



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 RESHAKIN, 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

MEETING NOTICE

THERE WILL BE A MEETING OF THE
LITTLE CALUMET RIVER BASIN
DEVELOPMENT COMMISSION
AT 6:00 P.M. WEDNESDAY, AUGUST 2, 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 July 5, 2006

5. Action Required:

Finance:

- Approval of claims for July 2006
- Approval of O&M claims for July 2006

Land Acquisition:

- Approval of increased offers, if needed

6. Chairman's Report

- Report on meeting held on July 20 with city of Gary regarding O&M turnover
- Issues for discussion

11 visitors.

1-3

4-6
7

all slacks
bed xmt
white blouse (own)
+ Sic Petates
no h.k.

8

7. Executive Director's Report

- Report on meeting held 7/20 with CPWW, Town of Munster, North Township, COE
- Report on meeting held 7/27 with IDNR, FEMA, COE re: mapping of removal of floodplain

9-11

8. Standing Committees

A. Finance Committee – Report by Treasurer Arlene Colvin

- Financial status report
- Corps request letter for \$516,000 for ongoing construction contracts
- Marina fund closed out; \$82.82 placed into Admin. account
- Issues for discussion

12
13

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

Land Acquisition

- Appraisals, offers, acquisitions
- Status of activity for Stage V-2 and VII
- New procedure for survey work in Stage VIII

Land Management

- Update of View Outdoor sign locations
- Committee meeting needs to be scheduled
 - LAMAR request letter for permanent easements
 - Disposition of 32 acres east of Clay
- Issues for discussion

C. Project Engineering Committee – Committee Chair Bob Huffman

- Burr Street – Gary – Construction progress meeting held on 7/19
- Burr Street – LCRBDC – ROE given to Corps; advertising end of July

D. Operation & Maintenance – Committee Chair Bob Huffman

- Gary pump station inspection scheduled in mid-August
- Committee meeting needs to be scheduled

E. Environmental Committee – Committee Chair Mark Reshkin

- Communications with town of Highland re: Blue Heron Rookery Management

F. Legislative Committee – Committee Chair George Carlson

- Preparation of Commission request for next State Budget 07/09

G. Recreational Development Committee – Committee Chair Bob Huffman

H. 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

Wickonwoods.com

15
72
30
105
1000

MINUTES OF THE LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION
HELD AT 6:00 P.M. WEDNESDAY, JULY 5, 2006
6100 SOUTHPORT ROAD
PORTAGE, INDIANA

In Chairman William Biller's absence, Vice Chairman Robert Huffman called the meeting to order at 6:05 p.m. Six (6) Commissioners were present. Pledge of Allegiance was recited. The guests were recognized.

Development Commissioners:

George Carlson
John Mroczkowski
Robert Huffman
Bob Marszalek
Steve Davis
Mark Reshkin

Visitors:

Elizabeth Johnson – Congressman's Office
Bill Petrites – Highland resident
Karla Hunt – Munster resident
Pete Schroeder – View Outdoor Advertising
Steve Enger – Committee for Preservation of
Wicker Woods
Imad Samara – Corps of Engineers
Paul Baran – Munster resident

Staff:

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

A motion to approve the June 7, 2006 minutes was made by George Carlson; motion was seconded by Steve Davis; motion passed unanimously.

Action Required – In Treasurer Arlene Colvin's absence, Mr. Gardner gave the report. He referred to page 9 for the claims. Mr. Carlson made a motion to approve the claims in the amount of \$107,895.60; motion seconded by Steve Davis; motion passed unanimously.

- Mr. Gardner then presented the O&M claims on page 10 for approval in the amount of \$4,419.40. John Mroczkowski made a motion for approval; motion seconded by Steve Davis; motion passed unanimously.

- Mr. Gardner referred to attorney Lou Casale for a report on View Outdoor Advertising for sign approval. At the last meeting, a proposal from VIEW OUTDOOR was received. A different approach has been taken this time that is not so lengthy a duration. The Board members felt it was difficult to approve something for an extended length of time when the Commission itself would not exist anymore. Pete Schroeter, from VIEW OUTDOOR, asked for approval from the Commission for him to initially pursue nine locations along I-80/94 with the permitting process with the city of Gary. As he receives Gary's approval for the needed permits, he will bring the individual sign locations back to the Board for their approval. Mark Reshkin made a motion to approve VIEW OUTDOOR to proceed with the process, as presented by staff; motion seconded by John Mroczkowski; motion passed unanimously.

- LAMAR submitted a letter to us about buying a permanent easement for their two (2) existing billboards south of I-80/94 between Chase and Grant. Mr. Pokrajac will pursue additional information and report back. Mark Reshkin stated that he felt the same process needed to be adopted for all sign companies. Providing a permanent easement on our property, knowing that the Commission will not be around forever, is not a good idea. He felt that this is an O&M item. Further discussion can take place at an O&M committee meeting. We need to start addressing issues regarding like this, i.e. project completion, funding sources, management sources, and coordination process. Jim Pokrajac added that the LCA calls for a project superintendent to coordinate O&M issues for the total project. Dr. Reshkin added that someone with the most project familiarity should coordinate the O&M afterwards. He would like to see that each community be involved in their respective O&M. Each community will benefit from this project and they should assume O&M responsibilities for their project features within their community. Mr. Gardner added that the legislature has made it

clear that they would provide capital money for construction, but would not fund any maintenance. Each community would assume that responsibility, either with existing funding or a regional (multiple community) maintenance fee.

Chairman's Report - Mr. Biller was absent this evening.

Executive Director's Report - Executive Director Dan Gardner reported on the pre construction meeting held on June 15 for the Burr Street Phase 2 Gary portion of construction. Jim Pokrajac attended the meeting. Mr. Pokrajac stated that some of the new city administration were present, along with Superior Construction, and several pipeline companies. Points of contact were established and scheduling and funding were discussed. Construction prints were provided. Mr. Pokrajac understands that survey work is done, clearing & grubbing will start shortly, and work limits were staked out.

- Mr. Gardner reported that NSRR agreement has been finalized and, with that in place now, the right-of-entry for Burr Street - LCRBDC can be given to the Corps.
- Mr. Gardner stated that we are continuing to acquire easements in Stage V-2. Offers are being sent out and we are working with the residents. A utility coordination meeting was held on June 27 with the pipeline companies. We received a phone call that debris has built up on the bridge on Hart Ditch on Cabela's property. Mr. Pokrajac contacted Cabela's and they have committed to cleaning up the debris, with the possibility of removing the bridge.

Finance Committee - In Treasurer Arlene Colvin's absence, Mr. Gardner presented the financial status report. He also reported that an amount of \$516,000 has been placed in the escrow account, as per the Corps' request. This is for FY06 cash contribution. Also, the \$300,000 has been received from the State for our cost in the Burr Street Phase 2 - Little Cal portion of construction.

Land Acquisition/Land Management Committee - Committee Chairman Bob Marszalek referred to Judy Vamos for a report. Mrs. Vamos reported that there were no increased offers on condemnations needed this month. She reported that we are moving along with Stage V-2 and Stage VII. She talked to Cabela's and they asked her to send them the easement agreements. They are anxious to start moving on this and they are donating the easements to us. The legals had to be revised and Jim Pokrajac stated that the new legals have been given to attorney Casale tonight so the offer for Cabela's could go out now.

- Mr. Pokrajac reported that the land management issues have already discussed in regard to VIEW OUTDOOR and LAMAR.

Project Engineering Committee - Committee Chairman Bob Huffman referred to Jim Pokrajac for a report on the construction bid process. Mr. Pokrajac stated that the Corps has responded to Commissioner George Carlson's questions regarding the construction bid process. Mr. Carlson still felt the project was going too soon. *SLOW*

- Jim Pokrajac referred to the letter from Steve Enger, representing the "Committee for the Preservation of Wicker Woods" group and his notes summarizing the meeting we had with him. He went on to say that the 50% drawings have been distributed to all affected parties. Comments are due the end of July. Revisions can then be made to them if needed. Mr. Gardner added that another meeting will be scheduled; they are trying to come up with a date now.
- Mr. Huffman reported that a coordination meeting was held on June 27 with all the pipelines in V-2. Mr. Pokrajac added that some concerns were addressed; other concerns would be addressed; pipelines will review the 50% set of plans. Most of the pipelines are in favor of the "bridging" method; most of the concerns were about vibration and how close the levee/I-wall would be to their individual pipelines. They are aware of the Corps deadline.
- Mr. Huffman added that he visited the construction sites and that both contractors for SVI-1S and VI-2 are moving right along.

Operation & Maintenance Committee – Committee Chairman Bob Huffman reported that a meeting will be scheduled very soon with the city of Gary and their new representatives to discuss what will be required for the O&M turnover process. Mr. Pokrajac will put together a summarization of where we are on all O&M items. One more pump station inspection needs to be scheduled very soon.

- Mr. Huffman stated that we have received the final levee inspection report from the COE and from Gary. No major repairs are needed; some of the smaller items are being corrected now.
- Mr. Pokrajac added that the levees have been mowed. Besides mowing, they cleaned up ditches, sluice gate fenced areas, and other areas as noted in the inspection report. Copies are available. Commissioner Mark Reshkin inquired about the failed levee about a year ago and what was done about it. Mr. Pokrajac answered that it occurred east of Harrison Street where a settlement gauge was installed. The area was backfilled with clay to correct the problem. Mr. Pokrajac will obtain more information and report back at the next meeting.
- Mr. Pokrajac added that he will schedule a meeting with the city of Gary prior to having an O&M committee meeting.

Environmental Committee – Mr. Reshkin referred to Mr. Gardner for an update of the blue heron nesting area in Highland near the levee construction. Mr. Gardner referred to a news article in the agenda packet. Most of the construction activity is completed and it appears that the rookery was not damaged in any way and the herons are just fine. He will continue to work with the town of Highland on this issue.

Legislative Committee – Committee Chairman George Carlson stated was no report.

Recreation Committee – Committee Chairman Bob Huffman stated that Dyer Construction did a nice job on the trail along 81st Street near Liable and Cline.

Policy Committee – There was no report.

Other Issues/New Business – There was none.

Statements from the Floor – Steve Enger questioned the betterment that was done at Carlson Oxbow park and didn't see why the same procedure couldn't be used for the Hart Ditch area. He questioned who actually represents the citizens and what procedure is to be followed by the residents to ask for a betterment. He urged having another meeting quickly to discuss the outstanding issues. Resident Karla Hunt supported Mr. Enger in his comments about working together for a solution. They felt that, as residents, they should have the same consideration as Cabela's is getting. Mr. Gardner added that we are trying to work with the residents and that we have already made several changes they have asked for; i.e. trail removed from their street, levee pushed as far east as possible, levee lines staked out, a commitment that the minimal amount of trees will be removed. He also stated that we also have a deadline to meet and need to keep moving forward to meet that deadline. He will schedule a meeting with the Corps where the engineering options to modify levee alignment along south River Drive can be discussed. Imad Samara, project manager, stated that they will not go to 100% until one of the options is agreed upon, but made it clear that the Corps does not pay for betterments. It is the locals' responsibility. Mr. Enger's worry is that they will not be given enough time to even look for funding once an alternative option is selected. Commissioner Bob Marszalek stated that it was not this Commission that gave any "favoritism" to Cabela's; it was the State and the city of Hammond that worked out details regarding infrastructure funding to support the development.

There being no further business, the next meeting was scheduled for 6:00 p.m. Wednesday, August 2, 2006

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION

MONTHLY BUDGET REPORT, JUNE 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	0.00	10,000.00
5811 LEGAL EXPENSES	8,500.00	283.33	283.33	283.33	283.33	283.33	283.33	1,699.98	6,800.02
5812 NIRPC SERVICES	130,000.00	11,315.41	11,937.77	12,034.56	12,230.77	11,943.74	11,654.87	71,117.12	58,882.88
5821 TRAVEL/MILEAGE	10,000.00	14.40	32.60	20.80	47.20	31.60	39.60	186.20	9,813.80
5822 PRINTING/ADVERTISING	2,500.00	0.00	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	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	471.70	3,454.91	1,545.09
5825 MEETING EXPENSES	6,000.00	36.00	0.00	104.95	34.24	0.00	72.90	248.09	5,751.91
5840 PROFESSIONAL SERVICES	600,000.00	66,612.24	49,432.37	54,487.56	76,775.39	76,993.17	37,691.33	361,992.06	238,007.94
5860 PROJECT LAND PURCHASE EXP.	836,498.00	20,123.94	15,335.50	24,622.28	14,155.00	59.52	54,050.00	128,346.24	708,151.76
5882 UTILITY RELOCATION EXP.	100,000.00	1,708.00	0.00	138.04	5,983.14	51,010.37	3,631.87	62,471.42	37,528.58
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	107,895.60	635,999.22	1,952,133.78

