Black Oak Wetland Mitigation Sites at the Little Calumet River Flood Control Project Mitigation. Both sites are adjacent to the Little Calumet River and are located between Clark Road and Chase Street, south of 29th Street and north of the Conrail Railroad in Gary, Lake County. The piles will be burned one at a time. This joint project undertaken by the U. S. Army Corps of Engineers and the local sponsor and owner, the Little Calumet River Basin Development Commission, involves invasive-species brush piles at the 98-acre Chase Street Site, south of the Little Calumet River, on the west side of Chase Street at the intersection with 35th Avenue and the Black Oak Site, north of the Little Calumet River, on the east side of Clark Street at the intersection of 31st Avenue between the levee and the Little Calumet River.

NOTE: The Northwest Regional Office of IDEM (contact Rick Massoels, 219-757-0290); Lake County Health Department; Lake County Sheriff's Department (contact Jeff Cicillian, 219-755-3414); Lake County Fire Chief's Association; and the Gary Fire Department must be notified at least twenty-four (24) hours in advance of the date and time of the burning.

Following are the conditions for burning vegetative waste:

1. Only vegetation shall be burned.
2. No burning shall be conducted during unfavorable meteorological conditions, such as: high winds or air stagnation; or when an open burning ban has been officially declared by either appropriate state or local officials; or when a pollution alert has been declared.
 - (a) No burning shall be conducted during an ozone action day.
 - (b) No burning shall be conducted on days when the forecast for PM 2.5 are in the Unhealthy for Sensitive Groups category or worse.

You may contact Mark Neyman at 317-232-8252 or 800-451-6027 and ask for extension 2-8252 (in Indiana) or may check our website at <http://www.in.gov/apps/idem/smog/> for information regarding pollution alerts, ozone action days, or PM 2.5 forecasts.

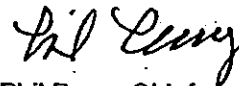
3. Burning shall be conducted during daylight hours only, and all fires shall be extinguished prior to sunset. This burn is exempt from the 1,000 cubic foot size limitation of 326 IAC 4-1-4.1(d)(13).
4. If at any time the fire creates an air pollution problem, a threat to public health, a nuisance, or a fire hazard, the burning shall be extinguished.
5. This approval letter shall be made available at the burning site to state and local officials upon request except during emergency burning.

6. Adequate fire fighting equipment shall be on-site for extinguishing purposes during burning times.
7. Burning may take place within one hundred (100) feet of any structure or powerline; or three hundred (300) feet of a frequently traveled road, fuel storage area, or pipeline only if adequate precautions are taken. Wind speed, direction, mixing height, and transport winds shall be considered prior to beginning the burn so that there is minimal or no impact to nearby roads, structures, powerlines, fuel storage areas, or pipelines.
8. Fires must be attended at all times until completely extinguished.
9. All burning must comply with other federal, state, or local laws, regulations and ordinances, including 40 CFR 61 Subpart M (National Emissions Standards For Asbestos).
10. The issuance of this variance does not mean that future variances will be issued. If additional burning is contemplated, you may be required to investigate alternative methods of disposal and submit those findings with your next variance request.
11. This approval will not take effect until fifteen days after date of publication in the *Gary Post Tribune*.

This variance will expire May 15, 2007.

If you have any questions concerning this letter, please contact Patrick Powlen at 317-695-6439 or write to the above address.

Sincerely,



Phil Perry, Chief
Compliance Branch
Office of Air Quality

PAP/pap
Variance PB-119

cc: Lake County Health Department
Lake County Sheriff's Department, Attn: Jeff Cicillian
Gary Fire Department
Doreen Carey, Director, Gary Department of Environmental Affairs
Owner/Agent: Mr. Jack Pokrajac, Little Calumet River Basin Development Commission, 6100 Southport Road, Portage, IN 46368
Todd Wilkening, Coordinator, Lake County Fire Chief's Association
Rick Massoels, Ramesh Tejuja, Northwest Regional Office, IDEM
Tom Anderson, Charlotte Read, Save The Dunes Council
Pat Powlen, Office of Air Quality, IDEM



LAWSON-FISHER ASSOCIATES P.C.
CONSULTING ENGINEERS

525 WEST WASHINGTON AVENUE • SOUTH BEND, INDIANA 46601
SITE: <http://www.lawson-fisher.com> • E-MAIL: lfa@lawson-fisher.com
PHONE: (574) 234-3167 • FAX: (574) 236-1330

DANIEL R. LAWSON, P.E.
JOHN E. FISHER, P.E.

GREGORY L. HOLDEN, P.E.
PAUL A. HUMMEL, P.E.

200601.00

JOHN A. MIDDLETON, P.E.
PIPER C. TITTLE, P.E.
THOMAS S. SHARP, P.E.
THERESA E. HARRISON, P.E.
JON E. RIEMKE, P.E.
JEFFREY L. MCKEAN, P.E.
RANDOLPH J. LINDLEY, P.E.
SKY K. MEDORS, P.E.
CHRISTOPHER J. JETER, P.E.
DENNIS A. ZEBELL, P.E.
BENJAMIN F. HOLDEN, P.E.
DAN G. DELGADO, P.E.
MARK H. FOSTER, P.E.
CHARLES F. FARRELL, P.E.
MICHAEL J. GUZIK, P.E.
MICHAEL F. JOHNSTON, P.E.

May 15, 2006

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

RE: River Road Levee – Town of Griffith, Indiana
Phase I Report

Dear Mr. Gardner:

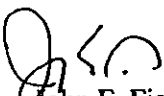
In accordance with our recent discussion, attached is the Memorandum (FINAL) summarizing our inspection of the River Road Levee and issues pertaining to the certification process. This report completes the services to be provided under Phase I.

As you know, the Indiana Department of Natural Resources has approved the River Road Levee as a flood control levee. The services to be performed in Phases II, III and IV, as mentioned in the report, are required for the submittal to be made to the Federal Emergency Management Agency (FEMA) to request their review and approval of this levee for certification, and are not required by the IDNR to receive approval as a flood control levee.

If you have any questions or need any further information, please do not hesitate to give us a call.

Very truly yours,

LAWSON-FISHER ASSOCIATES P.C.


John E. Fisher, P.E., FASCE
Chairman


Dennis A. Zebell, P.E.
Senior Civil Engineer

JEF:DAZ/sab
c: → Mr. Jim Pokrajac, w/Encls.

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MEMORANDUM

May 15, 2006

TO: Mr. Dan Gardner, LCRBDC
Mr. Jim Pokrajac, LCRBDC

FROM: John E. Fisher, P.E. *JEF*
Dennis A. Zebell, P.E. *DZ*

RE: Phase I - River Road Levee Certification

Lawson-Fisher Associates (LFA) was contracted by the Little Calumet River Basin Development Commission (LCRBDC) to perform a field inspection of the River Road Levee in Griffith, Indiana and to prepare a memorandum summarizing the inspection results and recommended corrective actions necessary to move forward with certification of the levee. In addition, Phase I services included attending a meeting held on Thursday, February 9, 2006 at the Chicago office of the Federal Emergency Management Agency (FEMA). The meeting was held to review the history and current status of the levee and the proposed certification process.

Participants in the meeting included:

Mary Jo Mullen - Federal Emergency Management Agency (FEMA)
Dan Gardner - Little Calumet River Basin Development Commission (LCRBDC)
Jim Pokrajac - Little Calumet River Basin Development Commission (LCRBDC)
Imad Samara - Chicago District, Army Corps of Engineers (ACOE)
Rick Ackerson - Chicago District, Army Corps of Engineers (ACOE)
Ken Smith - Indiana Department of Natural Resources (IDNR)
Raj Gosine - Indiana Department of Natural Resources (IDNR)
Jomary Baller - Indiana Department of Natural Resources (IDNR)
Robert Schwerd - Hilbrich, Cunningham, Schwerd, Dobosz & Vinovich (HCSDV)
John Fisher - Lawson-Fisher Associates (LFA)
Dennis Zebell - Lawson-Fisher Associates (LFA)

The primary objective of the meeting was to determine if there were any issues that were obviously going to cause problems with the certification process. The phases of construction over several years, dating back to the late 1970's, were discussed in detail. Also, previous approvals of the IDNR for the levee to be classified as a flood control levee and for permits for construction in a floodway were reviewed. There were no issues presented that were obvious stumbling blocks to the meeting participants. The levee certification submittal will be a part of the ACOE submittal to FEMA for the Little Calumet River Flood Control Project. The IDNR requested that the certification submittal be presented to them for their concurrence prior to giving it to the ACOE.



Mr. Dan Gardner, LCRBDC
Mr. Pokrajac, LCRBDC
May 15, 2006
Page 2

FIELD INSPECTION

The field inspection of the River Road levee was performed by Dennis Zebell and John Fisher of LFA on Tuesday, March 28, 2006. The River Road Levee runs along the north side of River Road (see Attachment A) from the EJ&E Railroad to Cline Avenue and then ties back to the south along the east side of Cline Avenue. Photographs taken during the inspection are included in Attachment B.