	2006							UNALLOCATED	
	BUDGET	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	ALLOCATED	BUDGETED
								TOTAL	BALANCE
5801 PER DIEM EXPENSES	10,000.00	3,000.00						3,000.00	7,000.00
5811 LEGAL EXPENSES	8,500.00	283.33						1,983.31	6,516.69
5812 NIRPC SERVICES	130,000.00	13,671.49						84,788.61	45,211.39
5821 TRAVEL/MILEAGE	10,000.00	552.00						738.20	9,261.80
5822 PRINTING/ADVERTISING	2,500.00	0.00						0.00	2,500.00
5823 BONDS/INSURANCE	8,000.00	0.00						6,483.20	1,516.80
5824 TELEPHONE EXPENSES	5,000.00	485.11						3,940.02	1,059.98
5825 MEETING EXPENSES	6,000.00	0.00						248.09	5,751.91
5840 PROFESSIONAL SERVICES	600,000.00	71,667.51						433,659.57	166,340.43
5860 PROJECT LAND PURCHASE EXP.	836,498.00	7,485.00						135,831.24	700,666.76
5882 UTILITY RELOCATION EXP.	100,000.00	0.00						62,471.42	37,528.58
5883 PROJECT LAND CAP. IMPROV.	2,500.00	0.00						0.00	2,500.00
5884 STRUCTURES CAP. IMPROV.	2,500.00	0.00						0.00	2,500.00
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	97,144.44	0.00	0.00	0.00	0.00	0.00	733,143.66	1,854,989.34

CLAIMS PAYABLE FOR JULY 2006

ACCT	VENDOR NAME	AMOUNT	EXPLANATION OF CLAIM
5801	ARLENE COLVIN	300.00	PER DIEM 1/4/06-6/7/06
5801	ROBERT HUFFMAN	650.00	PER DIEM 1/4/06-6/7/06
5801	WILLIAM BILLER	400.00	PER DIEM 1/4/06-6/16/06
5801	GEORGE CARLSON	300.00	PER DIEM 1/4/06-6/7/06
5801	KENT GURLEY	300.00	PER DIEM 1/4/06-6/7/06
5801	MARK RESHKIN	350.00	PER DIEM 1/4/06-6/7/06
5801	BOB MARSZALEK	300.00	PER DIEM 1/4/06-6/7/06
5801	CHARLIE RAY	200.00	PER DIEM 2/1/06-6/7/06
5801	JOHN MROCZKOWSKI	200.00	PER DIEM 2/1/06-4/5/06
5811	CASALE.WOODWARD & BULS LLP	283.33	MONTHLY RETAINER THROUGH 7/24/06
5812	NIRPC	11,810.20	SERVICES PERFORMED JUNE 2006
5812	NIRPC	322.35	COMPUTER MEMORY UPGRADES
5812	NIRPC	1,498.10	ANTI VIRUS LICENSE FOR COMPUTER UPGRADES
5812	UNITED PARCEL SERVICE	40.84	OVERNIGHT MAIL
5821	SANDY MORDUS	76.80	MILEAGE FOR JULY 2006
5821	CHARLIE RAY	25.60	MILEAGE 2/1/06-6/7/06
5821	JOHN MROCZKOWSKI	28.80	MILEAGE 2/1/06-4/5/06
5821	BOB MARSZALEK	38.40	MILEAGE 1/4/06-6/7/06
5821	MARK RESHKIN	78.40	MILEAGE 1/4/06-2/13/06
5821	KENT GURLEY	91.20	MILEAGE 1/4/06-6/7/06
5821	GEORGE CARLSON	15.20	MILEAGE 6/7/06
5821	ARLENE COLVIN	44.00	MILEAGE 1/4/06-6/7/06
5821	ROBERT HUFFMAN	153.60	MILEAGE 1/4/06-6/7/06
5824	AT & T	358.74	BILLING PERIOD 6/14/06-7/13/06(TOTAL BILL 373.21, KRBC 14.47)
5824	VERIZON	126.37	BILLING PERIOD 7/16/06-8/16/06(TOTAL BILL 238.63 KRBC 112.26)
5841	HERITAGE APPRAISAL SERVICE	750.00	APPRAISAL FOR DC-1030A
5841	LAKE SUPERIOR COURT CLERK	1,500.00	COURT ORDERED APPRAISAL FOR DC-128
5842	GARCIA CONSULTING	727.50	PROFESSIONAL SERVICES RE: DC-836
5842	GARCIA CONSULTING	165.00	PROFESSIONAL SERVICES RE: DC-1138 BORINGS
5842	GARCIA CONSULTING	2,150.00	PROFESSIONAL SERVICES RE: DC-1137 EASEMENTS
5842	GARCIA CONSULTING	2,135.00	PROFESSIONAL SERVICES RE: DC-1186 EASEMENTS
5843	STEWART TITLE SERVICES OF NORTHWEST	100.00	TITLE WORK FOR DC-1174
5843	STEWART TITLE SERVICES OF NORTHWEST	700.00	TITLE WORK FOR DC-1212
5843	STEWART TITLE SERVICES OF NORTHWEST	450.00	TITLE WORK FOR DC-1215
5843	STEWART TITLE SERVICES OF NORTHWEST	830.00	TITLE WORK FOR DC-1173
5843	STEWART TITLE SERVICES OF NORTHWEST	100.00	TITLE WORK FOR DC-1171
5843	STEWART TITLE SERVICES OF NORTHWEST	553.00	TITLE WORK FOR DC-1169
5843	STEWART TITLE SERVICES OF NORTHWEST	100.00	TITLE WORK FOR DC-1172
5843	STEWART TITLE SERVICES OF NORTHWEST	100.00	TITLE WORK FOR DC-1248
5844	JAMES E POKRAJAC	280.00	MAY MILEAGE
5844	JAMES E POKRAJAC	5,435.00	ENGINEERING SERVICES 6/15/06-6/30/06
5844	JAMES E POKRAJAC	280.80	JUNE MILEAGE
5844	JAMES E POKRAJAC	4,021.90	ENGINEERING SERVICES 7/1/06-7/15/06
5844	JUDITH VAMOS	20.80	MAY MILEAGE
5844	JUDITH VAMOS	3,163.65	LAND ACQUISITION AGENT SERVICES 6/16/06-6/30/06
5844	JUDITH VAMOS	47.20	JUNE MILEAGE
5844	JUDITH VAMOS	2,004.30	LAND ACQUISITION AGENT SERVICES 7/1/06-7/15/06
5844	G. LORRAINE KRAY	476.40	CREDITING TECHNICIAN & LAND ACQUISITION ASSISTANT 6/16/06-6/30/06
5844	G. LORRAINE KRAY	794.00	CREDITING TECHNICIAN & LAND ACQUISITION ASSISTANT 6/1/06-7/15/06
5844	SANDY MORDUS	50.00	CREDITING TECHNICIAN SERVICES 6/29/06
5844	SANDY MORDUS	25.00	CREDITING TECHNICIAN SERVICES 7/10/06
5847	DLZ	2,056.75	PROFESSIONAL SERVICES RE: DC-1223B
5847	DLZ	2,932.50	PROFESSIONAL SERVICES RE: DC-1223B
5847	DLZ	1,980.50	PROFESSIONAL SERVICES RE: DC-1224
5847	DLZ	645.00	PROFESSIONAL SERVICES RE: DC-1225
5847	DLZ	607.29	PROFESSIONAL SERVICES RE: DC-1226
5847	DLZ	1,266.89	PROFESSIONAL SERVICES RE: DC-1226
5847	DLZ	712.50	PROFESSIONAL SERVICES RE: DC-1227
5847	DLZ	690.00	PROFESSIONAL SERVICES RE: DC-1228
5847	DLZ	352.50	PROFESSIONAL SERVICES RE: DC-1229
5847	DLZ	547.50	PROFESSIONAL SERVICES RE: DC-1230
5847	DLZ	450.00	PROFESSIONAL SERVICES RE: DC-1231
5847	DLZ	585.00	PROFESSIONAL SERVICES RE: DC-1232
5847	DLZ	390.00	PROFESSIONAL SERVICES RE: DC-1233
5847	DLZ	871.88	PROFESSIONAL SERVICES RE: DC-1234
5847	DLZ	562.50	PROFESSIONAL SERVICES RE: DC-1235
5847	DLZ	922.50	PROFESSIONAL SERVICES RE: DC-1236

CLAIMS PAYABLE FOR JULY 2006 (PAGE 2)

ACCT	VENDOR NAME	AMOUNT	EXPLANATION OF CLAIM
5847	DLZ	412.50	PROFESSIONAL SERVICES RE: DC-1237
5847	DLZ	802.50	PROFESSIONAL SERVICES RE: DC-1238
5847	DLZ	862.50	PROFESSIONAL SERVICES RE: DC-1239
5847	DLZ	150.00	PROFESSIONAL SERVICES RE: DC-1240
5847	DLZ	660.00	PROFESSIONAL SERVICES RE: DC-1241
5847	DLZ	800.00	PROFESSIONAL SERVICES RE: DC-1242
5847	DLZ	210.00	PROFESSIONAL SERVICES RE: DC-1243
5847	DLZ	412.50	PROFESSIONAL SERVICES RE: DC-1244
5847	DLZ	1,413.75	PROFESSIONAL SERVICES RE: DC-1245
5847	DLZ	112.50	PROFESSIONAL SERVICES RE: DC-1246
5847	DLZ	577.50	PROFESSIONAL SERVICES RE: DC-1246
5847	DLZ	525.00	PROFESSIONAL SERVICES RE: DC-1247
5847	DLZ	600.00	PROFESSIONAL SERVICES RE: DC-1247
5847	DLZ	525.00	PROFESSIONAL SERVICES RE: DC-1247
5847	DLZ	706.88	PROFESSIONAL SERVICES RE: DC-1248
5847	DLZ	172.50	PROFESSIONAL SERVICES RE: DC-1249
5847	DLZ	3,744.00	PROFESSIONAL SERVICES RE: DC-1251 A-D
5847	DLZ	390.00	PROFESSIONAL SERVICES RE: DC-1254
5847	DLZ	3,191.25	PROFESSIONAL SERVICES RE: ALL SVII
5847	DLZ	1,012.50	PROFESSIONAL SERVICES RE: DC-1223A
5847	DLZ	4,112.63	PROFESSIONAL SERVICES RE: DC-1122
5849	CASALE.WOODWARD & BULS-LLP	7,961.14	LAND ACQUISITION/LEGAL SERVICES FOR PERIOD ENDED 7/24/06
5861	LAKE COUNTY RECORDER	46.00	TO RECORD EASEMENTS FOR DC-578B & DC-1127
5861	BURTON R. BRIN	5,900.00	PURCHASE PRICE OF DC-1118
5861	LAKE SUPERIOR COURT CLERK	1,126.00	PURCHASE PRICE OF DC-128
5861	LAKE COUNTY RECORDER	413.00	RECORD EASEMENTS FOR DC-1115A-1116-1118 & DC-598 RR

TOTAL 97,144.44

**APPROVAL TO PAY THE FOLLOWING INVOICES
FROM O&M FUND
August 2, 2006**

-
- **\$13.55 to NIPSCO for costs incurred for elec. & gas at 3120 Gerry Street in Gary**
 - **\$1,223.50 to DLZ for Burr Street levee engineering**
 - **\$500.00 to Garcia Consulting for Burr Street levee engineering**
 - **\$1,319.13 to Austgen Electric for repairs made to North 5th Ave. Pump station**
 - **\$24.00 to Jim Pokrajac for reimbursement of keys made for project use.**

TOTAL \$ 3,080.18

Balance in O&M account after paying these invoices will be \$41,503.59

file 2.
not for printing
C 4/4

City of Gary/Little Calumet River Basin Development Commission
July 20, 2006

**Meeting Purpose: Completion of Little Calumet River Flood Control
Construction within the city of Gary
and
Project Operation and Maintenance Responsibilities
by Gary to Remove the City from Floodplain Designation**

1. Requirements for Floodplain Removal in Gary
 - A. Completion of Federal Flood Control Construction (**Attachment 1**)
 - B. Completion of INDOT Interchanges at Grant Street and Broadway
 - C. Commitment by Gary for Operation and Maintenance of Project Features in Gary
2. Project Overview, Completion of Construction in Gary
 - A. Benefits to the City of Gary
 - Over \$93 million in Federal/State Funding in Gary
 - 200 Year Flood Protection soon to be complete (with completion of Burr Street Levees Construction) (**Attachment 2**)
 - Gary now eligible to be removed from Floodplain Designation – Flood Insurance requirements removed
 - Significant Development Opportunities along I-80/94 Corridor, Burr Street Corridor, Grant Street Corridor, Broadway Corridor with Removal of Floodplain Designation
 - Gary is now Structurally Protected from Flooding better than Adjacent Communities
 - Recreational features – Fishing piers/canoe launch, overlooks, trails (**Attachment 3**)
3. Maintenance/Operation Requirements
 - A. Agreement with City Administration/Sanitary District, Storm Water Board to Operate/Maintain Pumping Stations, Sluice Gates (protect developed areas) (**Attachment 4, 5**)
 - B. Agreement by City to Assume Flood Protection System Maintenance (Assure Remaining out of Floodplain) (**Attachment 6**)
 - C. Flood Warning – Emergency Response Plan Responsibilities (activate System of Road Closures)
 - D. Inspections, Documentation, Reporting
 - Development Commission will Coordinate, Assist City personnel to Maintain Certification
4. Development Commission Commitments
 - A. Assist in Applying for Floodplain Removal
 - B. Bring Pump Stations Up to "As-Built" Condition
 - C. Donate Development Commission-owned Land on Protected Side of Levees for Economic Development Purposes to the city of Gary (**Attachment 7**)
5. Discussion, Next Steps, Future Meetings



Little Calumet River Basin Development Commission

6100 Southport Road
Portage, Indiana 46368

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

WILLIAM BILLER, Chairman
Governor's Appointment

ROBERT HUFFMAN, Vice Chairman
Governor's Appointment

ARLENE COLVIN, Treasurer
*Mayor of Gary's
Appointment*

DR. MARK RESHKIN, Secretary
Governor's Appointment

GEORGE CARLSON
*Mayor's of Hammond
Appointment*

STEVE DAVIS
*Dept. of Natural Resources
Appointment*

R. KENT GURLEY
*Lake County Commissioners'
Appointment*

ROBERT MARSZALEK
Governor's Appointment

JOHN MROCZKOWSKI
Governor's Appointment

CHARLIE RAY
*Porter County Commissioners'
Appointment*

VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

MUNSTER STAGE V-2 LEVEE DESIGN MEETING **JULY 20, 2006 – Wicker Park Social Center**

AGENDA

1. Self Introductions
2. Outline of Purpose of Meeting – Dan Gardner, LCRBDC
 - A. Status of Corps of Engineers Design, Schedule Forward Identifying Critical Milestones
 - B. Input to Refining One Agreed-To Option For Consideration
 - C. Input/Views from North Township (property owner) and town of Munster
 - D. Consensus of Approach
3. Information/Comments to Corps Design Team from Neighborhood, Public
4. Discussion, Next Steps

MUNSTER STAGE V-2 LEVEE DESIGN
LOCAL RECOMMENDATIONS/RESPONSE STATUS

1. Corps of Engineers flood protection levees designed for both sides of Hart Ditch should be located as far eastward as is possible to maximize continued public use of the parkway corridor.
 - Design Requirements:
 - (a) Required hydrologic cross section for Hart Ditch flow in flood conditions
 - (b) Continued functionality of Wicker Park Golf Course layout
 - (c) Required minimum height, dimension, footprint of flood protection levee to meet Federal criteria
 - Response:
 - (a) Original flood protection levees alignment were moved eastward from original distance of ½ west-1/2 east of Hart Ditch to ¼ west, ¾ east of Hart Ditch
2. Corps of Engineers flood protection levees designed for both sides of the Little Calumet River from Hart Ditch west to Northcote Avenue should be located as far north as possible to preserve parkway and lessen visual impact to neighborhood.
 - Design Requirements:
 - (a) Required hydrologic cross section for Little Calumet River west of Hart Ditch
 - (b) Required tie-in of flood protection to flow control structure
 - (c) Required tie-in of flood protection to existing pump station
 - (d) Required minimum height, dimension, footprint of levee or sheet piling specifications (2 ft. below grade for 1 ft. below grade) to meet Federal criteria
 - Response:
 - (a) Corps of Engineers has produced several design/alignment options all further north for the south levee, some incorporating sheet piling
 - (b) Corps of Engineers has agreed to utilize existing levee alignment to the maximum extent possible for the new flood protection alignment
3. Efforts should be made to minimize cutting of existing trees and minimize the size of the levee footprint during construction and after construction.
 - Response:
 - (a) Proposed levee footprint has been staked, trees can be marked to restrict contractor
 - (b) Work limits will be restricted (10' from toe of levee)
 - (c) Trees on water side of levee will be left to maintain green canopy
 - (d) Same procedure will be employed in Wicker Park

4. Request to relocate recreation trail originally planned on Munster side to the north side of Little Calumet River .
 - Response:
 - (a) In discussions with City of Hammond and Cabela's, there is agreement to relocate recreation trail to the north side of the Little Calumet River from Indianapolis Blvd. to Northcote Avenue. The trail will then continue on to the north side of the river on the Hammond parkway westward to Riverside Park.
5. Discussion of a more substantial planting program of trees and shrubs after construction completion. This would essentially be requested of the local jurisdictions to supplement the corps of Engineers project landscaping.
 - Response:
 - (a) Extra landscaping and planting would be accomplished separate from the Corps contract
 - (b) Corps of Engineers agreeable to landscaping with restriction only in structural portion of levee

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION
FINANCIAL STATEMENT
JANUARY 1, 2006 - JUNE 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	
		798,423.69

RECEIPTS - JANUARY 1, 2006 - JUNE 30, 2006

LEASE RENTS	20,655.48	
LEL MONIES (SAVINGS)		
INTEREST INCOME(FROM CHECKING)	662.61	
LAND ACQUISITION	558,715.56	
ESCROW ACCOUNT INTEREST	2,236.46	
MISC. RECEIPTS	10,000.00	
KRBC REIMBURSEMENT RE: TELEPHONE CHARGE	385.09	
TRANSFERRED FROM SAVINGS	347,921.25	
PROCEEDS FROM VOIDED CHECKS		
TOTAL RECEIPTS		940,576.45

DISBURSEMENTS - JANUARY 1, 2006 - JUNE 30, 2006

ADMINISTRATIVE		
2004 EXPENSES PAID IN 2005	120,614.81	
PER DIEM	2,850.00	
LEGAL SERVICES	1,699.98	
NIRPC	70,783.11	
TRAVEL & MILEAGE	609.00	
PRINTING & ADVERTISING		
BONDS & INSURANCE	6,483.20	
TELEPHONE EXPENSE	3,827.52	
MEETING EXPENSE	365.35	
LAND ACQUISITION		
LEGAL SERVICES	43,637.07	
APPRAISAL SERVICES	106,650.00	
ENGINEERING SERVICES	79,288.99	
LAND PURCHASE CONTRACTUAL	25,234.00	
FACILITIES/PROJECT MAINTENANCE SERVICES		
OPERATIONS SERVICES	482.70	
LAND MANGEMENT SERVICES	116,862.90	
SURVEYING SERVICES	65,086.50	
MISCELLANEOUS EXPENSES		
ECONOMIC/MARKETING SOURCES		
PROPERTY & STRUCTURE COSTS	120,907.36	
MOVING ALLOCATION		
TAXES		
PROPERTY & STRUCTURES INSURANCE		
UTILITY RELOCATION SERVICES	13,197.91	
LAND CAPITAL IMPROVEMENT		
STRUCTURAL CAPITAL IMPROVEMENTS		
BANK CHARGES MERCANTILE	30.60	
PASS THROUGH FOR SAVINGS	133,501.48	
PAYBACK TO SAVINGS	133,629.90	
TOTAL DISBURSEMENTS		925,127.57

CASH POSITION - JUNE 30, 2006

CHECKING ACCOUNT		
LAND ACQUISITION	147,136.94	
GENERAL FUND	33,520.14	
TAX FUND		
TOTAL FUNDS IN CHECKING ACCOUNT	180,657.08	

BANK ONE SAVINGS ACCOUNT BALANCE	725,800.28
(LAND ACQ IN HOUSE PROJECT FUNDS)	580,665.28
(O & M MONIES)	**133,721.49

*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	11,413.51
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BANK ONE SAVINGS ACCOUNT	627,665.26	
BURR ST PHASE II GARY	623,061.00	
INTEREST	4,604.26	
TOTAL SAVINGS	1,353,465.54	
ESCROW ACCOUNT INTEREST AVAILABLE	2,721.07	

TOTAL OF ALL ACCOUNTS 1,536,843.69

12



DEPARTMENT OF THE ARMY
CHICAGO DISTRICT, U.S. ARMY CORPS OF ENGINEERS
111 NORTH CANAL STREET
CHICAGO IL 60608-7208

July 26, 2006

**Planning, Programs and
Project Management Division**

**Mrs. Mikell Sulki
Bank One, Indiana, NA
1801 Kennedy Avenue
Schererville, IN 46375**


SUBJECT: Little Calumet River Project Construction Fund Escrow Account Number 7500-0244-4747

Dear Ms. Sulki:

The Department of the Army hereby issues a written request for withdrawal of \$516,000 from the referenced escrow account in accordance with the escrow agreement entered into on August 19, 1990.

Please provide the amount requested above in the form of electronic fund transfer. Please use the instructions in the attached sheet to perform this transaction. If you have any question please call Imad Samara at 312-846-5560.

Sincerely,


**John D. Drolet
Colonel, U.S. Army
District Engineer**

Copies Furnished:

**Mr. Dan Gardner
Executive Director
Little Calumet River Basin
Development Commission**

Mark Woodrich
Gary Murphy
//

LAND MANAGEMENT REPORT

For meeting on Wednesday, August 2, 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 June 29 – July 26, 2006)

A. Received a request from LAMAR Advertising on June 20, wanting consideration for an easement on the land where they currently have existing License Agreements on two (2) billboards.

- An email was sent on June 29 requesting more detailed information.
- **We received a response from LAMAR on July 13, 2006 with (2) letters of intent for existing billboards south of I-80/94 between Chase and Grant.**
- **They are requesting a perpetual billboard easement for both locations for a total purchase price of \$116,000.**
- **Currently, LCRBDC receives \$7,270/year combined revenue for the (2) signs.**

1-5

B. 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.

C. 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.

- A letter was sent to them on June 30 indicating, that based upon a decision by our Commissioners at the monthly Board meeting on June 7, that this land will be included as part of our land transfer to Gary. Accordingly, their future request for this land would be through the city.

Jim Pokrajac

From: "Jim Perry" <jperry@lamar.com>
To: "Jim Pokrajac" <jpokrajac@nirpc.org>
Sent: Thursday, July 13, 2006 5:13 PM
Attach: Letter of Intent Lease 3475 7 13 06.pdf; Letter of Intent Lease 3480 7 13 06.pdf
Subject: RE: Easement reques for Billboards #3475 & 3480

Jim:

Thank you for taking time to speak with me. Please find attached for the Commission's consideration 2 Letters of Intent describing Lamar's Easement offer for Leases 3475 and 3480. I will put together a summary of the program in preparation of the August 2 Commission meeting. In the meantime, please feel free to contact me if you have any further questions.

Best regards,

LAMAR ADVERTISING, INC.

Jim Perry, Real Estate Manager
1770 W. 41st Ave
Gary, IN 46408
Office: (219) 980-1147, ext 323
Fax:: (219) 980-1208

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

From: Jim Pokrajac [mailto:jpokrajac@nirpc.org]
Sent: Thursday, June 29, 2006 5:06 PM
To: jperry@lamar.com
Subject: Easement reques for Billboards #3475 & 3480

Mr. Perry,

I received your request for easements on two of your billboard locations, upon which you have existing license agreements with the LCRBDC. There was very little information to evaluate. Our monthly board meeting is the first Wednesday of every month (upcoming on July 5), whereby we present items of action for our commissioners to discuss and evaluate. If you wish to expedite any discussion, or action, I need more detailed information. If you would like consideration at our next meeting (August 2), let me know and I would be very interested in meeting with you.

Thank you,

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

7/17/2006



July 13, 2006

RE: Proposed Easement Acquisition – Little Calumet River Basin
Lease No: 3475 (I80/94 S/S 900 ‘ W/O Grant)

Dear Mr. Pokrajac:

This letter is intended to confirm our agreement whereby TLC Properties, Inc. ("TLC") will purchase from you a perpetual billboard easement over and on the real property described as I80/94 S/S 900‘ W/O Grant for a cash purchase price of \$75,000. Our intention is to close this transaction on or before _____.

This pending transaction is contingent upon TLC being satisfied that the Property may be used for the construction, operation, and maintenance of an outdoor advertising structure and that all applicable governmental permits be obtained for said use.

By counter signing this letter of intent, you are warranting that you are the fee simple landowner of record of the real property upon which this easement will be placed and that the real property is not subject to any liens or restrictions that would in any way conflict with the conveyance of the permanent easement. The obligation of TLC to purchase this easement is expressly contingent upon TLC, in its sole discretion, being satisfied with the current title of the real property as evidenced by a title search and a certified survey of the property to be performed at TLC's expense prior to closing.

If the above information meets your approval and properly outlines our understanding, please sign below and return this letter to me at your earliest convenience.

Sincerely,

General Manager, Vice President

Witness

Landowner

EASEMENT LANGUAGE

Easement shall consist of a perpetual servitude of use that runs with the land and shall include the right to service, maintain, improve or replace any outdoor advertising structure on the property described. This right shall include but not be limited to a right of ingress and egress, a right of overhang for electrical service, a right to maintain telecommunication devices (including but not limited to telecommunications towers and related ground facilities) and a right of view, prohibiting vegetation or improvements on the property described herein that would obstruct the view of advertising structure from the adjoining highway. Grantor agrees that Grantee may trim any or all trees and vegetation in, on or about the Easement as often as Grantee deems necessary to prevent obstruction or to improve the appearance of the structure. Grantee, its successors and assigns hereby specifically hold Grantor, its successors and assigns, free and harmless from any damages or injuries to any person or property caused by Grantee's construction or maintenance activities on the property described.



July 13, 2006

**RE: Proposed Easement Acquisition – Little Calumet River Basin
Lease No: 3480 (I80/94 S/S 1650 ‘ W/O Grant)**

Dear Mr. Pokrajac:

This letter is intended to confirm our agreement whereby TLC Properties, Inc. ("TLC") will purchase from you a perpetual billboard easement over and on the real property described as I80/94 S/S 1650 ‘ W/O Grant for a cash purchase price of \$41,000. Our intention is to close this transaction on or before _____.

This pending transaction is contingent upon TLC being satisfied that the Property may be used for the construction, operation, and maintenance of an outdoor advertising structure and that all applicable governmental permits be obtained for said use.

By counter signing this letter of intent, you are warranting that you are the fee simple landowner of record of the real property upon which this easement will be placed and that the real property is not subject to any liens or restrictions that would in any way conflict with the conveyance of the permanent easement. The obligation of TLC to purchase this easement is expressly contingent upon TLC, in its sole discretion, being satisfied with the current title of the real property as evidenced by a title search and a certified survey of the property to be performed at TLC's expense prior to closing.