Overall, the River Road Levee was noted to be in good condition. Based on our field inspection and the review of the survey received from the ACOE dated September 14, 2005, we note the following items that need to be addressed:

1. There were eight (8) pipes carrying storm water from the south side of the levee through the levee. The pipes included a headwall and flap gate on the downstream side. One of the flap gates had a broken support bracket which will need to be repaired. Due to the age of some of the storm water pipes through the levee, they should be televised to ensure their integrity.
2. Based on a review of the topographic survey and plotted cross-sections, there are several areas of the levee that are below the design elevation of 602.20. A portion of the tie-back levee near River Road appears to be approximately two feet low; however this was not readily obvious during the field inspection. The other low areas appear to be less than 6 inches below the design elevation. According to the FEMA Federal Regulations, freeboard requirements include a minimum of three feet above the water-surface level of the base flood with an additional one-half foot above the minimum at the upstream end of the levee, tapering to not less than the minimum at the downstream end of the levee. This was not previously mentioned in any correspondence with the Army Corps of Engineers and may require additional work on the levee to meet the required elevations.
3. Portions of the tie-back levee contained trees that will need to be removed. Other items that could be considered routine maintenance include keeping the embankment slopes mowed and weeds and brush cut down, especially near the storm water outfalls. The flap gates should be operated frequently to check for equipment deterioration and debris preventing a tight seal.
4. There are several utilities in or below the levee that could present a problem if they are not maintained properly or were to fail during a flood event. These include:
 - Sanitary Sewer Interceptor – a portion of the Town's interceptor sewer runs under the upstream slope of the levee. The diameter of the sewer ranges from 36" to 42" at a depth of 11 to 12 feet.

*Lawson-Fisher Associates P.C.
LFA Project File No. 200601.00*



Mr. Dan Gardner, LCRBDC
Mr. Jim Pokrajac, LCRBDC
May 15, 2006
Page 3

- River Road Lift Station – it is our understanding that the River Road Lift Station discharges through the levee and into the sanitary sewer interceptor.
- Water Line – there is a 24" diameter, ductile iron water line, approximately ten (10) feet deep in the downstream slope of the levee for approximately 700 feet from the golf course entrance on River Road east to Griffith Boulevard.

These utilities will be factored into the engineering analyses to be performed in Phase II of the River Road Levee certification process.

It is our understanding that the ACOE has committed to preparing construction cost estimates for the work indicated above.

PHASE II SERVICES

Phase II Services consist of performing engineering tasks required by FEMA to obtain levee certification as described in Section 65.10 of the Code of Federal Regulations for Mapping of Areas Protected by Levee Systems. A copy of these Regulations is included as Attachment C. Some comments regarding the work tasks are as follows:

1. **Freeboard Analysis** – The Federal Regulations will need to be reviewed in conjunction with the most recent levee survey to determine what portions of the levee will need to be raised to meet the freeboard requirements.
2. **Closure Devices Review** – This work will include televising the storm sewers penetrating the levee and determining what repairs/improvements will be needed.
3. **Embankment Protection Analysis** – This analysis will require modeling information to be obtained from the ACOE such as flow velocities, duration of flooding at various stages, etc.
4. **Embankment and Foundation Stability** – Earth Exploration Inc. (EEI) will assist LFA with these analyses and will obtain soils information and testing as required. Modeling information will again be required from the ACOE.
5. **Settlement Analyses** – EEI will assist LFA with these analyses and will obtain soils information and testing as required.



Mr. Dan Gardner, LCRBDC
Mr. Jim Pokrajac, LCRBDC
May 15, 2006
Page 4

6. **Interior Drainage Analysis** – Previous analyses performed by the ACOE will be utilized as applicable. It is anticipated that a complete Hydrologic/Hydraulic analysis will be required.
7. **Operation Plans/Manual** – A draft operational plan will be developed in Phase II that will need to be finalized upon the completion of Phase III – Design Services. It is our understanding that sample operation plans prepared by the ACOE may be reviewed and utilized as applicable.
8. **Maintenance Plans** – Draft maintenance plans will be developed in Phase II that will need to be finalized upon the completion of Phase III – Design Services. It is our understanding that sample maintenance plans prepared by the ACOE may be reviewed and utilized as applicable.
9. **Certification/As-Built Plans** – Upon the completion of all analyses (Phase II), design (Phase III) and required construction improvements (Phase IV), the data will be certified by Mr. John E. Fisher, P.E. As-Built plans will also be prepared and certified at the completion of Phase IV and are not included in Phase II services.

For purposes of budgeting, we would expect that the Phase II services described above would be in the range of \$60,000 to \$70,000. This includes a contingency for unknowns. In addition, required geotechnical sampling and testing services required to complete the analyses described above are anticipated to be in the range of \$15,000 to \$25,000. Therefore, the total cost of Phase II services is estimated to be in the range of \$75,000 to \$95,000. The Phase II services will not begin until authorization is received. A rough approximation of the fee associated with the various tasks to be performed in Phase II is as follows:

1.	Freeboard Analysis	\$ 2,500
2.	Closure Devices Review (including internal inspection)	\$ 8,000
3.	Embankment Protection Analysis	\$ 7,500
4.	Embankment/Foundation Stability Analyses	\$ 9,000
5.	Settlement Analyses	\$ 5,000
6.	Interior Drainage Analysis	\$14,000
7.	Operation Plans/Manual	\$ 6,500
8.	Maintenance Plans	<u>\$ 4,500</u>
TOTAL =		\$57,000



Mr. Dan Gardner, LCRBDC
Mr. Jim Pokrajac, LCRBDC
May 15, 2006
Page 5

FEMA may require other design criteria and analyses be submitted if there are any concerns that the levee provides adequate protection for specific situations. Site specific operating plans and criteria may also be required by FEMA.

Note that the Phase II services do not include any design or construction costs for remedial work that will need to be performed to the levee as a result of the field inspection and engineering analyses to be performed in Phase II. Design services will be performed as a part of Phase III and construction will be performed in Phase IV.

JEF:DAZ/sab
Encls.

**APPROVED CONTRACTORS
TO PROVIDE SERVICES FOR THE
LITTLE CALUMET RIVER BASIN
DEVELOPMENT COMMISSION
FOR THE 2006 SEASON**

SURVEYING/ENGINEERING SERVICES

1. R. W. Armstrong Company
2. Garcia L.E. & Associates
3. SEH, Inc.
4. NIES Engineering, Inc.
5. Torrenga Engineering Inc.
6. Hardesty Surveying Company
7. Krull & Sons

MAINTENANCE SERVICES

1. South Shore Marina, Inc. (Pete Zak)
2. Congress Enterprises
3. C&H Mowing
4. Austgen Electric

ENVIRONMENTAL SERVICES

1. Environmental Inc.
2. K&S Testing
3. J. F. New

NOTE: Please note that the above list of contractors have all done work for the Commission in the past. Their performance has been satisfactory and their costs for their individual projects were generally based upon submitting low bids. The contractors also have project familiarity and have done work with both the Commission and the Army Corps of Engineers.



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 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

MEETING REMINDER

As a brief reminder for those of you who are interested, as was announced at the last Commission meeting, a public information meeting will be held at the Morton High School Cafeteria in Hammond (Hessville section) starting at 6 p.m. Tuesday May 16. This meeting has been requested by City Councilman Dan Repay, representing the 5th District in Hammond, and a strong supporter of the project. The purpose of the meeting is to brief the residents in south Hammond the status of the project, funding needs, and timetable whereby the residents will be removed from the flood plain. The Commission will make a short presentation and Imad Samara will represent the Corps of Engineers. Following will be a question-and-answer period. Morton High School is located at 6915 Grand Avenue in Hammond (Southeast corner of 169th Street and Grand, approximately 1/4 mile west of Cline Avenue). There is only one parking lot; enter at Door "B" (which is marked) on the west side of the building.

LITTLE CALUMET RIVER FLOOD CONTROL PROJECT

CONTACT LIST:

Little Calumet River Basin Development Commission
6100 Southport, Portage IN 46368; 219/763-0696;
littlecal@nirpc.org:

Dan Gardner, Executive Director
Sandy Mordus, Business Coordinator

Jim Pokrajac, Agent
Engineering/Land Management

Judith Vamos, Agent
Land Acquisition

U. S. Army Corps of Engineers, 111 North Canal Street, Chicago IL 60606-7206:

Chicago District: Imad Samara, Project Manager
Phone 312/846-5560
Imad.Samara@usace.army.mil

Area Chicago District Office: Dave Druzicki,
Local Construction Representative
Phone 219/923-1763;
David.E.Druzicki@lrc02.usace.army.mil

Legislative Contacts: (www.state.in.us/legislative)

Mailing address for all legislators:

Statehouse
200 W. Washington
Indianapolis IN 46204
Senate Phone: (800) 382-9467
House Phone: (800) 382-9842

Senator Frank Mrvan (1st District)
Representative John Aguilera (12th District)
Representative Linda Lawson (1st District)
Representative Dan Stevenson (11th District)



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CHARLIE RAY
Porter County Commissioners' Appointment

VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

May 31, 2006

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

Dear Imad:

At the request of Commissioner George Carlson, I felt I should write a letter to help us clarify the current process used by the Army Corps of Engineers to determine the period of days required to complete construction when estimating and advertising contracts for bidding, as well as to measure the progress once a contract is awarded.

One of Commissioner Carlson's concerns was the number of days that were included in the bid documents that allow the contractor to complete the project from the Notice to Proceed. If the Army Corps would consider shortening the number of days as part of the bid documents, what effects, if any, on the contractor and the amount of the bid would there be? Mr. Carlson has currently been on the job sites of ongoing construction and quite often mentions that only several workers (sometimes no workers) may be working on that particular project at any given time. I have explained to him that regardless of the number of people at any given time, that the contractor still has to fulfill his contractual obligation to complete the work within the designated amount of time and if not, will be penalized for going past the construction completion date.

Another question asked regards extensions onto existing contracts. Recently, there was a 90-day extension onto the Stage VI-Phase 1 South project. Mr. Carlson wondered what is required by the Corps to extend the construction completion date past the original amount of days allocated. I realize that there will be

Imad Samara
May 31, 2006
Page 2

weather delays, but how does the Corps determine the validity of a date extension? For the record, do Federal contract allow for any incentives for the contractor to complete the project ahead of schedule? This may encourage the contractor to expedite his work, where possible.

Will you please respond, in writing, to these issues in order to provide Commissioner Carlson general information, and an official position from the Army Corps as to the contractor fulfilling his contractual obligations. If you have any questions regarding this request, please let me know.

Sincerely,



Dan Gardner
Executive Director

/sjm

cc: William Biller, Chairman
George Carlson, LCRBDC Commissioner
Robert Huffman, LCRBDC Engineering Committee Chair
Doug Anderson, COE Griffith
Dave Druzicki, COE, Griffith



LAWSON-FISHER ASSOCIATES P.C.
CONSULTING ENGINEERS

525 WEST WASHINGTON AVENUE • SOUTH BEND, INDIANA 46601
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DANIEL R. LAWSON, P.E.
JOHN E. FISHER, P.E.

GREGORY L. HOLDEN, P.E.
PAUL A. HUMMEL, P.E.

200601.00

JOHN A. MIDDLETON, P.E.
PIPER C. TITTLE, P.E.
THOMAS S. SHARP, P.E.
THERESA E. HARRISON, P.E.
JON E. RIEMKE, P.E.
JEFFREY L. MCKEAN, P.E.
RANDOLPH J. LINDLEY, P.E.
SKY K. MEDORS, P.E.
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BENJAMIN P. HOLDEN, P.E.
DAN G. DELGADO, P.E.
MARK H. FOSTER, P.E.
CHARLES F. FARRELL, P.E.
MICHAEL J. GUZIK, P.E.
MICHAEL F. JOHNSTON, P.E.

May 15, 2006

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

RE: River Road Levee – Town of Griffith, Indiana
Phase I Report

Dear Mr. Gardner:

In accordance with our recent discussion, attached is the Memorandum (FINAL) summarizing our inspection of the River Road Levee and issues pertaining to the certification process. This report completes the services to be provided under Phase I.

As you know, the Indiana Department of Natural Resources has approved the River Road Levee as a flood control levee. The services to be performed in Phases II, III and IV, as mentioned in the report, are required for the submittal to be made to the Federal Emergency Management Agency (FEMA) to request their review and approval of this levee for certification, and are not required by the IDNR to receive approval as a flood control levee.

If you have any questions or need any further information, please do not hesitate to give us a call.

Very truly yours,

LAWSON-FISHER ASSOCIATES P.C.

John E. Fisher, P.E., FASCE
Chairman

Dennis A. Zebell, P.E.
Senior Civil Engineer

JEF:DAZ/sab
c: Mr. Jim Pokrajac, w/Encls.



MEMORANDUM

May 15, 2006

TO: Mr. Dan Gardner, LCRBDC
Mr. Jim Pokrajac, LCRBDC

FROM: John E. Fisher, P.E. *Jef*
Dennis A. Zebell, P.E. *Daz*

RE: Phase I - River Road Levee Certification

Lawson-Fisher Associates (LFA) was contracted by the Little Calumet River Basin Development Commission (LCRBDC) to perform a field inspection of the River Road Levee in Griffith, Indiana and to prepare a memorandum summarizing the inspection results and recommended corrective actions necessary to move forward with certification of the levee. In addition, Phase I services included attending a meeting held on Thursday, February 9, 2006 at the Chicago office of the Federal Emergency Management Agency (FEMA). The meeting was held to review the history and current status of the levee and the proposed certification process.

Participants in the meeting included:

Mary Jo Mullen - Federal Emergency Management Agency (FEMA)
Dan Gardner - Little Calumet River Basin Development Commission (LCRBDC)
Jim Pokrajac - Little Calumet River Basin Development Commission (LCRBDC)
Imad Samara - Chicago District, Army Corps of Engineers (ACOE)
Rick Ackerson - Chicago District, Army Corps of Engineers (ACOE)
Ken Smith - Indiana Department of Natural Resources (IDNR)
Raj Gosine - Indiana Department of Natural Resources (IDNR)
Jomary Baller - Indiana Department of Natural Resources (IDNR)
Robert Schwerd - Hilbrich, Cunningham, Schwerd, Dobosz & Vinovich (HCSDV)
John Fisher - Lawson-Fisher Associates (LFA)
Dennis Zebell - Lawson-Fisher Associates (LFA)

The primary objective of the meeting was to determine if there were any issues that were obviously going to cause problems with the certification process. The phases of construction over several years, dating back to the late 1970's, were discussed in detail. Also, previous approvals of the IDNR for the levee to be classified as a flood control levee and for permits for construction in a floodway were reviewed. There were no issues presented that were obvious stumbling blocks to the meeting participants. The levee certification submittal will be a part of the ACOE submittal to FEMA for the Little Calumet River Flood Control Project. The IDNR requested that the certification submittal be presented to them for their concurrence prior to giving it to the ACOE.



Mr. Dan Gardner, LCRBDC
Mr. Pokrajac, LCRBDC
May 15, 2006
Page 2

FIELD INSPECTION

The field inspection of the River Road levee was performed by Dennis Zebell and John Fisher of LFA on Tuesday, March 28, 2006. The River Road Levee runs along the north side of River Road (see Attachment A) from the EJ&E Railroad to Cline Avenue and then ties back to the south along the east side of Cline Avenue. Photographs taken during the inspection are included in Attachment B.

Overall, the River Road Levee was noted to be in good condition. Based on our field inspection and the review of the survey received from the ACOE dated September 14, 2005, we note the following items that need to be addressed:

1. There were eight (8) pipes carrying storm water from the south side of the levee through the levee. The pipes included a headwall and flap gate on the downstream side. One of the flap gates had a broken support bracket which will need to be repaired. Due to the age of some of the storm water pipes through the levee, they should be televised to ensure their integrity.
2. Based on a review of the topographic survey and plotted cross-sections, there are several areas of the levee that are below the design elevation of 602.20. A portion of the tie-back levee near River Road appears to be approximately two feet low; however this was not readily obvious during the field inspection. The other low areas appear to be less than 6 inches below the design elevation. According to the FEMA Federal Regulations, freeboard requirements include a minimum of three feet above the water-surface level of the base flood with an additional one-half foot above the minimum at the upstream end of the levee, tapering to not less than the minimum at the downstream end of the levee. This was not previously mentioned in any correspondence with the Army Corps of Engineers and may require additional work on the levee to meet the required elevations.
3. Portions of the tie-back levee contained trees that will need to be removed. Other items that could be considered routine maintenance include keeping the embankment slopes mowed and weeds and brush cut down, especially near the storm water outfalls. The flap gates should be operated frequently to check for equipment deterioration and debris preventing a tight seal.
4. There are several utilities in or below the levee that could present a problem if they are not maintained properly or were to fail during a flood event. These include:
 - Sanitary Sewer Interceptor – a portion of the Town's interceptor sewer runs under the upstream slope of the levee. The diameter of the sewer ranges from 36" to 42" at a depth of 11 to 12 feet.



Mr. Dan Gardner, LCRBDC
Mr. Jim Pokrajac, LCRBDC
May 15, 2006
Page 3

- River Road Lift Station – it is our understanding that the River Road Lift Station discharges through the levee and into the sanitary sewer interceptor.
- Water Line – there is a 24" diameter, ductile iron water line, approximately ten (10) feet deep in the downstream slope of the levee for approximately 700 feet from the golf course entrance on River Road east to Griffith Boulevard.

These utilities will be factored into the engineering analyses to be performed in Phase II of the River Road Levee certification process.

It is our understanding that the ACOE has committed to preparing construction cost estimates for the work indicated above.

PHASE II SERVICES

Phase II Services consist of performing engineering tasks required by FEMA to obtain levee certification as described in Section 65.10 of the Code of Federal Regulations for Mapping of Areas Protected by Levee Systems. A copy of these Regulations is included as Attachment C. Some comments regarding the work tasks are as follows:

1. **Freeboard Analysis** – The Federal Regulations will need to be reviewed in conjunction with the most recent levee survey to determine what portions of the levee will need to be raised to meet the freeboard requirements.
2. **Closure Devices Review** – This work will include televising the storm sewers penetrating the levee and determining what repairs/improvements will be needed.
3. **Embankment Protection Analysis** – This analysis will require modeling information to be obtained from the ACOE such as flow velocities, duration of flooding at various stages, etc.
4. **Embankment and Foundation Stability** – Earth Exploration Inc. (EEI) will assist LFA with these analyses and will obtain soils information and testing as required. Modeling information will again be required from the ACOE.
5. **Settlement Analyses** – EEI will assist LFA with these analyses and will obtain soils information and testing as required.



Mr. Dan Gardner, LCRBDC
Mr. Jim Pokrajac, LCRBDC
May 15, 2006
Page 4

6. **Interior Drainage Analysis** – Previous analyses performed by the ACOE will be utilized as applicable. It is anticipated that a complete Hydrologic/Hydraulic analysis will be required.
7. **Operation Plans/Manual** – A draft operational plan will be developed in Phase II that will need to be finalized upon the completion of Phase III – Design Services. It is our understanding that sample operation plans prepared by the ACOE may be reviewed and utilized as applicable.
8. **Maintenance Plans** – Draft maintenance plans will be developed in Phase II that will need to be finalized upon the completion of Phase III – Design Services. It is our understanding that sample maintenance plans prepared by the ACOE may be reviewed and utilized as applicable.
9. **Certification/As-Built Plans** – Upon the completion of all analyses (Phase II), design (Phase III) and required construction improvements (Phase IV), the data will be certified by Mr. John E. Fisher, P.E. As-Built plans will also be prepared and certified at the completion of Phase IV and are not included in Phase II services.