If the above information meets your approval and properly outlines our understanding, please sign below and return this letter to me at your earliest convenience.

Sincerely,

General Manager, Vice President

Witness

Landowner

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Easement shall consist of a perpetual servitude of use that runs with the land and shall include the right to service, maintain, improve or replace any outdoor advertising structure on the property described. This right shall include but not be limited to a right of ingress and egress, a right of overhang for electrical service, a right to maintain telecommunication devices (including but not limited to telecommunications towers and related ground facilities) and a right of view, prohibiting vegetation or improvements on the property described herein that would obstruct the view of advertising structure from the adjoining highway. Grantor agrees that Grantee may trim any or all trees and vegetation in, on or about the Easement as often as Grantee deems necessary to prevent obstruction or to improve the appearance of the structure. Grantee, its successors and assigns hereby specifically hold Grantor, its successors and assigns, free and harmless from any damages or injuries to any person or property caused by Grantee's construction or maintenance activities on the property described.

OPERATION AND MAINTENANCE REPORT

For meeting on Wednesday, August 2, 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 June 29 – July 26, 2006)

GENERAL SUMMARIZATION:

A meeting was held with the city of Gary, and their new representatives on July 20th, 2006 to familiarize the new administration with our project, explain O&M responsibility to be assumed by Gary, and to determine what they will require for the O&M turnover process. Some of these items include: /

1. Six (6) pump station turnover
2. Levee, sluice gate, flap gate turnover
3. Transfer of LCRBDC excess lands
4. Coordination for emergency response

Maps, pump station reports, O&M detail for maintenance breakdown and costs were distributed and discussed. (Copies available upon request.) 2

A. OPERATION AND MAINTENANCE BREAKDOWN STATUS

1. **Six (6) pump stations will be turned over to Gary. These include Burr Street, Grant, Broadway, and Ironwood. It also includes two (2) lift stations at 32nd & Cleveland and Marshalltown.**
 - A list was comprised by the COE, LCRBDC, United Water, and Greeley & Hansen from an initial inspection on September 13th, 2004.
 - This list needs to be completed for turnover as the scope of work (including supplemental comments with more detail from Austgen Electric and the Griffith COE) have been completed.
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)
 - A meeting was held with Debra Harris (United Water – Purchasing/Warehouse Manager) on June 13 to pick up inventory list of “spare parts for pump stations”, which were stored on GSD facilities in November 2005.

- 3
- A letter will be sent to the city of Gary to sign-off, and acknowledge, receipt of these materials.
 - **A summarization of all these items, and their status was completed and presented to Gary and their representatives at the July 20th, 2006 meeting.**
 - **LCRBDC is scheduling an inspection with Gary, the COE, R. W. Armstrong, and Austgen Electric no later than August 25th, 2006.**
 - **A final punch list will be comprised, coordinated, and paid for by the LCRBDC, to assure the pump stations are operating in "as-built" condition.**
 - **Legal descriptions for all stations have been completed and forwarded to LCRBDC attorney to begin coordination with Gary.**
 - **Pump station "as-builts" will be submitted to Gary.**
 - **O&M manuals will also be distributed to Gary and their representatives for information and comments.**
3. 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. We received a response from the Corps on June 12 addressing the issues of our letter.
 - **It is the intent to advertise fencing, sluice gates, and flap gates separately (As two separate contracts) from the pump stations and will include lubrication, clean-up, and repair, as noted in inspection reports.**
 4. 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 letter from the Corps on June 22, 2006 with a summarization and enclosed mapping and color photos. (Copies are available upon request).
 - LCRBDC is requested to sign off on inspection report. Currently, many of the items are being addressed and corrected.
 5. 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)
 - 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

6. 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.
 - > 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)

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. 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.
 - **Received information from the COE in mid-June to determine how many concrete barriers will be needed for each location throughout the project.**
 - **LCRBDC will coordinate with each municipality to locate these concrete barriers on each individual site.**

City of Gary/Little Calumet River Basin Development Commission
July 20, 2006

**Meeting Purpose: Completion of Little Calumet River Flood Control
Construction within the city of Gary
and
Project Operation and Maintenance Responsibilities
by Gary to Remove the City from Floodplain Designation**

1. Requirements for Floodplain Removal in Gary
 - A. Completion of Federal Flood Control Construction (**Attachment 1**)
 - B. Completion of INDOT Interchanges at Grant Street and Broadway
 - C. Commitment by Gary for Operation and Maintenance of Project Features in Gary
 2. Project Overview, Completion of Construction in Gary
 - A. Benefits to the City of Gary
 - Over \$93 million in Federal/State Funding in Gary
 - 200 Year Flood Protection soon to be complete (with completion of Burr Street Levees Construction) (**Attachment 2**)
 - Gary now eligible to be removed from Floodplain Designation – Flood Insurance requirements removed
 - Significant Development Opportunities along I-80/94 Corridor, Burr Street Corridor, Grant Street Corridor, Broadway Corridor with Removal of Floodplain Designation
 - Gary is now Structurally Protected from Flooding better than Adjacent Communities
 - Recreational features – Fishing piers/canoe launch, overlooks, trails (**Attachment 3**)
 3. Maintenance/Operation Requirements
 - A. Agreement with City Administration/Sanitary District, Storm Water Board to Operate/Maintain Pumping Stations, Sluice Gates (protect developed areas) (**Attachment 4, 5**)
 - B. Agreement by City to Assume Flood Protection System Maintenance (Assure Remaining out of Floodplain) (**Attachment 6**)
 - C. Flood Warning – Emergency Response Plan Responsibilities (activate System of Road Closures)
 - D. Inspections, Documentation, Reporting
 - Development Commission will Coordinate, Assist City personnel to Maintain Certification
 4. Development Commission Commitments
 - A. Assist in Applying for Floodplain Removal
 - B. Bring Pump Stations Up to "As-Built" Condition
 - C. Donate Development Commission-owned Land on Protected Side of Levees for Economic Development Purposes to the city of Gary (**Attachment 7**)
 5. Discussion, Next Steps, Future Meetings
- /

Estimated Operations and Maintenance Costs

for the Gary Levee System on the Little Calumet River

Prepared for the July 20, 2006 meeting between the LCRBDC and the GSWMD.

This table is being prepared to summarize the entire scope and costs of the operation and maintenance of the levee system within a given area. Quantities and required procedures are based on the current O&M Manual from the Army Corp of Engineers. Much of the cost data in this table is based on estimates by the Army Corp of Engineers in their current O&M Manual. Some quantities had to be assumed such as Debris Removal, Vermin Control, Filling/Repairing Levees.

NOTE 1: NOT ALL COSTS ARE INCLUDED AT THIS TIME. MISSING DATA INCLUDES REPLACEMENT COSTS, PUMP OPERATION, ETC.

NOTE 2: THE BLUE SHADED AREAS REQUIRE INPUT FROM GSWMD TO REFINER THE COSTS.



Attachment
2
6

Pump Station Status Report

- The LCRBDC has completed all of the electrical repairs to the stations as well as many maintenance items. These items are noted in white boxes with plain black text.
- The LCRBDC plans to complete some remaining items with its own personnel. These items are shown in the yellow shaded boxes.
- The LCRBDC plans to enter into a contract with a contractor to make the needed fencing repairs at these pump stations. These items are shown in the blue highlighted boxes.
- The LCRBDC plans to enter into a contract with a contractor to make repairs to the gates as shown in this list. The items to be repaired under this contract are shown in the orange highlighted boxes.
- Some items have been addressed with the Army Corp of Engineers. These items are shown in red text and state both the issue and the Corp's response.
- The items shown in the green text are issues that were addressed in writing to the previous Director of the GSWMD, Spike Peller. The LCRBDC plans no further action on these items at this time.
- **The culmination of this process is expected to be a final field inspection of each of these stations with representatives from the GSWMD, the LCRBDC, R. W. Armstrong, and Austgen Electric present and a final acceptance of operations and maintenance by the GSWMD as expeditiously possible.**

This report was prepared for the July 20, 2006 meeting between the LCRBDC and the GSWMD.



3
Attachment 5

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION ATTENDANCE ROSTER

NAME OF MEETING: LCRBDC DATE: August 2

LOCATION: 6100 Southport, Portage CHAIRMAN: Bill Biller

PLEASE SIGN IN

	NAME (PLEASE PRINT)	ORGANIZATION, ADDRESS, PHONE NUMBER
1	Elizabeth Johnson	Congressman Disclousky
2	Mary Baller	DNR
3	Jim Guelcher	CMTF CMTF/Wicker Woods
4	Steve Enger	CMTF WICKER WOODS
5	Paul Baran	CMTT *WICKER WOODS.
6	IMAD SAMARA	COE
7	Marcella Ciucki	Sand Ridge Audubon Society
8	Carolyn Marsh	Sand Ridge Audubon Society
9	Karen Hunt	Monterey Resident
10	PETSSS, JAMES	15 SHORE DR. O.D. IN. 46368
11	Bill Petrities	
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Committee for the Preservation of Wicker Woods – 8248 Hawthorne Drive, Munster, In, 46321
219.923.4045 – senger@gsb.uchicago.edu

Dan Gardner
Executive Director
LCRBDC
6100 Southport Road
Portage, IN 46368

July 23, 2006

Dear Dan,

In reference to our meeting on July 20, 2006:

I've attached a written scope with goals and assumptions for the options that our Committee would like the ACOE to review and cost estimate. So that our Committee can clearly understand the ACOE design and cost estimates we are also requesting that certain design details be provided such as length, height, cross sectional area of berm and design standards for sheet piling. Providing just takeoff quantities and unit costs as done in the May 2, 2006 letter resulted in much confusion.

I believe our meeting went well. My neighbors and I appreciate all who attended and their efforts expanded in resolving the optimal design for the proposed berm along Hart Ditch. Unfortunately, as a group we failed to really profit from the design experience of the ACOE design engineers. Although what wasn't covered can probably be answered in letters.

A second action item was the provision by you to me of the written formal procedure used by the ACOE and the LCRBDC for requesting, determining, designing, cost estimating and funding of "betterments". This formal procedure will be integral in our abilities to approach potential sources of funding.

As the LCRBDC and ACOE has already completed a betterment, the Oxbow Park in 1998, I suspect you or the LCRBDC legal counsel should have the federal regulations outlining the necessary actions and procedures for pursuing and having approved a betterment. We thank you for this information.

I will be attending the August 2, 2006 LCRBDC meeting. Would it be possible to have the betterment procedures available by then? Further, since time is short, can the ACOE have their cost estimates completed by then?

For years, we have professed our desire to cooperate with the LCRBDC. Our big fear is the clock is ticking and without timely responses from the ACOE and the LCRBDC our efforts will be too little, too late. Please help us not to let this happen.

Thank you.

Steve Enger

Cc: F Mrvan, D Samala, D Nellins, M Mellon, J, Mandon,

Request for Technical Design and Cost Estimating for Alternative Designs for the Hart Ditch/Little Calumet River Berm

This request is made by the Committee for the Preservation of Wicker Woods.

As no one in the Committee to Preserve Wicker Woods is fully briefed on the ACOE standards for the construction of flood protection devices some assumptions were made. These assumptions are stated below. As with any project scope, if the assumptions are false or they need to be revised then the project scope must also be revised.

Further it is proposed that consideration be given to an alternative to the ACOE stated requirement that a 10 to 15 foot wide service road be placed on top or on the landside of the dyke. As there is an existing 20-foot wide blacktop road that parallels the entire length of the proposed dyke and is only 20 to 100 feet away with nothing but unhindered flat parkland between the road and the dyke; this existing road must surely be able to serve as the needed service road. Such a like-kind substitute would save immensely in cost and usable parkland. (It should also be noted that for approximately 200 feet of the dyke on Hawthorne Drive, just north of Alta Vista Drive, there is only 3 feet between the proposed steel piling and the blacktop road --- needless to say there's no 10 to 15 foot wide service road because there's no room for it. The service road is the blacktop street!)

In addition to the three options listed below, we would like information on what types of vegetation can be planted on an ACOE earthen berm. Specifically, can common ornamental bushes such as plum, burning, dogwood, lilac, rose bushes and such be planted on the earthen berm? Can wild flowers be planted and left to flower and die and reseed for the next season? Can bulb-type flowers such as tulips and irises be planted and left to propagate? Must the berm always be planted with prairie grass and mowed twice yearly or can the above alternative vegetation be used instead?

Contact: Steve Enger of the Committee for the Preservation of Wicker Woods can be contacted at 219-608-0752 (cell); 219-923-4045 (office) or senger@gsb.uchicago.edu

Reference:

July 20, 2006 meeting at the Wicker Park Social Center in North Township, Indiana

Goals:

- 1) Achieve desired flood protection
- 2) Minimize negative impact on existing parkland
 - Move the berm no closer to the road than the existing berm
 - Minimize the footprint of the new flood protection elements thereby maximizing the area of flat usable parkland (versus an unusable 1:2.5 sloped berm)
 - Maintain as many of the large caliber (>6" diameter) trees as possible
 - Minimize effect on bird and wild life
- 3) Replant and reforest to recapture the esthetics of the existing parkland

Assumptions:

1. Steel piling can be driven into the existing berm, or within close proximity of the existing berm.
2. In areas where steel piling is driven into existing berms, it is envisioned that only the vegetation and small caliber trees on the street side of the berm need to be removed. The existing vegetation and large caliber trees on the waterside of the berm can remain.
3. Earth fill can be backfilled against the sheet pile and vegetated with flowers and bushes.
4. Existing vegetation can remain on the existing berm after the steel piling is driven into the berm (making allowance for access for construction equipment)
5. The 10 to 15 foot wide service road can be eliminated and in its place access from the existing blacktop roads (Hawthorne and South River Drives, being only 20 to 80 feet from the proposed berm) can be used.

Scope:

Option 1: This option is noted as “Option 1 – All Levee” in the May 2, 2006 letter from Imad Samara of the ACOE to Dan Gardner of the LCRBDC.

Option 2: This option is noted as “Option 3 – All Sheet Pile” in the May 2, 2006 letter from Imad Samara of the ACOE to Dan Gardner of the LCRBDC.

Option 3: This option was not yet reviewed by the ACOE. This option would be driving sheet piling into the existing berm, the full length of the berm, uninterrupted, from Hawthorne Drive and Alta Vista Drive all the length to the pump station at South River Drive and Northcote Drive.

MONTHLY CONST. PROGRESS REPORTS

Page 1 of 1

Jim Pokrajac

From: "Lavicka, Kelsey W CPT LRC" <Kelsey.W.Lavicka@lrc02.usace.army.mil>
To: <jpokrajac@nirpc.org>
Cc: "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>
Sent: Tuesday, August 01, 2006 2:38 PM
Attach: progress_report_01aug06.pdf
Subject: Construction Progress Reports July 06

Jim,
The construction progress reports for July 06, sorry they are a little late.

Kelsey

THEY WERE DISTRIBUTED.

BURR ST. BETTERMENT - GARY

Calumet Area Office Construction Progress Report Thru End of: July 2006

TS-C-S
D. Anderson
Druzicki
Lee

CONTRACT NO.: W912P6-06-XX-0099
CONTRACTOR: Superior Construction Company
DESCRIPTION: Local Flood Protection Little Calumet River, Indiana Burr Street Betterment Gary

ORIGINAL CONTRACT AWARD DATE/AMOUNT:	18-Jan-06	2,301,518.00
NTP DATE/CURRENT CONTRACT AMOUNT: Mods	31-May-06	2,301,518.00
ORIGINAL CONTRACT COMPLETION DATE/ORIGINAL DURATION:	24-Aug-07	450
REVISED CONTRACT COMPLETION DATE/REVISED DURATION:	24-Aug-07	450
PENDING SCHEDULED COMPLETION DATE/PENDING TIME EXTENSIONS:	24-Aug-07	0

ESTIMATED PROGRESS

A. Present Earnings as of Pay Est. No.	0.00
B. Estimated Earnings thru end of reporting period	100,000.00
C. Value of work Performed on Directed Mods (Earnings not paid for)	0.00
TOTAL ESTIMATED PROGRESS (A+B+C)	100,000.00

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)	100,000.00
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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)	100,000.00
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TOTAL ESTIMATED FINAL CONTRACT AMOUNT	
F. Current Contract Amount thru Mod.	0
G. Current Value of Overruns/Underruns (+/-)	2,301,518.00
H. Directed; Pending Modifications	0.00
TOTAL ESTIMATED FINAL CONTRACT AMOUNT (F+G+H)	2,301,518.00

FUNDS OBLIGATED FOR PAYMENT: thru Modification	2,301,518.00
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ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)	4.34%
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SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)	0.00%
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TOTAL EARNINGS AT THE END OF FY05	0.00
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PROJECT STATUS/MAJOR ISSUES:

- Clearing and grubbing and debris removal is underway. Should be completed by end of July.
- Temporary pipeline crossings, erosion control and stripping are next items to be done.
- Contractor continuing to prepare submittals for approval.

STAGE II - PHASE I (NORTH)

Calumet Area Office Construction Progress Report Thru End of: July 2006

CONTRACT NO.: W912P6-05-C-0010
CONTRACTOR: Illinois Constructors Corporation
DESCRIPTION: Local Flood Protection Little Calumet River, Indiana Stage VI-1 North Levee

TS-C-S
D. Anderson
Druzicki
Lee

ORIGINAL CONTRACT AWARD DATE/AMOUNT:	30-Sep-05	5,566,871.00
NTP DATE/CURRENT CONTRACT AMOUNT: Mods P00004	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:	2-Aug-07	12

ESTIMATED PROGRESS

A. Present Earnings as of Pay Est. No. 6	967,423.00
B. Estimated Earnings thru end of reporting period (June + July)	1,640,000.00
C. Value of work Performed on Directed Mods (Earnings not paid for)	0.00

TOTAL ESTIMATED PROGRESS (A+B+C) 2,607,423.00

D. Work Paid for but not in Place (Materials in Storage) 556,224.60

TOTAL VALUE OF PHYSICAL PROGRESS (A+B+C-D) 2,051,198.40

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

FINANCIAL PROGRESS - (A+B+C+D-E) 2,607,423.00

TOTAL ESTIMATED FINAL CONTRACT AMOUNT

F. Current Contract Amount thru Mod. P00004	5,566,871.00
G. Current Value of Overruns/Underruns (+/-)	0.00
H. Directed, Pending Modifications	45,918.00

TOTAL ESTIMATED FINAL CONTRACT AMOUNT (F+G+H) 5,612,789.00

FUNDS OBLIGATED FOR PAYMENT: thru Modification P00004 1,670,000.00

ACTUAL PERCENT COMPLETE (A+B+C-D)/(F+G+H) 36.55%

SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart) 35.00%

TOTAL EARNINGS AT THE END OF FY05 0.00

PROJECT STATUS/MAJOR ISSUES:

- Funding for remainder of FY will be a problem. Funding modification will be done for each pay request. Projected earnings are conservative and contractor could exceed these estimates.
- SSP being driven.
- Riprap being placed. Modification in process to add geotextile fabric under remaining river bank riprap (\$45,918).
- Grimmer working on inspection trench, impervious material and satisfactory fill.

STAGE VI - PHASE 1 (SOUTH)

Calumet Area Office Construction Progress Report Thru End of: July 2006

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

TS-C-S
D. Anderson
Druzicki
Lee

ORIGINAL CONTRACT AWARD DATE/AMOUNT:	30-Sep-04	6,503,093.70
NTP DATE./CURRENT CONTRACT AMOUNT: Mods P00011& 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. 14	5,780,641.40
B. Estimated Earnings thru end of reporting period (June+July)	380,000.00
C. Value of work Performed on Directed Mods (Earnings not paid for)	0.00
TOTAL ESTIMATED PROGRESS (A+B+C)	6,160,641.40

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)	6,160,641.40
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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)	6,160,641.40
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TOTAL ESTIMATED FINAL CONTRACT AMOUNT

F. Current Contract Amount thru Mod. P00011& 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 P00011& A00001	5,959,999.00
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ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)	83.05%
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SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)	83.00%
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TOTAL EARNINGS AT THE END OF FY05	3,040,773.17
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PROJECT STATUS/MAJOR ISSUES:

- Work on pump station continues, all concrete is in place, prep for electrical installation.
- Prep for rec trail work.
- Issue with conduit sizes and maintenance of pumps (ease of removal) with original design. Working on a modification to resolve.
- Funding for remainder of FY will be a problem. Funding modification will be done for each pay request. Projected earnings are conservative and contractor could exceed these estimates.

STAGE VI - PHASE 2

**Calumet Area Office
Construction Progress Report
Thru End of: July 2006**

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

TS-C-S
D. Anderson
Druzicki
Babcock

ORIGINAL CONTRACT AWARD DATE/AMOUNT:	29-Jul-05	4,205,644.17
NTP DATE/CURRENT CONTRACT AMOUNT: Mods 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. 7	2,861,600.71
B. Estimated Earnings thru end of reporting period	216,000.00
C. Value of work Performed on Directed Mods (Earnings not paid for)	0.00
TOTAL ESTIMATED PROGRESS (A+B+C)	3,077,600.71

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)	3,077,600.71
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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)	3,077,600.71
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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)	73.18%
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SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)	65.00%
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TOTAL EARNINGS AT THE END OF FY05	0.00
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PROJECT STATUS/MAJOR ISSUES:

- Funding for balance of FY will be on month by month basis. Earnings shown are probably on conservative side (low).
- Liable Road paved, rec trails installed on completed levee section.
- Installed vehicle barriers on completed section.
- Preloads removed, work has begun on structures.
- Working on concrete road at spillway at north end of project.

Pump Station RE-HAB - PHASE 1A

Calumet Area Office Construction Progress Report Thru End of: July 2006

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 & P0002C	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
TOTAL VALUE OF PHYSICAL PROGRESS (A+B+C-D)		4,239,286.58
E. Potential Termination Costs (% of Remaining Costs)(If Applicable)		Not Available
FINANCIAL PROGRESS - (A+B+C+D-E)		4,239,286.58
 TOTAL ESTIMATED FINAL CONTRACT AMOUNT		
F. Current Contract Amount thru Mod. thru A00015 & P0002C		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
FUNDS OBLIGATED FOR PAYMENT: thru Modification thru A00015 & P0002C		4,262,835.48
ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)		86.00%
SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)		100.00%
TOTAL EARNINGS AT THE END OF FY05		4,239,286.58

PROJECT STATUS/MAJOR ISSUES:

- Corps sent Overstreet a "cure letter" on 19 OCT 2004 due to lack of progress. Overstreet submitted a number of partial responses. Overstreet unable to obtain a pump rebuilding subcontractor to complete the work.
 - The Corps sent Overstreet and Overstreet's bonding company a "show-cause" letter on February 7, 2005 indicating the Government is considering terminating the Contract under the provisions for Default.
 - On February 16, 2005, Overstreet responded with a preliminary plan on the remaining Contract work. Overstreet's still unable to finalize a pump rebuilding subcontract.
 - On March 9, 2005, Overstreet provided the lone proposal received for completing the pump rehabilitation work. Overstreet has indicated that the price is unreasonable since the amount is \$500,000 more than the unpaid amount remaining with Viking.
 - Overstreet's bonding company met with Overstreet on March 21 and 22, 2005 to collect information on the Contract. A conference call between the bonding company, the Corps, and Overstreet was supposed to be scheduled but never occurred.
 - Contracting Officer issued a followup "show cause" notice on 30 MAR 2005. Overstreet 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.
- There has been no response from Overstreet or the Bonding Company.
We are preparing a list of remaining work for Contracting.

LANDSCAPING - PHASE 2

Calumet Area Office
Construction Progress Report
Thru End of: July 2006

TS-C-S
D. Anderson
Druzicki
Rundzaitis

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

ORIGINAL CONTRACT AWARD DATE/AMOUNT:	30-Jun-04	648,995.23
NTP DATE/CURRENT CONTRACT AMOUNT: Mods P00002	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.	3	78,498.50
B. Estimated Earnings thru end of reporting period		8,000.00
C. Value of work Performed on Directed Mods (Earnings not paid for)		0.00
TOTAL ESTIMATED PROGRESS (A+B+C)		86,498.50

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)	86,498.50
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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)	86,498.50
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TOTAL ESTIMATED FINAL CONTRACT AMOUNT		
F. Current Contract Amount thru Mod.	P00002	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 P00002	115,000.00
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ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)	13.33%
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SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)	15.00%
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TOTAL EARNINGS AT THE END OF FY05	0.00
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PROJECT STATUS/MAJOR ISSUES:

- Mowing and herbicide application started in June, followups continue.
- Seed order placed for delivery in fall.

LAND ACQUISITION REPORT

For meeting on Wednesday, August 2, 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 June 29 – July 26, 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. The appraisal for the "WLTH" Radio Tower has been approved. We will make the offer, but expect a condemnation since the landowner is convinced for flood control project is adversely affecting his property. (ongoing)
3. **We are also pursuing 14 quiet title actions on several properties acquired on tax sale in the East Reach.**

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 **now that the "WLTH Radio" appraisal is completed.**
 - **Appraisers Terry Oetzel and Ron Gryzbowski have agreed to inspect the site and submit an estimate for the appraisal.**

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; six in negotiations: four may not be needed (no offer sent yet). Tri-State Coach is one that may be eliminated.
2. **The original Wicker Park (North Township) appraisal must now be updated since the levee design has been moved to the Cabela site. Appraiser John Snell will do the update when new surveys are final.**
 - **The North Township legal is currently being modified to include all contiguous property, both west of Hart Ditch and west of Northcote.**
 - **COE reviewed legals and wants to exclude Hart Ditch (bank to bank) from flowage easement (LCRBDC is currently questioning this – has not been done before).**
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)
 - NIPSCO has the easement agreements, and upon final approval of their engineering review, they will sign off.

1A

4. The Cabelas' legals were submitted to LCRBDC attorney on July 5th, 2006, to proceed with making an offer. 2
 - COE put on hold to modify permanent levee easement just east of Hart Ditch. Changes made by LCRBDC on July 18th, 2006. COE review wants to exclude river (bank to bank) from flowage easements. 1A
5. 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 approved and signed by Cabela's on June 9, 2006. This was forwarded to the Corps on June 14 to initiate this portion of their contract.
 - The Right-of-Entry for survey and exploration was approved and signed by North Township on July 17th, 2006. This was forwarded to the Corps on July 19th, 2006. 3
6. Two of the Interstate Plaza properties are being re-appraised. Cabela's will need an appraisal update. The original Woodmar appraisal showed damages to trees, greens, and bridges. The update will consider more of an easement on vacant land.

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. Construction is continuing on this segment.