For purposes of budgeting, we would expect that the Phase II services described above would be in the range of \$60,000 to \$70,000. This includes a contingency for unknowns. In addition, required geotechnical sampling and testing services required to complete the analyses described above are anticipated to be in the range of \$15,000 to \$25,000. Therefore, the total cost of Phase II services is estimated to be in the range of \$75,000 to \$95,000. The Phase II services will not begin until authorization is received. A rough approximation of the fee associated with the various tasks to be performed in Phase II is as follows:

1.	Freeboard Analysis	\$ 2,500
2.	Closure Devices Review (including internal inspection)	\$ 8,000
3.	Embankment Protection Analysis	\$ 7,500
4.	Embankment/Foundation Stability Analyses	\$ 9,000
5.	Settlement Analyses	\$ 5,000
6.	Interior Drainage Analysis	\$14,000
7.	Operation Plans/Manual	\$ 6,500
8.	Maintenance Plans	\$ 4,500
TOTAL =		\$57,000



Mr. Dan Gardner, LCRBDC
Mr. Jim Pokrajac, LCRBDC
May 15, 2006
Page 5

FEMA may require other design criteria and analyses be submitted if there are any concerns that the levee provides adequate protection for specific situations. Site specific operating plans and criteria may also be required by FEMA.



Note that the Phase II services do not include any design or construction costs for remedial work that will need to be performed to the levee as a result of the field inspection and engineering analyses to be performed in Phase II. Design services will be performed as a part of Phase III and construction will be performed in Phase IV.

JEF:DAZ/sab
Encls.

ATTACHMENT “A”

SITE LOCATION MAP



April 2006	200601.00	 <div>LAWSON-FISHER ASSOCIATES P.C. CONSULTING ENGINEERS 525 W. WASHINGTON AVENUE SOUTH BEND, INDIANA 46601 PH. (574) 234-3167</div>			Site Plan River Road Levee Summer, 2003
					Griffith, Indiana

ATTACHMENT "B"

FIELD INSPECTION PHOTOGRAPHS

MARCH 28, 2006

**LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION (LCRBDC)
RIVER ROAD LEVEE – PHASE I**



LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION (LCRBDC)
RIVER ROAD LEVEE – PHASE I (Continued)



**LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION (LCRBDC)
RIVER ROAD LEVEE – PHASE I (Continued)**



LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION (LCRBDC)
RIVER ROAD LEVEE – PHASE I (Continued)



**LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION (LCRBDC)
RIVER ROAD LEVEE – PHASE I (Continued)**



**LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION (LCRBDC)
RIVER ROAD LEVEE – PHASE I (Continued)**



ATTACHMENT “C”

FEDERAL REGULATIONS

MAPPING OF AREAS PROTECTED BY LEVEE SYSTEMS

Title 44: Emergency Management and Assistance**PART 65—IDENTIFICATION AND MAPPING OF SPECIAL HAZARD AREAS**

[Browse Previous](#) | [Browse Next](#)

§ 65.10 Mapping of areas protected by levee systems.

(a) *General.* For purposes of the NFIP, FEMA will only recognize in its flood hazard and risk mapping effort those levee systems that meet, and continue to meet, minimum design, operation, and maintenance standards that are consistent with the level of protection sought through the comprehensive flood plain management criteria established by §60.3 of this subchapter. Accordingly, this section describes the types of information FEMA needs to recognize, on NFIP maps, that a levee system provides protection from the base flood. This information must be supplied to FEMA by the community or other party seeking recognition of such a levee system at the time a flood risk study or restudy is conducted, when a map revision under the provisions of part 65 of this subchapter is sought based on a levee system, and upon request by the Administrator during the review of previously recognized structures. The FEMA review will be for the sole purpose of establishing appropriate risk zone determinations for NFIP maps and shall not constitute a determination by FEMA as to how a structure or system will perform in a flood event.

(b) *Design criteria.* For levees to be recognized by FEMA, evidence that adequate design and operation and maintenance systems are in place to provide reasonable assurance that protection from the base flood exists must be provided. The following requirements must be met:

(1) *Freeboard.* (i) Riverine levees must provide a minimum freeboard of three feet above the water-surface level of the base flood. An additional one foot above the minimum is required within 100 feet in either side of structures (such as bridges) riverward of the levee or wherever the flow is constricted. An additional one-half foot above the minimum at the upstream end of the levee, tapering to not less than the minimum at the downstream end of the levee, is also required.

(ii) Occasionally, exceptions to the minimum riverine freeboard requirement described in paragraph (b)(1)(i) of this section, may be approved. Appropriate engineering analyses demonstrating adequate protection with a lesser freeboard must be submitted to support a request for such an exception. The material presented must evaluate the uncertainty in the estimated base flood elevation profile and include, but not necessarily be limited to an assessment of statistical confidence limits of the 100-year discharge; changes in stage-discharge relationships; and the sources, potential, and magnitude of debris, sediment, and ice accumulation. It must be also shown that the levee will remain structurally stable during the base flood when such additional loading considerations are imposed. Under no circumstances will freeboard of less than two feet be accepted.

(iii) For coastal levees, the freeboard must be established at one foot above the height of the one percent wave or the maximum wave runup (whichever is greater) associated with the 100-year stillwater surge elevation at the site.

(iv) Occasionally, exceptions to the minimum coastal levee freeboard requirement described in paragraph (b)(1)(iii) of this section, may be approved. Appropriate engineering analyses demonstrating adequate protection with a lesser freeboard must be submitted to support a request for such an exception. The material presented must evaluate the uncertainty in the estimated base flood loading conditions. Particular emphasis must be placed on the effects of wave attack and overtopping on the stability of the levee. Under no circumstances, however, will a freeboard of less than two feet above the 100-year stillwater surge elevation be accepted.

(2) *Closures.* All openings must be provided with closure devices that are structural parts of the system during operation and design according to sound engineering practice.

(3) *Embankment protection.* Engineering analyses must be submitted that demonstrate that no appreciable erosion of the levee embankment can be expected during the base flood, as a result of either currents or waves, and that anticipated erosion will not result in failure of the levee embankment or foundation directly or indirectly through reduction of the seepage path and subsequent instability. The factors to be addressed in such analyses include, but are not limited to: Expected flow velocities (especially in constricted areas); expected wind and wave action; ice loading; impact of debris; slope protection techniques; duration of flooding at various stages and velocities; embankment and foundation materials; levee alignment, bends, and transitions; and levee side slopes.

(4) *Embankment and foundation stability.* Engineering analyses that evaluate levee embankment stability must be submitted. The analyses provided shall evaluate expected seepage during loading

conditions associated with the base flood and shall demonstrate that seepage into or through the levee foundation and embankment will not jeopardize embankment or foundation stability. An alternative analysis demonstrating that the levee is designed and constructed for stability against loading conditions for Case IV as defined in the U.S. Army Corps of Engineers (COE) manual, "Design and Construction of Levees" (EM 1110-2-1913, Chapter 6, Section II), may be used. The factors that shall be addressed in the analyses include: Depth of flooding, duration of flooding, embankment geometry and length of seepage path at critical locations, embankment and foundation materials, embankment compaction, penetrations, other design factors affecting seepage (such as drainage layers), and other design factors affecting embankment and foundation stability (such as berms).

(5) *Settlement.* Engineering analyses must be submitted that assess the potential and magnitude of future losses of freeboard as a result of levee settlement and demonstrate that freeboard will be maintained within the minimum standards set forth in paragraph (b)(1) of this section. This analysis must address embankment loads, compressibility of embankment soils, compressibility of foundation soils, age of the levee system, and construction compaction methods. In addition, detailed settlement analysis using procedures such as those described in the COE manual, "Soil Mechanics Design—Settlement Analysis" (EM 1100-2-1904) must be submitted.

(6) *Interior drainage.* An analysis must be submitted that identifies the source(s) of such flooding, the extent of the flooded area, and, if the average depth is greater than one foot, the water-surface elevation (s) of the base flood. This analysis must be based on the joint probability of interior and exterior flooding and the capacity of facilities (such as drainage lines and pumps) for evacuating interior floodwaters.

(7) *Other design criteria.* In unique situations, such as those where the levee system has relatively high vulnerability, FEMA may require that other design criteria and analyses be submitted to show that the levees provide adequate protection. In such situations, sound engineering practice will be the standard on which FEMA will base its determinations. FEMA will also provide the rationale for requiring this additional information.

(c) *Operation plans and criteria.* For a levee system to be recognized, the operational criteria must be as described below. All closure devices or mechanical systems for internal drainage, whether manual or automatic, must be operated in accordance with an officially adopted operation manual, a copy of which must be provided to FEMA by the operator when levee or drainage system recognition is being sought or when the manual for a previously recognized system is revised in any manner. All operations must be under the jurisdiction of a Federal or State agency, an agency created by Federal or State law, or an agency of a community participating in the NFIP.

(1) *Closures.* Operation plans for closures must include the following:

(i) Documentation of the flood warning system, under the jurisdiction of Federal, State, or community officials, that will be used to trigger emergency operation activities and demonstration that sufficient flood warning time exists for the completed operation of all closure structures, including necessary sealing, before floodwaters reach the base of the closure.

(ii) A formal plan of operation including specific actions and assignments of responsibility by individual name or title.

(iii) Provisions for periodic operation, at not less than one-year intervals, of the closure structure for testing and training purposes.

(2) *Interior drainage systems.* Interior drainage systems associated with levee systems usually include storage areas, gravity outlets, pumping stations, or a combination thereof. These drainage systems will be recognized by FEMA on NFIP maps for flood protection purposes only if the following minimum criteria are included in the operation plan:

(i) Documentation of the flood warning system, under the jurisdiction of Federal, State, or community officials, that will be used to trigger emergency operation activities and demonstration that sufficient flood warning time exists to permit activation of mechanized portions of the drainage system.

(ii) A formal plan of operation including specific actions and assignments of responsibility by individual name or title.

(iii) Provision for manual backup for the activation of automatic systems.

(iv) Provisions for periodic inspection of interior drainage systems and periodic operation of any

mechanized portions for testing and training purposes. No more than one year shall elapse between either the inspections or the operations.

(3) *Other operation plans and criteria.* Other operating plans and criteria may be required by FEMA to ensure that adequate protection is provided in specific situations. In such cases, sound emergency management practice will be the standard upon which FEMA determinations will be based.