STATUS (Stage VI-Phase 2) – Liable to Cline – South of the river:
Land Acquisition deadline April 15, 2005

1. Construction is continuing on this segment.

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, fourteen appraisals, on the north side of the river, have been completed and were delivered to the reviewer on 4/12/06.
 - 37 appraisals on the south side of the river will be completed by mid-August.
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.
3. The new Indiana state law on land acquisition requires that the appraisal be sent along with the offer to the landowner.

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.
2. Surveys have been ordered by June 16. Additional companies have been added to expedite the completion time.
 - Received and approved individual proposals for Stage VIII (Riverside Park, and Columbia to Calumet – south of the river), for (32) new parcels for DLZ on July 24th, 2006. 4

3. The surveyors have not received information on control points from the COE and can not begin field work until they do. This is one of the requests in the e-mail of July 24th, 2006. 1C
4. To expedite this large stage (possible 80 to 90 acquisitions, survey companies will order title work with copies sent to the LCRBDC and LCRBDC attorney. LCRBDC will be billed for the title work. This way, survey companies will also know which previous easements (water, gas, electrical, phone) are on the property. In the past, we provided title work to the surveyors as they requested.
5. A letter sent to landowners explains that surveyors and appraisers will be in contact to begin the easement acquisition process.

STATUS (Betterment Levee – Phase 1 - Gary) Colfax to Burr Street:

Land Acquisition is completed.

1. Engineering, contract, or technical information may be referred to in the monthly Engineering Report.
2. 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.
 - Agreement sent to NIPSCO with request for signatures on June 16.

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.
2. The easement agreement with the Norfolk Southern RR was finally signed on June 21, 2006 and recorded on June 29, 2006.
 - Information and copies of the executed agreements were forwarded to NSRR attorney on July 20th, 2006, along with Deed of Easement and Exhibits. 5
3. The ROE was signed by the LCRBDC on July 24th, 2006, and forwarded to the Army Corps. 6

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.

3. The location survey has to show the buildings removed from the flowage easement since the flowage easement language states that "no structures can be maintained in a flowage easement". The Corps does not want to change flowage easement language. It was decided at the monthly Corps/LCRBDC Real Estate meeting on June 27, 2006 to proceed with the new location survey.
 - **The survey and structures layout have been completed, but we are waiting for direction from the COE as to the specifics of what to exclude from the drainage easement.**
4. **The appraiser, Jim Hartman, of Oetzel & Hartman has agreed to update the appraisal to reflect the change.**
5. **A meeting was held on July 26th, 2006 with the landowner to explain the delay and changes to the survey. Dan Gardner will report on the meeting.**

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. The Detroit Corps has approved \$355,645 for land acquisition credits. Chicago Corps still must approve the amount. Still pending is \$133,278 in Detroit. **(ongoing)**

GENERAL INFORMATION:

1. We continue to supply information to the Congressman's Office as requested.(Ongoing)
2. It was agreed at the monthly Corps/LCRBDC Real Estate meeting to call residential landowners in Stage V and ask if they are in favor of a fence on the levee trail. Corps will provide if landowners request. **(ongoing)**

Jim Pokrajac

From: "Jim Pokrajac" <jpokrajac@nirpc.org>
To: "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>
Cc: <jvamos@nirpc.org>; "Lou Casale" <lcasale@cwblawfirm.com>; "Petrucchi, Steven J LRE" <Steven.J.Petrucchi@lrc02.usace.army.mil>; "Kotwicki, Victor L LRE" <Victor.L.Kotwicki@lrc02.usace.army.mil>; "Ackerson, Rick D LRC" <Rick.D.Ackerson@lrc02.usace.army.mil>; <glh@garcia-consulting.com>
Sent: Monday, July 24, 2006 5:26 PM
Subject: Fw: Status of North Township & Cabela's / Griffith Golf Center / Stage 8

Imad,

Following is an e-mail I just received from Greg Heinzman regarding several ongoing surveys that are in the process of being completed. We need certain data to move any further with these legals so we can start the acquisition process. Please forward your information to Greg directly and copy me in order that we may expedite this process. Any questions, let me know.

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

From: Gregg Heinzman
To: James E. Pokrajac
Sent: Monday, July 24, 2006 3:02 PM
Subject: Status of North Township & Cabela's / Griffith Golf Center / Stage 8

Jim,

Here is a brief status report of the subject projects:

North Township and Cabela's

- Ⓐ We were asked to remove Hart Ditch (top of bank to top of bank) from the flowage easement. We issued a plan of that concept to John Grobowski of the Corps on 07/12/06. We have not yet updated the legal descriptions pending Corps comments. As of this date, we have not received any direction from the Corps.

Griffith Golf Center

- Ⓑ We were asked to prepare a flowage easement plat excluding the buildings. We issued a concept plan to John Grobowski of the Corps on 07/17/06. As of this date, we have not received any comments or direction from the Corps.

Stage 8

- Ⓒ We emailed Rick Ackerson on 07/17/06 requesting clarification of the far west Stage 8 work area easement (points W-01 thru W-11), and also requesting information on Corps control points for stage 8. As of this date, we have not received any response from the Corps

Note:

My old email address died on 7/17/16. If there was correspondence from the Corps on or after that date, and before I sent out my new email address on 07/21/06, I may have missed it. However, the sender should have received an undeliverable message response to alert them to take further action.

Gregg L. Heinzman PE SE LS

Vice President

Garcia Consulting

7501 Indianapolis Boulevard 219.989.1954
Hammond, IN 46324 Fax: 219.989.3321



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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CHARLIE RAY
Porter County Commissioners' Appointment

VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

TO: Lou Casale, Attorney-at-Law
FROM: Jim Pokrajac, Agent
Engineering/Land Management
SUBJECT: Stage V-2 – Cabela's real estate acquisition
DATE: July 5, 2006

Enclosed are three (3) full size copies and five (5) 11 x 17 copies of the legal descriptions of the property we will be needing for our construction with Cabela's. In a conversation with Imad, he indicated that even if there may be minor changes, we should still proceed with these legals in order to expedite the process. If you have any questions, need any additional copies, or if I may be of further assistance, please let me know.

/sjm
encl.
cc: Imad Samara
Judy Vamos



Little Calumet River Basin Development Commission

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E-mail: littlecal@nirpc.org

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Governor's Appointment

CHARLIE RAY
Porter County Commissioners' Appointment

VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

July 19, 2006

Mr. Steve Hughes
Real Estate Div.
U.S. Army Corps of Engineers
111 N. Canal Street
Chicago, Illinois 60606-7206

Dear Steve:

Enclosed are two (2) original-signed copies of the right-of-entry for Survey and Exploration to do three (3) soil borings on North Township property west of Hart Ditch and south of the Little Calumet River.

Will you please let me know what the Corps' schedule is to stake out these locations and to have the soil borings done in order that I may coordinate this locally. Any questions regarding this, please let me know.

Sincerely,

James E. Pokrajac, Agent
Engineering/Land Management

/sjm
encl.
cc:

Vic Kotwicki, *ACOE, Detroit Div.*
Imad Samara, John Fornek, Yuki Schinbori, *Chicago ACOE*
Frank Mrvan Jr. Dennis Simala, *North Township (w/copy)*

3



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DAN GARDNER
Executive Director

LOU CASALE
Attorney

July 24, 2006

Mr. Raymond Keilman, L.S.
Senior Project Manager
DLZ
316 Tech Drive
Burns Harbor IN 46304

Re: Easement Surveys SVIII
Proposal Nos. C06-299, 300, 301,
302, 303, 304, 305, 306, 307, 308,
309, 310, 311, 312, 313, 314, 315,
316, 317, 318, 319, 320, 321, 322,
323, 324, 325, 326, 327, 328, and 329

Dear Ray:

Enclosed please find the approved signed copies of the agreements between DLZ and the LCRBDC for the above referenced projects. These agreements all contain a not-to-exceed cost, as stated in the individual agreements. Upon receiving these signed copies, please consider this letter as your notice to proceed. If you have any questions, please call me.

Sincerely,

James E. Pokrajac, Agent
Engineering/Land Management

ATTORNEYS AT LAW
CASALE, WOODWARD & BULS, LLP

9223 BROADWAY-SUITE A • CAMBRIDGE COMMONS • MERRILLVILLE, IN 46410 • TELEPHONE: 219-736-9990 • FAX: 219-736-9991
417 S. DEARBORN STREET - SUITE 1000 • CHICAGO, ILLINOIS 60605 • TELEPHONE: 312-663-0901 • FAX: 312-663-0991
1205 S. HALLECK STREET • DEMOTTE, IN 46310 • TELEPHONE: 219-987-7770
E-MAIL: thefirm@cwblawfirm.com

LOUIS M. CASALE
DAVID E. WOODWARD
DAVID A. BULS
R. BRIAN WOODWARD
DAVID M. BLASKOVICH*
DAVID W. MASSE
MARK A. GOODRICH
*LICENSED IN INDIANA & ILLINOIS

LEGAL ASSISTANTS
DEBRA L. KOZLOWSKI
ANGELA M. OGRENZ
CAROL E. BERWANGER
PAMELA R. MILLER
KAREN SHANAHAN
MICHELLE L. POLING
FINANCIAL COORDINATOR
CHRISTY DUERR

July 20, 2006

VIA UPS

Linda Hill
Norfolk Southern Corporation
Real Estate
1200 Peachtree Street, NE – 12th Floor
Atlanta, GA 30309-3579

Re: Little Calumet River Basin Development Commission vs. Norfolk Southern Railroad

Dear Attorney Hill:

Please find enclosed an executed Project Agreement with regard to the above referenced matter. Also, I have included the Deed of Easement and Exhibits should you require a hardcopy of the same.

If necessary, please coordinate with Attorney Snoeberger to ensure that the Stipulation for Dismissal will be executed and returned to my attention. Pursuant to the Court's order from the status conference held on July 14, 2006, the dismissal should be filed with the Court within 30 days. Thank you for your cooperation in this matter and please contact me should your require any additional information.

Sincerely,
CASALE, WOODWARD & BULS, LLP



Mark A. Goodrich
(219) 736-9990 ext. 223
mgoodrich@cwblawfirm.com

MAG
Enclosures as stated

cc: Dan Gardner
Sarah Snoeberger



Little Calumet River Basin Development Commission

6100 Southport Road
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DAN GARDNER
Executive Director

LOU CASALE
Attorney

July 24, 2006

Mr. Steve Hughes
Real Estate Div.
U.S. Army Corps of Engineers
111 N. Canal Street
Chicago, Illinois 60606-7206

Dear Steve:

Enclosed please find an original signed copy of the Authorization for entry for Construction for Burr Street Phase 2 LCRBDC segment of construction. With giving this right-of-entry to the Army Corps, the Commission has declared that it has obtained the required real estate needed for construction and the Army Corps can proceed with advertising this segment.

Sincerely,


Dan Gardner
Executive Director

/sjm
encl.
cc:

Imad Samara
Vic Kotwicki
Steve Petrucci
Lou Casale

Jim Pokrajac

From: "Lavicka, Kelsey W CPT LRC" <Kelsey.W.Lavicka@lrc02.usace.army.mil>
To: <jpokrajac@nirpc.org>
Cc: "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>
Sent: Tuesday, August 01, 2006 2:38 PM
Attach: progress_report_01aug06.pdf
Subject: Construction Progress Reports July 06

Jim,
The construction progress reports for July 06, sorry they are a little late.

Kelsey

BURR ST. BETTERMENT - GARY

Calumet Area Office Construction Progress Report Thru End of: July 2006

TS-C-S
D. Anderson
Druzicki
Lee

CONTRACT NO.: W912P6-06-XX-0099
CONTRACTOR: Superior Construction Company
DESCRIPTION: Local Flood Protection Little Calumet River, Indiana Burr Street Betterment Gary

ORIGINAL CONTRACT AWARD DATE/AMOUNT:	18-Jan-06	2,301,518.00
NTP DATE/CURRENT CONTRACT AMOUNT: Mods	31-May-06	2,301,518.00
ORIGINAL CONTRACT COMPLETION DATE/ORIGINAL DURATION:	24-Aug-07	450
REVISED CONTRACT COMPLETION DATE/REVISED DURATION:	24-Aug-07	450
PENDING SCHEDULED COMPLETION DATE/PENDING TIME EXTENSIONS:	24-Aug-07	0

ESTIMATED PROGRESS

A. Present Earnings as of Pay Est. No.	0.00
B. Estimated Earnings thru end of reporting period	100,000.00
C. Value of work Performed on Directed Mods (Earnings not paid for)	0.00
TOTAL ESTIMATED PROGRESS (A+B+C)	100,000.00

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

TOTAL VALUE OF PHYSICAL PROGRESS (A+B+C-D)	100,000.00
---	-------------------

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

FINANCIAL PROGRESS - (A+B+C+D-E)	100,000.00
---	-------------------

TOTAL ESTIMATED FINAL CONTRACT AMOUNT	2,301,518.00	
F. Current Contract Amount thru Mod.	0	0.00
G. Current Value of Overruns/Underruns (+/-)		0.00
H. Directed, Pending Modifications		0.00
TOTAL ESTIMATED FINAL CONTRACT AMOUNT (F+G+H)		2,301,518.00

FUNDS OBLIGATED FOR PAYMENT: thru Modification	2,301,518.00
---	---------------------

ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)	4.34%
--	--------------

SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)	0.00%
---	--------------

TOTAL EARNINGS AT THE END OF FY05	0.00
--	-------------

PROJECT STATUS/MAJOR ISSUES:

- Clearing and grubbing and debris removal is underway. Should be completed by end of July.
- Temporary pipeline crossings, erosion control and stripping are next items to be done.
- Contractor continuing to prepare submittals for approval.