(d) *Maintenance plans and criteria.* For levee systems to be recognized as providing protection from the base flood, the maintenance criteria must be as described herein. Levee systems must be maintained in accordance with an officially adopted maintenance plan, and a copy of this plan must be provided to FEMA by the owner of the levee system when recognition is being sought or when the plan for a previously recognized system is revised in any manner. All maintenance activities must be under the jurisdiction of a Federal or State agency, an agency created by Federal or State law, or an agency of a community participating in the NFIP that must assume ultimate responsibility for maintenance. This plan must document the formal procedure that ensures that the stability, height, and overall integrity of the levee and its associated structures and systems are maintained. At a minimum, maintenance plans shall specify the maintenance activities to be performed, the frequency of their performance, and the person by name or title responsible for their performance.

(e) *Certification requirements.* Data submitted to support that a given levee system complies with the structural requirements set forth in paragraphs (b)(1) through (7) of this section must be certified by a registered professional engineer. Also, certified as-built plans of the levee must be submitted. Certifications are subject to the definition given at §65.2 of this subchapter. In lieu of these structural requirements, a Federal agency with responsibility for levee design may certify that the levee has been adequately designed and constructed to provide protection against the base flood.

[51 FR 30316, Aug. 25, 1986]

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For questions or comments regarding e-CFR editorial content, features, or design, email ecfr@nara.gov.

For questions concerning e-CFR programming and delivery issues, email webteam@gpo.gov.

Last updated: July 27, 2005

LAND ACQUISITION REPORT

For meeting on Wednesday, June 7, 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 April 27 – May 30, 2006)

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)
 - **We have 14 flowage acquisitions remaining in the East Reach and are completing waiver valuations (appraisals with land values less than \$10,000) on each for acquisition.**
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 grid under the ground.
 - The appraisal by Oetzel & Hartman is now under review. Some changes have been requested.
 - **The appraiser and reviewer are in conflict over floodplain designation on this acquisition and are coming to an agreement as of this writing.**

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.
 - The appraisers (Terry Oetzel and Ron Gryzbowski) will begin the appraisal after "WLTH Radio" is complete. (Ongoing)

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

1. **Twenty-eight offers (37 acquisitions) have been made to landowners since 1/4/06. Seventeen have been accepted: one condemnation; seven in negotiations: four may not be needed (no offer sent yet). Tri-State Coach is one that may be eliminated.**
2. The Wicker Park appraisal has been submitted and approved. We have been discussing a donation with the North Township trustee.
 - **Mr. Gardner will make a presentation to North Township to request a donation**
 - **Cabela's has agreed to move the levee onto their property; therefore, eliminating an extensive take on Wicker Park property.**
3. All available pipeline, and subordinated pipeline agreements, were forwarded to LCRBDC attorney on January 19, 2006. This could be used in getting easement agreements. (Ongoing)
 - **A meeting with NIPSCO's engineering and real estate was held on 5/23/06. NIPSCO will coordinate the acquisition and probably have an agreement by 6/15/06.**
4. The Army Corps requested LCRBDC to get soil borings for Stage V-2 on Cabela's, North Township, and WHITECO properties.
 - **The right-of-entry for survey and exploration was sent to Cabela's on May 31, 2006.**

- An email of summarization, and status of the requests were sent to the Corps on May 31.

2-3

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 have been completed by the Contractor and construction has started. (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 construction started February 13.

STATUS (Stage VII) – Northcote to Columbia: The designation for this Stage is Stage VII – Hammond (North of the river) and Stage VII-Munster (South of the river)

1. In compliance with the Congressman's request to complete the project by December, 2009, title work is received and surveys are completed. Appraisals on parcels north of the river have been completed and were delivered to the reviewer on 4/12/06. New state rules for eminent domain went into effect 3/6/06 and must be complied with. (Ongoing)
2. **The gross appraisal to determine estimated land values on Munster acquisitions was completed on 4/28/06. It was submitted to Munster on 5/19/06. Munster may hopefully be able to help with local contribution monies. Monies will be used to pay landowners for their easements.**

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

1. It was agreed at the 5/25/06 Real Estate meeting to "keep going forward on Stage VIII". We have preliminary real estate drawings and will order location surveys to identify landowners and improvements.

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.
2. 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 \$480,000 above COE estimate.
3. Additional funding was approved at the GSWMD on March 28, 2006 and the Gary Board of Public Works voted to sign the agreement.
4. **Received a request from Superior Construction (contractor to do work) on May 12, 2006 to obtain an access roadway easement along the NIPSCO right-of-way from Colfax to Burr.**
 - Survey ordered – coordination with NIPSCO has started.

4

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

Land Acquisition deadline is September, 2005

1. A uniform offer of \$20,700 for an easement acquisition was sent to the NSRR on June 6, 2005. The railroad requested changes to the COE design based on safety factors. Engineering and safety factors have been agreed upon by the Corps and real estate.
 - **The Corps and railroad have some conflict over wording in the easement agreement and construction agreement. Several “summit” conference calls have resulted in an agreement that is mostly acceptable to all parties. LCRBDC will review the agreement at the June 7, 2006 Board meeting.**

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 completed the appraisal and it was approved on March 17. The offer to the landowner will be made after an additional location survey will be completed. (The location survey is taking a longer time than expected)

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. At the 4/19/06 Real Estate meeting, the Corps requested our crediting totals for Stages I, II, III, and IV to match against their figures. **The cash contribution is now calculated at 7%.**
3. Corps is now reviewing \$417,072 in land acquisition credits.

GENERAL INFORMATION:

1. We continue to supply information to the Congressman’s Office as requested.(Ongoing)
2. **An explanation to the Congressman’s Office is attached to explain when LCRBDC uses the 15% increase as an alternative to a condemnation action.**
 - **In Stage V, we have 37 acquisitions: One condemnation and two increased offers. The one condemnation cost equals \$5,750. The two increased offers equal \$4,615.50. If the increased offers were not negotiated and went to condemnation, the total would be \$11,500. By negotiating an increased offer, we save \$6,884.50.**

5-8

9



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 MARZALEK
Governor's Appointment

JOHN MROCZKOWSKI
Governor's Appointment

CHARLIE RAY
*Porter County Commissioners'
Appointment*

VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

May 31, 2006

Mr. Mark Nienhueser
Director of Construction/Facilities
CABELA'S
One Cabela Drive
Sidney, Nebraska 69160

Dear Mark:

Enclosed are maps showing the soil boring locations on your property west of Indianapolis Blvd. and south of the Little Calumet River. The Army Corps of Engineers is requested borings at five (5) locations. This will help them in their design process. I have enclosed four (4) copies of the right-of-entry for Survey and Exploration for these borings. Please cause to have this right-of-entry approved and executed and return all four copies back to this office. Upon receipt, we will have them counter- signed and then return two (2) copies back to you.

Upon final execution of this right-of-entry, we will be contacting you in advance as to when the soil borings will be taken. If you have any concerns regarding personnel or equipment on your property, please let me know. We are looking forward to working with Cabela's in the future to coordinate the upcoming Army Corps design for flood protection, recreational trails, and construction of the levee.

If you have any questions regarding this request, please feel free to contact me.

Sincerely,


James E. Pokrajac, Agent
Engineering/Land Management

/s/jm
Encl.
cc:

Imad Samara, Vick Kotwicki, Steve Petrucci, Steve Hughes, John Fornek, *Army Corps of Engineers*
William Biller, *LCRBDC Chairman*
Lou Casale, *LCRBDC attorney*

Sandy Mordus

From: "Sandy Mordus" <smordus@nirpc.org>
To: "Hughes, Steven J LRC" <Steven.J.Hughes@lrc02.usace.army.mil>
Cc: "Fornek, John T LRC" <John.T.Fornek@lrc02.usace.army.mil>; "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>; "Kotwicki, Victor L LRE" <Victor.L.Kotwicki@lrc02.usace.army.mil>; "Groboski, John A LRC" <John.A.Groboski@lrc02.usace.army.mil>; "Petrucci, Steven J LRE" <Steven.J.Petrucci@lrc02.usace.army.mil>
Sent: Wednesday, May 31, 2006 2:00 PM
Subject: Re: Cabela's revised ROE

Steve:

I would like to give you a summary of the current status of your request for soil borings for the upcoming Stage V Phase 2 construction as follows:

- (1) You requested five (5) soil borings on the Cabela's property.
 - I sent out a letter today with the modified right-of-entry for survey and exploration that you modified based upon the suggested changes from Cabela's.
- (2) You requested three (3) soil borings on North Township property west of Hart Ditch directly south of the Little Calumet River.
 - In a conversation with Imad, we felt that a potential exists to get clay on the Wicker Park golf course that could be used for upcoming levee construction in that immediate area. We agreed that we would take soil borings on the golf course property to determine the quality of clay. This could result in up to five (5) additional soil borings for North Township which would make a total of eight. Does the Army Corps have any objections to taking these additional samples?
 - In a previous conversation with Frank Mrvan, North Township Trustee, he had indicated to me that there should be no problem with them signing your original right-of-entry for survey and exploration. I will submit this to him after I get your response regarding the five additional soil borings.
 - I met with the golf course superintendent on May 31 and he indicated that they have an ongoing on-course drainage project whereby they will be installing a series of drain tiles. Constructing some of the new ponds, they would have to re-locate some of the tiles that will be installed, as currently planned, in these locations. He was hoping that the Army Corps could make a decision as to whether or not we would be using the clay no later than June 30.
 - Upon receipt of all of the signed right-of-entries, is it the intention of the Army Corps to have the Development Commission facilitate these soil borings locally in order to simplify and expedite the process?
- (3) The remaining soil boring was west of Kennedy Avenue adjacent to the Whiteco property east of the NSRR.
 - In a conversation with John Groboski, he indicated that the only soil boring in that area would be to determine the potential to construct a recreation trail bridge.
 - In our investigation, there appears there is no clear ownership where you indicated your boring location. Accordingly, I don't think any right-of-entry would be required.

Please let me know how you would like to proceed at your earliest convenience. If you have any

questions, please feel free to contact me.

James E. Pokrajac, Agent
Engineering/ Land Management

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

From: Hughes, Steven J LRC

To: smordus@nirpc.org

Cc: Fornek, John T LRC ; Samara, Imad LRC ; Kotwicki, Victor L LRE

Sent: Tuesday, May 30, 2006 4:15 PM

Subject: Cabela's revised ROE

Jim/Sandy,

I received your fax with the Cabela's two requested additions. John Fornek in Geotech did not have any major concerns since we should be quickly in and out of the area.

The original ROE was for 60 days. The one you faxed was for two years. Why do we need two years if the borings will occur soon and take approximately one week? What work and activities is Cabela's planning?

Attached is a revised ROE with Cabela's changes.

Steve

<<Revised Little Cal-Cabela Borings ROE.doc>>



Superior Construction Co., Inc.

General Contractors

2045 East Dunes Highway

Post Office Box 64888

Gary, Indiana 46401-0888

May 12, 2006

Mr. James Pokrajac

Calumet River Basin

6100 South Port Rd.

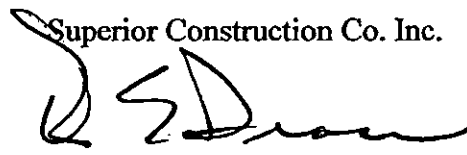
Portage, Indiana 46368

Subject: U.S. Army Corp of Engineers
Local Flood Protection
Little Calumet River, Indiana
Burr Street Betterment Levee
Phase 2- Gary

Gentlemen:

Superior Construction has been award the above reference project and request the use of the existing service road and install the two North – South Roads located at station 37+00 that is west of Calhoun Street and station 51+00 that is located East of Calhoun. Attached are two copies of marked up drawings indicating the roadways.

Sincerely,

Superior Construction Co. Inc.

Richard E. Draschil

Judy Vamos

From: "Johnson, Elizabeth" <Elizabeth.Johnson@mail.house.gov>
To: "Judy Vamos" <jvamos@nirpc.org>
Sent: Wednesday, May 10, 2006 11:53 AM
Attach: 2006_may_10_lcrbdc_stagev.xls
Subject: Little Cal - Stage V

Hi Judy,

Thank you again for sending me the updated land acquisition charts - it looks like you're pretty close to perhaps beating that July deadline!

I have attached a spreadsheet based on your chart - it lumps the parcels into three categories (municipal/business/residential). Would you please review what I've listed to make sure I caught the basics of the land acquisition for Stage V? Also - I read your "Closed" parcel email - if any of the parcels are indicated as "Closed" were donated, would you please fill that into the chart?

I talked to Dan briefly yesterday - thought I'd ask you too - any new word on the Burr Street/NS acquisition?

Thanks for your help, and have a wonderful day,
Liz

Elizabeth Johnson
Director of Projects and Grants
Office of Congressman Peter J. Visclosky
219-795-1844

*Liz Johnson
DC list attached
5/10/06
gr.*

5

5/16/06

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION

5/10/06

Stage V Land Acquisition - Kennedy to Northcote, North and South (Combines V-2 and V-3)

	Owner (Municipal)	Offer	15 percent	Status
1	Town of Highland Alley west of Kennedy	33,600	38,640	LCRBDC indicates Town will donate easements <i>at fair market value</i> .
2	Town of Highland .783 acres			<i>see above</i>
3	Town of Highland .551 acres			<i>see above</i>
4	Lake County Trust #3556 3.04 acres	68,135	78,355	New survey work needed to show additional overflow on property due to levee design change.
5	Hammond Center Associates 9.14 acres	82,300	94,645	Developer may donate <i>at fair market value</i> .
6	HMD Vacant Assoc. Partnership 24.372 acres	40,700		Closed <i>at fair market value</i> .
7	HMD Acreage Partners 11.13 acres	29,260	33,649	Developer may donate <i>at fair market value</i> .
8	City of Hammond roadway easement	pending		May not be necessary due to modified flowage easement; City will donate <i>at fair market value</i> .
9	City of Hammond easement on Kennedy	6,980	8,027	City will donate <i>at fair market value</i> .
10	Lake County Convention Center	3,750	4,313	LCRBDC is negotiating for a donation <i>at fair market value</i> .
11	Wicker Park Golf Course North Township Trustee	190,575	219,161	Wicker Park agreed to donate easements <i>at fair market value</i> : appraisal needs to be adjusted due to need for less land.
12	INDOT	pending		May not be necessary due to modified flowage easement; <i>INDOT donates easements</i> .

	Owner (business)	Offer	15 percent	Status
13	Whiteco Industries	45,400	52,325	LCRBDC is negotiating for a donation at <i>fair market value</i> .
14	J. and A. Enterprises (Wendy's)	29,000	33,350 (increase = \$4350)	Landowner verbally accepted 15 % increase. (Condemnation costs \$5,500)
15	NIPSCo North easement - on R-O-W	36,100	41,515	NIPSCO reviewing engineering. Will accept offer at fair market value.
16	NIPSCo South Easement - on R-O-W	36,100	41,515	NIPSCO reviewing engineering. Will accept offer at fair market value.
17	Mercantile National Bank Trust #3751	12,900	14,835	Fair Market value offer \$12,900 accepted. Landowner to sign easement agreements.
18	Centier Bank #1391 (formerly First Bank of Whiting)	4,300	4,945	Fair market value offer \$4,300 accepted. Landowner to sign easement agreements.
19	Norfolk Southern North: 3.45 acres; South: 2.64 acres	16,350	18,803	Sale Pending. May need Congressional office help.
20	Cardinal Service (Tri-State Coach) 6.79 acres	pending		May not be necessary due to modified flowage easement on Cabela's.
21	Cabela's 118.269 acres (4 parcels)	811,100	932,765	Cabela's will donate. Appraisal needs adjustment due to levee design change.

	Owner (residential)	Offer	15 percent	Status
22	DC1101	5,950	Condemn for offer.	Condemnation filed in Circuit Court (5/3/06); to be filed in Superior Court (6/3/06)
23	DC1118	5,950		Accepted offer (fair market value).
24	DC1119	4,000		Closed at offer (fair market value).
25	DC 1120	3,800		Closed at offer (fair market value).


26	DC1121	4,000		Closed at offer (<i>fair market value</i>).
27	DC1122	3,400		Closed at offer (<i>fair market value</i>).
28	DC1123	2,700		Closed at offer (<i>fair market value</i>).
29	DC1124	1,770	2,036	Closed with 15% increase \$265.50 (Condemnation costs \$5,500)
30	DC1125	3,600		Closed at offer (<i>fair market value</i>).
31	DC1126	3,200		Closed at offer (<i>fair market value</i>).
32	DC1127	4,300		Closed at offer (<i>fair market value</i>).
33	DC1128	3,900		Closed at offer (<i>fair market value</i>).
34	DC1129	8,470		Closed at offer (<i>fair market value</i>).
35	DC1130	12,760		Closed at offer (<i>fair market value</i>).
36	DC 1171	2,880		Closed at offer (<i>fair market value</i>).
37	DC1175	171,025		Assigned appraisal on 5/3/06
38	DC1183	pending		May be eliminated based on modified flowage easement.

8

(3)

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION

MEMO

TO: Elizabeth Johnson, Congressional Representative
FROM: Judith (Judy) Vamos, Land Acquisition, LCRBDC 
DATE: 15 May 2006
SUBJ: Stage V Spreadsheet

Attached you'll find your spreadsheet covering Stage V with the new information (in italics) that you requested in your e-mail on 5/10/06 about "CLOSED" acquisitions being donated or paid. As we discussed today I'd like to clarify a possible misunderstanding about the 15% increase on the offer to landowners. Please review the following:

The 15% increase of the easement offer to the landowner is the approved amount by the Army Corps for negotiating a settlement. It must be supported with documentation. The 15% increase is used as a cost-savings when the amount is lower than condemnation costs.

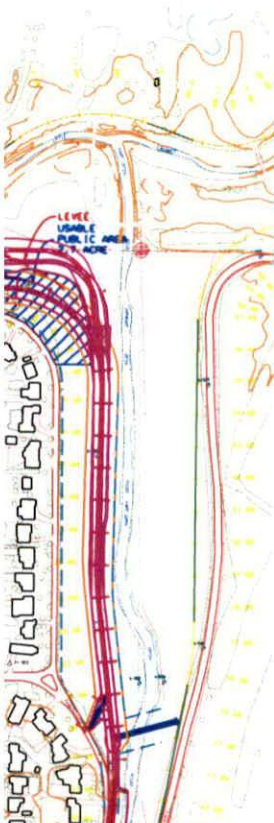
Condemnation filing fee at court house = \$100
Condemnation publishing's (two 30 day ads) = \$200
LCRBDC pays 3 court appraisers (\$1500 each) = \$4,500
Paralegal time to prepare legal documents 5 hours @ \$30 hr. = \$150
Attorney time (hearings, swearing-in appraisers, etc) 8 hrs. @ \$100 = \$800
Total for an average condemnation is = \$ 5,750

We negotiate earnestly with each landowner pointing out the benefits of the project before any discussion of an increase or condemnation. The 15% increase is offered to a landowner when a choice has to be made between the lower cost amount - the 15% increase or a condemnation.

Please call me if you have questions about the attached and accept my thanks for your time.