STAGE II - PHASE I (NORTH)

Calumet Area Office Construction Progress Report Thru End of: July 2006

CONTRACT NO.: W912P6-05-C-0010
CONTRACTOR: Illinois Constructors Corporation
DESCRIPTION: Local Flood Protection Little Calumet River, Indiana Stage VI-1 North Levee

TS-C-S
D. Anderson
Druzblecki
Lee

ORIGINAL CONTRACT AWARD DATE/AMOUNT:	30-Sep-05	5,566,871.00
NTP DATE/CURRENT CONTRACT AMOUNT: Mods P00004	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:	2-Aug-07	12

ESTIMATED PROGRESS

A. Present Earnings as of Pay Est. No.	6	967,423.00
B. Estimated Earnings thru end of reporting period (June + July)		1,640,000.00
C. Value of work Performed on Directed Mods (Earnings not paid for)		0.00
TOTAL ESTIMATED PROGRESS (A+B+C)		2,607,423.00

D. Work Paid for but not in Place (Materials in Storage) 556,224.60

TOTAL VALUE OF PHYSICAL PROGRESS (A+B+C-D) 2,051,198.40

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

FINANCIAL PROGRESS - (A+B+C+D-E) 2,607,423.00

TOTAL ESTIMATED FINAL CONTRACT AMOUNT

F. Current Contract Amount thru Mod.	P00004	5,566,871.00
G. Current Value of Overruns/Underruns (+/-)		0.00
H. Directed, Pending Modifications		45,918.00
TOTAL ESTIMATED FINAL CONTRACT AMOUNT (F+G+H)		5,612,789.00

FUNDS OBLIGATED FOR PAYMENT: thru Modification P00004 1,670,000.00

ACTUAL PERCENT COMPLETE (A+B+C-D)/(F+G+H) 36.55%

SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart) 35.00%

TOTAL EARNINGS AT THE END OF FY05 0.00

PROJECT STATUS/MAJOR ISSUES:

- Funding for remainder of FY will be a problem. Funding modification will be done for each pay request. Projected earnings are conservative and contractor could exceed these estimates.
- SSP being driven.
- Riprap being placed. Modification in process to add geotextile fabric under remaining river bank riprap (\$45,918).
- Grimmer working on inspection trench, impervious material and satisfactory fill.

STAGE VI- PHASE 1 (SOUTH)

Calumet Area Office Construction Progress Report Thru End of: July 2006

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

TS-C-S
D. Anderson
Druzbecki
Lee

ORIGINAL CONTRACT AWARD DATE/AMOUNT:	30-Sep-04	6,503,093.70
NTP DATE./CURRENT CONTRACT AMOUNT: Mods P00011& 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. 14		5,780,641.40
B. Estimated Earnings thru end of reporting period (June+July)		380,000.00
C. Value of work Performed on Directed Mods (Earnings not paid for)		0.00
TOTAL ESTIMATED PROGRESS (A+B+C)		6,160,641.40
D. Work Paid for but not in Place (Materials in Storage)		0.00
TOTAL VALUE OF PHYSICAL PROGRESS (A+B+C-D)		6,160,641.40
E. Potential Termination Costs (% of Remaining Costs){If Applicable}		0.00
FINANCIAL PROGRESS - (A+B+C+D-E)		6,160,641.40
TOTAL ESTIMATED FINAL CONTRACT AMOUNT		7,378,033.30
F. Current Contract Amount thru Mod. P00011& A00001		0.00
G. Current Value of Overruns/Underruns (+/-)		40,000.00
H. Directed, Pending Modifications		7,418,033.30
TOTAL ESTIMATED FINAL CONTRACT AMOUNT (F+G+H)		7,418,033.30
FUNDS OBLIGATED FOR PAYMENT: thru Modification P00011& A00001		5,959,999.00
ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)		83.05%
SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)		83.00%
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.
- Prep for rec trail work.
- Issue with conduit sizes and maintenance of pumps (ease of removal) with original design. Working on a modification to resolve.
- Funding for remainder of FY will be a problem. Funding modification will be done for each pay request. Projected earnings are conservative and contractor could exceed these estimates.

STAGE VI - PHASE 2

Calumet Area Office Construction Progress Report Thru End of: July 2006

TS-C-S
D. Anderson
Druzbiekl
Babcock

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

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. 7		2,861,600.71
B. Estimated Earnings thru end of reporting period		216,000.00
C. Value of work Performed on Directed Mods (Earnings not paid for)		0.00
TOTAL ESTIMATED PROGRESS (A+B+C)		3,077,600.71
D. Work Paid for but not in Place (Materials in Storage)		0.00
TOTAL VALUE OF PHYSICAL PROGRESS (A+B+C-D)		3,077,600.71
E. Potential Termination Costs (% of Remaining Costs){If Applicable}		0.00
FINANCIAL PROGRESS - (A+B+C+D-E)		3,077,600.71
TOTAL ESTIMATED FINAL CONTRACT AMOUNT		4,205,644.17
F. Current Contract Amount thru Mod. P00003		0.00
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
ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)		73.18%
SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)		65.00%
TOTAL EARNINGS AT THE END OF FY05		0.00

PROJECT STATUS/MAJOR ISSUES:

- Funding for balance of FY will be on month by month basis. Earnings shown are probably on conservative side (low).
- Liable Road paved, rec trails installed on completed levee section.
- Installed vehicle barriers on completed section.
- Preloads removed, work has begun on structures.
- Working on concrete road at spillway at north end of project.

PUMP STATION RE-HAB - PHASE 1A

Calumet Area Office Construction Progress Report Thru End of: July 2006

<p>CONTRACT NO.: DACW27-01-C-0001 CONTRACTOR: Overstreet Electric Co., Inc. DESCRIPTION: Little Calumet River - Pump Station Rehabilitation Phase 1A</p> <p>ORIGINAL CONTRACT AWARD DATE/AMOUNT: NTP DATE/CURRENT CONTRACT AMOUNT: Mods thru A00015 & P00020 ORIGINAL CONTRACT COMPLETION DATE/ORIGINAL DURATION: REVISED CONTRACT COMPLETION DATE/REVISED DURATION: PENDING SCHEDULED COMPLETION DATE/PENDING TIME EXTENSIONS:</p> <p>ESTIMATED PROGRESS</p> <p style="padding-left: 20px;">A. Present Earnings as of Pay Est. No. 30 B. Estimated Earnings thru end of reporting period C. Value of work Performed on Directed Mods (Earnings not paid for)</p> <p>TOTAL ESTIMATED PROGRESS (A+B+C)</p> <p style="padding-left: 20px;">D. Work Paid for but not in Place (Materials in Storage)</p> <p>TOTAL VALUE OF PHYSICAL PROGRESS (A+B+C-D)</p> <p style="padding-left: 20px;">E. Potential Termination Costs (% of Remaining Costs)(If Applicable)</p> <p>FINANCIAL PROGRESS - (A+B+C+D-E)</p> <p>TOTAL ESTIMATED FINAL CONTRACT AMOUNT</p> <p style="padding-left: 20px;">F. Current Contract Amount thru Mod. thru A00015 & P00020 G. Current Value of Overruns/Underruns (+/-) H. Directed, Pending Modifications</p> <p>TOTAL ESTIMATED FINAL CONTRACT AMOUNT (F+G+H)</p> <p>FUNDS OBLIGATED FOR PAYMENT: thru Modification thru A00015 & P00020</p> <p>ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)</p> <p>SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)</p> <p>TOTAL EARNINGS AT THE END OF FY05</p>	<p>TS-C-S D. Anderson G. Anderson Craib</p> <p>5-Oct-00 4,638,400.00 7-Nov-00 4,262,835.48 8-Oct-02 700 21-Oct-04 1,444 21-Oct-04 0</p> <p>4,239,286.58 0.00 0.00 4,239,286.58</p> <p>0.00</p> <p>4,239,286.58</p> <p>Not Available</p> <p>4,239,286.58</p> <p>4,262,835.48 0.00 0.00 4,262,835.48</p> <p>4,262,835.48</p> <p>86.00%</p> <p>100.00%</p> <p>4,239,286.58</p>
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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.
- There has been no response from Overstreet or the Bonding Company.
We are preparing a list of remaining work for Contracting.

LANDSCAPING - PHASE 2

Calumet Area Office Construction Progress Report Thru End of: July 2006

TS-C-S
D. Anderson
Druzicki
Rundzaitis

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

ORIGINAL CONTRACT AWARD DATE/AMOUNT:	30-Jun-04	648,995.23
NTP DATE/CURRENT CONTRACT AMOUNT: Mods P00002	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. 3	78,498.50
B. Estimated Earnings thru end of reporting period	8,000.00
C. Value of work Performed on Directed Mods (Earnings not paid for)	0.00

TOTAL ESTIMATED PROGRESS (A+B+C) 86,498.50

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

TOTAL VALUE OF PHYSICAL PROGRESS (A+B+C-D) 86,498.50

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

FINANCIAL PROGRESS - (A+B+C+D-E) 86,498.50

TOTAL ESTIMATED FINAL CONTRACT AMOUNT

F. Current Contract Amount thru Mod. P00002	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 P00002 115,000.00

ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H) 13.33%

SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart) 15.00%

TOTAL EARNINGS AT THE END OF FY05 0.00

PROJECT STATUS/MAJOR ISSUES:

- Mowing and herbicide application started in June, followups continue.
- Seed order placed for delivery in fall.

COMMITTEE ON APPROPRIATIONS
SUBCOMMITTEES:
DEFENSE
ENERGY AND WATER DEVELOPMENT
CONGRESSIONAL STEEL CAUCUS
VICE-CHAIRMAN
U.S. HOUSE LAW ENFORCEMENT
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Congress of the United States
House of Representatives
Washington, DC 20515-1401

701 EAST 83RD AVENUE, SUITE 9
MERRILLVILLE, IN 46410
(219) 795-1844

Call Toll Free
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INTERNET:
<http://www.house.gov/visclosky/>

July 27, 2006

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

Dear Dan:

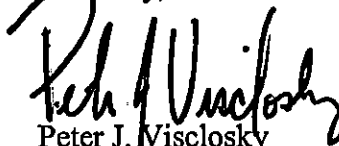
I write regarding my constituent, Mr. Bob Farag's, outstanding concern with his property and the Little Calumet River Basin Development Commission (LCRBDC).

It has been brought to my attention that the LCRBDC participated in a meeting in September 2005 regarding portions of Mr. Farag's property, totaling 55 acres, being utilized as potential flowage easement for the Little Calumet River Flood Control Project. During the course of that meeting, Mr. Farag was informed the LCRBDC will identify the amount of property needed, an appraisal conducted, and a financial offer made within thirty (30) days. To date, nearly eleven (11) months have passed and Mr. Farag has not been presented with an appraisal or offer by the LCRBDC.

Furthermore, Mr. Farag has notified my office that the LCRBDC has made no attempts to investigate other potential options that would accommodate the needs of the LCRBDC and minimize the impact on his property. Until the LCRBDC notifies Mr. Farag in writing how much of his property is required and makes an official offer, he is unable to pursue this matter or explore alternative uses for his property.

I find the delay in following up with Mr. Farag unacceptable. I am not by means of this communication suggesting any outcome between the parties. I am suggesting that I do not see how deferring a final disposition of this matter advances the project itself. I request that you provide my office with an update on the status of this matter no later than August 4, 2006. If you have any questions regarding this matter, please do not hesitate to contact me directly or my Chief of Staff, Chuck Brimmer.

Sincerely,


Peter J. Visclosky
Member of Congress

Cc: Kyle Hupfer, DNR, Bill Biller, Chairman of the Little Calumet River Basin Development Commission
PJV:ml

PROJECT ENGINEERING MONTHLY STATUS REPORT

For meeting on Wednesday, August 2, 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 June 29 – July 26, 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
2. Received a letter from Northwest Engineering on behalf of the City of Gary, questioning the sizing and hydrology information for the Broadway Pump Station (completed in 1998 as part of this contract).

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.

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%)

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. C&H Mowing was given the contract to mow approximately ½ of the existing Gary levees to allow for herbicide treatment.
 - Mowing these segments was completed June 28. Remainder of levee mowing was done by LCRBDC as part of our current O&M responsibilities.
6. **Monthly Construction Status Report from COE (Refer to Handout)**

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.
2. Bid opening was held at the Board of Public Works meeting on January 18, 2006.
 - **The low bidder is Superior Construction with a bid of \$2,492,245.00**
 - 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. The pre-construction meeting was held at the Gary City Council Lounge on June 15 to introduce points of contact and establish communication between the owner and the contractor, and to provide an opportunity to exchange questions on how the project will be accomplished. (Copies of full agenda, sign-in sheet, and general notes available upon request).
4. **The first monthly construction coordination meeting was held on July 19th, 2006 with the City of Gary, the COE, LCRBDC, and Superior Construction.** 2-4
 - **Work limits staked out, clearing & grubbing 75% complete.**
5. LCRBDC got a signed easement agreement with NIPSCO on June 26 for Superior Construction to use the NIPSCO access road along their tower line between Colfax and Burr.
 - **The LCRBDC submitted a Memo of Understanding to Superior Construction on July 20th, 2006, to hold the LCRBDC harmless and to assure Superior complies with all plans and specifications on the NIPSCO R/W as outlined.** 5

6. Received an e-mail from the COE on June 15th, 2006, requesting coordination with Marathon Pipeline & LCRBDC about re-locating access ramp west of Burr to avoid impacts to their pipe line.
- Marathon was in the process of selling this line to Buckeye & could not respond.
 - LCRBDC submitted request to Buckeye to meet & coordinate this as soon as possible on July 19th, 2006.