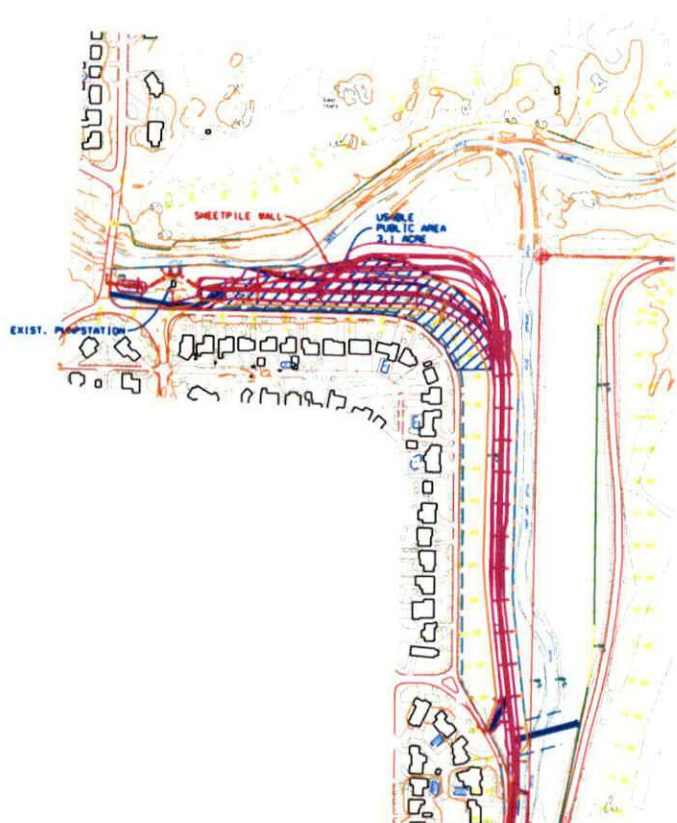
Received
at

FY 2005												FY 2009												FY 2006			
	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec						
Stage V-2	Survey & Trl Appraisal & COE Review \$102,555 \$150,500																										
Stage V-3	Survey & Trl Appraisal & COE Assesb \$16,695 \$24,500																										
Stage VII	Survey & Trl Appraisal \$150,255																										
Stage VIII	Plan & S \$8,959,500																										
Pump Station 2	Plan & Specifications \$																										
Burr Street Phase 2	P & S \$26,200 Procurement Cont \$																										
Stage VI-1 S	Construction Contract \$																										
Stage VI-1 N	Construction Contr \$																										
Stage VI-2	Construction Contract \$																										
Local Acquisition Funding	Apr	May	Jun	Jul	Aug	Sep	Oct	No Dec Jan Feb Mar Apr May Jun Jul Aug Sep Oct Nov Dec																			
Local Acquisition Funding Cum	\$161,638	\$161,638	\$246,933	\$324,531	\$446,597	\$566,734	\$691,750	\$823,261																			
Federal Funding	376,191.94	397,458.23	487,258.61	990,122.29	1,075,840.45	1,026,938.61	1,075,840.45	1,075,840.45	897,349.79	870,811.17	1,135,679.79	1,135,679.79	1,084,057.98	854,929.79	649,197.43	592,745.48	620,971.45	620,971.45	581,650.48	376,881.45	0.00						
Federal Funding Cum	\$376,192	\$773,650	\$1,260,909	\$2,251,031	\$3,326,872	\$4,353,810	\$5,429,651	\$6,505,491	\$7,392,840	\$8,263,651	\$9,399,330	\$10,534,999	\$11,619,057	\$12,473,986	\$13,123,183	\$13,715,928	\$14,346,900	\$15,018,801	\$15,600,451	\$16,177,232	\$16,748,232						



ARTIAL SHEETPILE AND LEVEE

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AD. ONCE THERE IS SUFFICIENT
D PROTECTION SWITCHES TO
EE. THE OVERALL ALIGNMENT
RVES.



OPTION 3 - ALL SHEETPILE WALL

OPTION 3 - USES A SHEET PILE WALL AND
FOLLOWS THE EXIST. SPOIL BANK.

0
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4.752
-
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485.860
-
-
490.612
49.061
539.673

	OPTION 1	OPTION 2	OPTION 2
	LEVEE	SHEET PILE	LEVEE
BEGIN STATIONING	3+16	3+16	3+16
END STATIONING	15+60	7+00	13+31
LENGTH	1244	384	1035



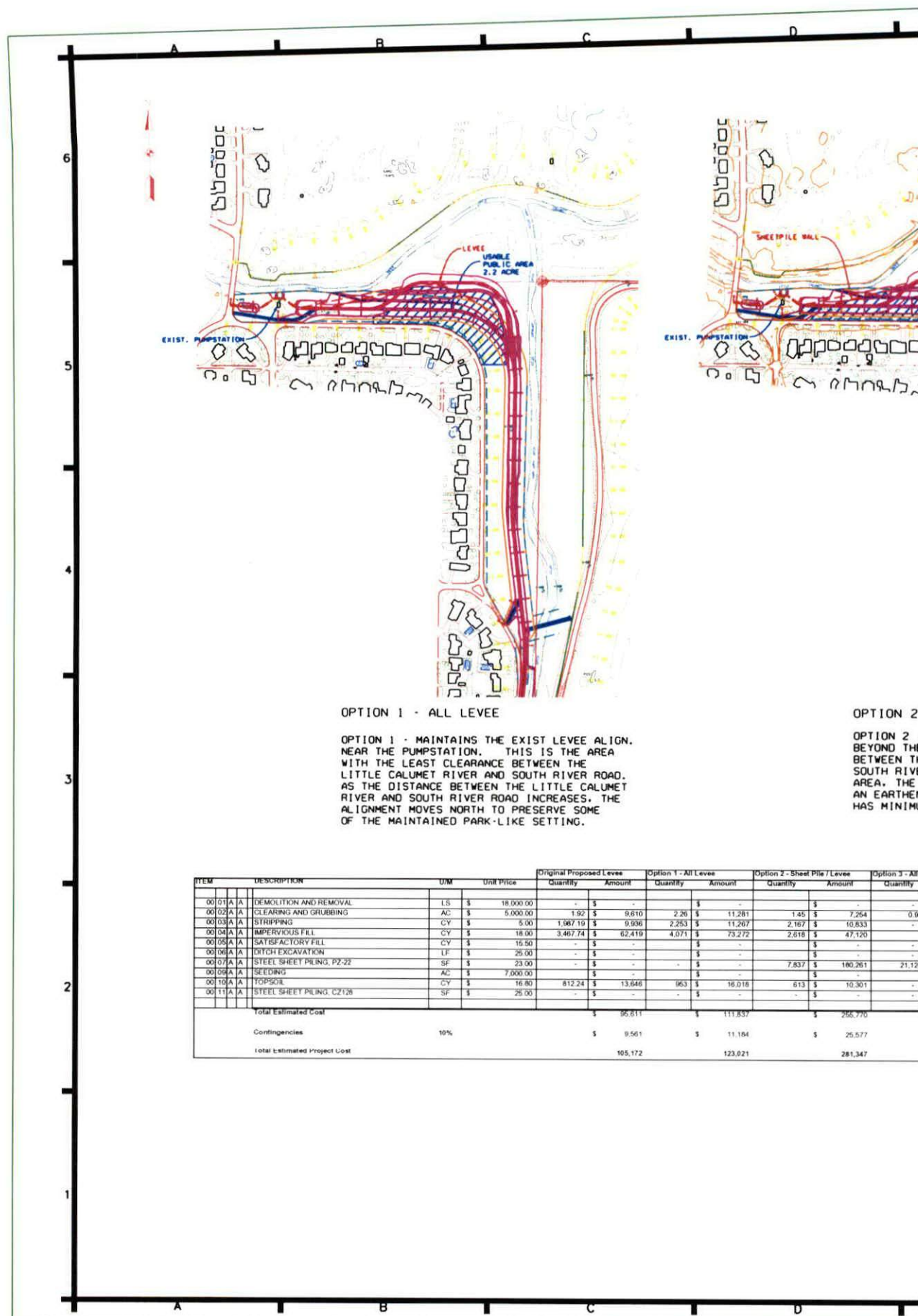
DESIGNED BY	DATE	SCALE	CHECKED BY	DATE
JAC	MAY 2006	AS SHOWN	JT	MAY 4, 2006

U.S. ARMY ENGINEER DISTRICT
CORPS OF ENGINEERS
CHICAGO, ILLINOIS

LITTLE CALUMET RIVER, INDIANA
LOCAL FLOOD PROTECTION
STAGE 3 PHASE 2

SHEET
REFERENCE
NUMBER:
C-00
SHEET 00 OF 01

PLAT DATE: 04/15/06
FILENAME: PLECHNER



ITEM	DESCRIPTION	U/M	Unit Price	Original Proposed Levee		Option 1 - All Levee		Option 2 - Sheet Pile / Levee		Option 3 - All	
				Quantity	Amount	Quantity	Amount	Quantity	Amount	Quantity	Amount
00 01 A	DEMOLITION AND REMOVAL	LS	\$ 18,000.00	-	\$ -	-	\$ -	-	\$ -	-	\$ -
00 02 A	CLEARING AND GRUBBING	AC	\$ 5,000.00	1.92	\$ 9,810	2.26	\$ 11,281	1.45	\$ 7,254	0.00	\$ -
00 03 A	STRIPPING	CY	\$ 5.00	1,987.19	\$ 9,936	2,253	\$ 11,267	2,167	\$ 10,833	-	\$ -
00 04 A	IMPERVIOUS FILL	CY	\$ 18.00	3,467.74	\$ 62,419	4,071	\$ 73,272	2,618	\$ 47,120	-	\$ -
00 05 A	SATISFACTORY FILL	CY	\$ 15.50	-	\$ -	-	\$ -	-	\$ -	-	\$ -
00 06 A	DITCH EXCAVATION	LF	\$ 25.00	-	\$ -	-	\$ -	-	\$ -	-	\$ -
00 07 A	STEEL SHEET PILING, PZ-22	SF	\$ 23.00	-	\$ -	-	\$ -	7,837	\$ 180,261	21,129	\$ 485,967
00 08 A	SEEDING	AC	\$ 7,000.00	-	\$ -	-	\$ -	-	\$ -	-	\$ -
00 10 A	TOPSOIL	CY	\$ 16.80	812.24	\$ 13,646	963	\$ 16,016	613	\$ 10,301	-	\$ -
00 11 A	STEEL SHEET PILING, CZ126	SF	\$ 25.00	-	\$ -	-	\$ -	-	\$ -	-	\$ -
Total Estimated Cost					\$ 95,611		\$ 111,837		\$ 255,770		\$ -
Contingencies				10%	\$ 9,561		\$ 11,184		\$ 25,577		\$ -
Total Estimated Project Cost						105,172	123,021		281,347		

Sandy Mordus

From: "Angela M. Ogrentz" <aogrentz@cwblawfirm.com>
To: <sns@stuartlaw.com>
Cc: "Imad Samara" <Imad.Samara@lrc02.usace.army.mil>; "Kotwicki, Victor L LRE" <Victor.L.Kotwicki@lre02.usace.army.mil>; <Don.C.Erwin@lre02.usace.army.mil>; "Dan Gardner (LCRBDC)" <littlecal@nirpc.org>; <Mark.Sawyer@nscorp.com>; "Hill, Linda V." <linda.hill@nscorp.com>; "Louis M. Casale" <lcasale@cwblawfirm.com>
Sent: Friday, June 02, 2006 2:19 PM
Attach: Revised Easement - Clean(3).DOC; Norfolk Agreement clean.DOC
Subject: Project Agreement and Deed of Easement

Attached are the Project Agreement and Deed of Easement incorporating all changes discussed in our recent conference calls. Please contact me regarding formal document execution and closing, as well as making arrangements for mutual dismissal of the court action. If there are further comments, final, sign able documents with exhibits will be circulated for signature by the appropriate officers of the Railway and presentation to the Commission at its Wednesday (6/7) night meeting.

Please contact me as soon as possible so that we can arrange finalization of this matter.

Lou Casale

CASALE, WOODWARD & BULS, LLP

6/7/2006

STAGE VI - PHASE I (NORTH)

CONTRACT NO.: W912P6-05-C-0010
CONTRACTOR: Illinois Constructors Corporation
DESCRIPTION: Local Flood Protection Little Calumet River, Indiana Stage VI-I North Levee

TS-C-S
D. Anderson
Druzbecki
Lee

ORIGINAL CONTRACT AWARD DATE/AMOUNT:	30-Sep-05	5,566,871.00
NTP DATE./CURRENT CONTRACT AMOUNT: Mods P00003	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. 4	321,240.00
B. Estimated Earnings thru end of reporting period (April + May)	233,148.00
C. Value of work Performed on Directed Mods (Earnings not paid for)	0.00
TOTAL ESTIMATED PROGRESS (A+B+C)	554,388.00

D. Work Paid for but not in Place (Materials in Storage)	0.00
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TOTAL VALUE OF PHYSICAL PROGRESS (A+B+C-D)	554,388.00
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E. Potential Termination Costs (% of Remaining Costs){If Applicable}	0.00
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FINANCIAL PROGRESS - (A+B+C+D-E)	554,388.00
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TOTAL ESTIMATED FINAL CONTRACT AMOUNT

F. Current Contract Amount thru Mod. P00003	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 P00003	1,420,000.00
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ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)	9.96%
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SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)	9.00%
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TOTAL EARNINGS AT THE END OF FY05	0.00
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PROJECT STATUS/MAJOR ISSUES:

- Portion of SSP delivered. Installation started near Carlson Oxbow Park. Engineering looked at possible change in design of SSP wall in this area. Design is safe as long as sheeting is driven to required depth as shown on plans.
- Preload installed (one preload will be eliminated from contract, structure is one steel sheet pile).
- Grimmer to begin work on inspection trench week of 5/28.

STAGE II - PHASE 1 (SOUTH)

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 P00010& 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. 12		4,856,529.99
B. Estimated Earnings thru end of reporting period (April+May)		834,905.06
C. Value of work Performed on Directed Mods (Earnings not paid for)		0.00
TOTAL ESTIMATED PROGRESS (A+B+C)		5,691,435.05
D. Work Paid for but not in Place (Materials in Storage)		0.00
TOTAL VALUE OF PHYSICAL PROGRESS (A+B+C-D)		5,691,435.05
E. Potential Termination Costs (% of Remaining Costs)(If Applicable)		0.00
FINANCIAL PROGRESS - (A+B+C+D-E)		5,691,435.05
TOTAL ESTIMATED FINAL CONTRACT AMOUNT		
F. Current Contract Amount thru Mod. P00010& A00001		7,378,033.30
G. Current Value of Overruns/Underruns (+/-)		0.00
H. Directed, Pending Modifications		40,000.00
TOTAL ESTIMATED FINAL CONTRACT AMOUNT (F+G+H)		7,418,033.30
FUNDS OBLIGATED FOR PAYMENT: thru Modification P00010& A00001		5,809,999.00
ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)		76.72%
SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)		80.00%
TOTAL EARNINGS AT THE END OF FY05		3,040,773.17

PROJECT STATUS/MAJOR ISSUES:

- Work on pump station continues, all concrete is in place, prep for electrical installation. Pumps to be delivered in July.
- Sheet pile wall through dump completed. Grimmer final grading in this area.
- Preload has been removed, levee work continues between preload and I-wall, work continues on North Drive gateway.
- Debris pile moved from 81st/Liable.

STAGE VI - PHASE 2

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

TS-C-S
D. Anderson
Druzbiecki
Babcock

ORIGINAL CONTRACT AWARD DATE/AMOUNT:	29-Jul-05	4,205,644.17
NTP DATE/CURRENT CONTRACT AMOUNT: Mods P00003	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. 5	2,432,666.54
B. Estimated Earnings thru end of reporting period	200,000.00
C. Value of work Performed on Directed Mods (Earnings not paid for)	0.00
TOTAL ESTIMATED PROGRESS (A+B+C)	2,632,666.54

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)	2,632,666.54
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E. Potential Termination Costs (% of Remaining Costs){If Applicable}	0.00
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FINANCIAL PROGRESS - (A+B+C+D-E)	2,632,666.54
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TOTAL ESTIMATED FINAL CONTRACT AMOUNT

F. Current Contract Amount thru Mod. P00003	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 P00003	2,925,000.00
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ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)	62.60%
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SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)	50.00%
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TOTAL EARNINGS AT THE END OF FY05	0.00
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PROJECT STATUS/MAJOR ISSUES:

- I-wall under NIPSCO lines.
- Final grading north end of project near Heron rookery. Wet weather in May slowed progress. Goal is to complete north end of project first.
- Will need additional funding if Dyer continues at this rate for FY06.

LANDSCAPING-PHASE 2

CONTRACT NO.: W912P6-04-C-0003
 CONTRACTOR: Tallgrass Restoration, LLC
 DESCRIPTION: Little Calumet River Landscaping, Phase 2

TS-C-S
 D. Anderson
 Druzicki
 Rundzaitis

ORIGINAL CONTRACT AWARD DATE/AMOUNT:	30-Jun-04	648,995.23
NTP DATE./CURRENT CONTRACT AMOUNT: Mods P00001	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
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TOTAL VALUE OF PHYSICAL PROGRESS (A+B+C+D)		55,086.00
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E. Potential Termination Costs (% of Remaining Costs){If Applicable}		0.00
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FINANCIAL PROGRESS - (A+B+C+D-E)		55,086.00
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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
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ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)		8.49%
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SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)		10.00%
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TOTAL EARNINGS AT THE END OF FY05		0.00
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PROJECT STATUS/MAJOR ISSUES:

- 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.
- First herbicide application to start in May pending site weather and growing conditions.
- Seed order placed for delivery in fall.

Pump Station - 1A

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

TS-C-S
 D. Anderson
 G. Anderson
 Craib

ORIGINAL CONTRACT AWARD DATE/AMOUNT:	5-Oct-00	4,638,400.00
NTP DATE/CURRENT CONTRACT AMOUNT: Mods thru A00015 & P00020	7-Nov-00	4,262,835.48
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:	21-Oct-04	0

ESTIMATED PROGRESS

A. Present Earnings as of Pay Est. No.	30	4,239,286.58
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)		4,239,286.58

D. Work Paid for but not in Place (Materials in Storage)		0.00
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TOTAL VALUE OF PHYSICAL PROGRESS (A+B+C-D)		4,239,286.58
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E. Potential Termination Costs (% of Remaining Costs)(If Applicable)		Not Available
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FINANCIAL PROGRESS - (A+B+C+D-E)		4,239,286.58
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TOTAL ESTIMATED FINAL CONTRACT AMOUNT

F. Current Contract Amount thru Mod.	thru A00015 & P00020	4,262,835.48
G. Current Value of Overruns/Underruns (+/-)		0.00
H. Directed, Pending Modifications		0.00

TOTAL ESTIMATED FINAL CONTRACT AMOUNT (F+G+H)		4,262,835.48
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FUNDS OBLIGATED FOR PAYMENT: thru Modification thru A00015 & P00020		4,262,835.48
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ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)		86.00%
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SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)		100.00%
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TOTAL EARNINGS AT THE END OF FY05		4,239,286.58
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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 did not formally respond.
- 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 Termination for Default Modification P00020 was issued by the CO on 22 FEB 2006.

The T4D mod decreased the contract amount by \$711,445.19 (estimated work not complete) from \$4,974,280.67 to \$4,262,835.48. \$119,791.61 was deobligated, decreasing total funded from \$4,382,627.09 to \$4,262,835.48.

It was determined that Liquidated Damages from 21-OCT-2004 (Contract Completion) to 22 FEB 2006