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. A letter of authorization was sent to NIPSCO on June 12 allowing NIPSCO to excavate and expose welded joints on their pipes along our line of sheet piling to determine utility re-locate costs for pipe reinforcement.

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.
 - Supplemental follow-up letters were sent to pipelines that 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.
 - A utility coordination meeting was held with all the pipeline companies on June 27, 2006 to review engineering concerns, answer questions, and discuss scheduling.
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. This was provided by NIES Engineering

- Received final utility summarization report from SEH for the area North of the Little Calumet River on June 30th, 2006. (This was transmitted to the COE on July 25th, 2006. 8-12
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" Conoco Phillips Pipeline company lines.
 - Received a call from Conoco Phillips on July 19th, 2006 as to why they were not invited to our June 27th, 2006 pipeline coordination meeting.
 - Sent a response to the COE & Phillips requesting direction on how to proceed. 13
 - 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. The COE re-considered the levee alignment and have modified the levee onto Cabela's property (received re-alignment drawing mid-March 2006)
 - A coordination meeting was held with Cabela's, INDOT, Corps, IDNR, Hammond, and LCRBDC on June 6 to review upcoming construction, scheduling, impacts of our project on their property, and funding commitment. (A follow-up meeting will be scheduled when Cabela's completes their next level of design.
 5. The Army Corps responded to concerns expressed by the "Committee for the Preservation of Wicker Woods" (Steve Enger) on May 2, 2006.
 - A coordination meeting was held at the Wicker Park Social Center on July 20th, 2006 with the CPWW, North Township, Town of Munster, and the LCRBDC to discuss current review, engineering status, and answer questions. 14
 - A follow-up letter was sent by Steve Enger on July 23rd, 2006, summarizing his minutes & actions. 15-17
 6. The Army Corps is contracting out a firm that will do the design for the railroad closures north and south of the river, west of Kennedy Avenue, on the NSRR, as part of the V-2 construction.
 - Onsite visit was held with the Corps, LCRBDC, and the contractor on June 21 (this was a pre-contract site visit).
 - A scope of work has been comprised by the Corps with A/E responsibilities.
 7. The 50% plans and specifications were submitted for review and comments on July 6th, 2006, with a review due date of July 28th, 2006. 18
 - A follow-up memo was sent to all reviewers on July 24th, 2006, offering to help with submittals. 19

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

1. Illinois Constructors Corporation was awarded the contract on September 30, 2004.
 - COE estimate (without profit) - \$6,141,815.00
 - Low bid (awarded amount) - \$6,503,093.70 (Awarded September 30, 2004)(6% over estimate)
 - Current contract amount \$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 June 13, 2006 with the COE and Illinois Constructors. (Copy of total report available upon request)

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

1. The bid results for this project were posted on August 24, 2005 and the low bidder is the Illinois Constructors Corporation.
 - The bid amount is \$5,566,871, and the Army Corps estimate (without profit) is \$6,525,253. (Official award was September 30, 2005)
 - The bid is \$958,382 (or 14.7%) under the Federal estimate
2. 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.
 - 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 work with the Hammond Parks Department, upon request, to gain access to the park area adjacent to the Little Calumet River.

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. **Monthly Construction Status Report from the COE (Refer to Handout)**

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 on both sides of the river has been completed.

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.
2. Survey work has been ordered and LCRBDC has divided work between DLZ, GLE, and Torrenge Engineering. **(Refer to Stage VIII – Land Acq. Report.)**

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.
5. Received modification to contract #15 from the COE on June 29th, 2006, requesting 77 additional days onto the contract to allow site management and monitoring to apply herbicide during warmer weather (no increased cost to contract). 20
 - Received modification to contract #16 from the COE on June 26th, 2006 requesting an additional \$30,000 for continued contract funding. 21

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. 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. (Additional information on future phases available upon request)

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. A meeting is set for July 27, 2006 with the LCRBDC, Corps, FEMA, and the IDNR to discuss and coordinate the Little Calumet River model review. Need IDNR approval as required by FEMA guidelines.

North-West Engineering Co., Inc.
- Consulting Engineering -

504 Broadway - Suite 1028 - Gary, Indiana 46402

Phone: (219) 882-6856

Fax: (219) 882-6867

July 24, 2006

Little Calumet River Basin Development Commission
6100 Southport Rd
Portage, Indiana 46368

Attention: Mr. Dan Gardner, Executive Director

RE: East Ridge Road Improvement Project Broadway to Mississippi Street

Dear Mr. Gardner:

During our meeting on July 20, 2006, I brought to your attention that we are in the process of designing the new drainage system along east Ridge Road for the City/INDOT.

It is our understanding that the COE has already installed a pump station east of Broadway on the landward side of the LCR Levy with a pumping capacity of less than 2,000-gpm.

Our current plan is to drain east Ridge Road to Delaware Street, thence north to the Little Calumet River. The preliminary invert elevation of the sewer line will be near the levy at about 33rd Avenue and will be about 580' +/- . The flow is estimated to be 20,000-gpm, and the COE pump station does not have the capacity to handle this flow.

It appears that when the plans were formulated by the COE for this pump station, the Ridge Road drainage was not taken into consideration. Now that this information is more readily available, request that the COE consider this additional flow and enlarge their pump station to accommodate the East Ridge Road flow. In a similar situation, the pump stations located at 29th and Burr as well as 34th and Burr Streets were designed to accommodate the new Burr Street and West Ridge Road drainage at Burr Street.

Request that you discuss the East Ridge Road Storm Water Drainage to the COE pump station located east of Broadway on the landward side of the LCR Levy

Very truly yours,

Aravind Muzumdar

ARAVIND MUZUMDAR, P.E.,
President

AM/m

cc: Gwen Malone, Director, Dept. Of Public Works
Geraldine Tousant, Deputy Mayor

6328; Dan Gardner, NIRPC; Gary; Ridge Rd; Ridge Rd Drainage to LCR

LITTLE CALUMET RIVER, INDIANA: BURR ST

W912P6-06-XX-0099

AGENDA

PROGRESS MEETING NO. 1

July 19 2006

1. Participants:

USACE: David Druzicki
Curtis Lee

Superior: Steve Fernandez
Rich Draschil

Gary: Gwendolyn Malone
Sam Shapira
Arnie Muzumdar

LCRBDC: Jim Pokrajac

2. Progress: Actual thru June

Notice to Proceed: May 31, 2006

Original Contract Completion Date: 24 AUG 2007

Original Ditch 5 Completion Date: 27 NOV 2006

Original Contract Amount: \$2,301,518.00

Scheduled thru June

Current Required Completion Date: 24 AUG 2007

Current Ditch 5 Completion Date: 27 NOV 2006

Current Contract Amount: \$2,301,518.00

Payments To Date: \$0.00

*Superior will be asked to provide an estimate of July earnings.

3. Work Since Last Meeting

- a. Submittal submission.
- b. Layout of work limits.
- c. Clearing and grubbing.

4. Work Expected or Scheduled Within Next Two Weeks:

- a.
- b.

5. Critical Work Activities in Project Schedule:

Superior will be given the opportunity to identify one or two of the work activities that are most likely to be "critical activities," from a project-scheduling standpoint. Superior will be given the opportunity to identify critical work activities:

- a.
- b.

AGENDA
PROGRESS MEETING NO. 1
July 19, 2006

(Continued)

6. Old Business:

7. New Business:

The project team members will be given the opportunity to bring up other new business issues.

7.1 Potential Conflicts Requiring Resolution:

➤

The project team members will be given the opportunity to discuss potential conflicts requiring resolution.

7.2 Potential Items of Public Interest:

➤

The project team members will be given the opportunity to discuss other "Potential Items of Public Interest".

AGENDA
PROGRESS MEETING NO. 1
July 19, 2006

(Continued)

7.3 Other Concerns/Actions/Discussions:

➤

The project team members will be given the opportunity to discuss other concerns/actions/discussions.

8. Submittal Status:

Outstanding Submittals:

➤

Key Submittals in Review:

The Calumet Area Office is currently reviewing the following submittals:

➤

Upcoming Submittals:

➤

9. Field Changes/Modifications:

- a. Deletion of sampling plan and testing since material source for levee has been approved on other USACE projects. \$2,500.00 credit.

The next progress meeting is scheduled for Wednesday, August 16, 2006, at 1:00 p.m. Central Time at City Hall.

NOTE: Any comments or questions concerning this document should be directed to David Druzicki at 219-923-1763/4 or David.E.Druzicki@usace.army.mil.

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Sandy Mordus

From: "Sandy Mordus" <smordus@nirpc.org>
To: <ted@superior-construction.com>
Sent: Tuesday, July 18, 2006 4:26 PM
Attach: MOU-Superior.doc
Subject: Memo of Understanding

Ted:

Attached is a copy of our Memo of Understanding which will allow Superior Construction access along the NIPSCO right-of-way from Burr Street to Colfax during a period of time your contract will be ongoing. The agreement we have with NIPSCO is co-signed by the Development Commission and NIPSCO (copy of agreement will be faxed to you separately).

The intent of this Memo of Understanding is to assure that Superior Construction will assume all responsibilities for liability and hold the Development Commission harmless as well as to place the responsibility of being in compliance with the Army Corps plans and specifications for working on their right-of-way. Will you please review this MOU and if it is to your satisfaction, I will bring copies to be signed tomorrow at 1:00 at the Gary City Hall. If you have any questions regarding this MOU, please let me know.

Jim Pokrajac, Agent
 Engineering/Land Management

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7/18/2006

Sandy Mordus

From: "Anderson, Douglas M LRC" <Douglas.M.Anderson@lrc02.usace.army.mil>
To: <littlecal@nirpc.org>; "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>; "Druzicki, David E LRC" <David.E.Druzicki@lrc02.usace.army.mil>; "Lee, Curtis A LRC" <Curtis.A.Lee@lrc02.usace.army.mil>; "Lavicka, Kelsey W CPT LRC" <Kelsey.W.Lavicka@lrc02.usace.army.mil>; "Groboski, John A LRC" <John.A.Groboski@lrc02.usace.army.mil>
Cc: "Albert, Dick LRC" <Dick.Albert@lrc02.usace.army.mil>; "Abou-El-Seoud, Shamel LRC" <Shamel.Abou-El-Seoud@lrc02.usace.army.mil>
Sent: Thursday, June 15, 2006 12:13 PM
Subject: Potential Marathon Pipeline Conflict, LCR Burr Street Phase 2 - Gary Contract

Today at the Preconstruction Conference for the Burr Street Betterment Levee Phase 2 – Gary project, Jim Pokrajac of LCRBDC and David Woodsmall from Marathon indicated that the proposed access ramp at Burr Street needs to be redesigned to prevent impacts to the existing Marathon pipeline. I understand that Jim and David will coordinate with Imad and CPT Lavicka to determine if a change is needed. If it is determined that a change is needed, I understand that Imad and CPT Lavicka will need to coordinate with Jim, David, and Civil Design to produce a modification package that can be provided to the City of Gary. The City will then need to issue a change order to the Contractor.

The Contractor expects to start work on the east end of the project, in the area of the access ramp, in early July. Thus, to minimize impacts to the Contractor, this issue should be resolved as soon as possible.

Thanks,

Doug

Douglas M. Anderson, P.E.
Area Engineer, Calumet Area Office
U.S. Army Corps of Engineers
906 N. Griffith Blvd.
Griffith, IN 46319
Telephone: 219-923-1763
Facsimile: 219-923-2957
Email: Douglas.M.Anderson@usace.army.mil

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6/15/2006

Jim Pokrajac

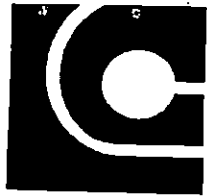
From: "Jim Pokrajac" <jpokrajac@nirpc.org>
To: <DSamala@buckeye.com>
Cc: "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>; "Druzbecki, David E LRC" <David.E.Druzbecki@lrc02.usace.army.mil>; "Jay Niec (E-mail)" <jniec@greeley-hansen.com>
Sent: Wednesday, July 19, 2006 2:46 PM
Subject: Burr Street Gary - Buckeye Pipeline west of Burr Street

Don:

In our conversation of June 27, you indicated to me that you had purchased the Marathon Pipeline west of Burr Street in Gary, Indiana. A contract is currently awarded and construction will be starting in this area within several weeks. The current Army Corps of Engineers plan is to install an access ramp that will extend over the end of your sleeve for that pipeline. We need to facilitate a "re-engineering decision" to relocate this ramp or to give you the authority to remove this ramp if you need to access this pipeline for inspections or repair. I would like to coordinate this with you at your earliest convenience because of the upcoming construction schedule.

In previous conversations with Dave Woodsmall from the Marathon Pipeline Company, he indicated to me that it would be best to wait until the final transaction was completed by the companies. Accordingly, I will try to coordinate with you from this point on to assure that our flood protection project in this area will not adversely affect your pipeline,. If you feel a field meeting needs to be facilitated, or if we should set up a conference call with the Army Corps and the contractor, please let me know. If you have any questions regarding this request, you can 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
Email jpokrajac@nirpc.org
Fax 219-762-1653



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 MROCZKOWSKI
Governor's Appointment

CHARLIE RAY
Porter County Commissioners' Appointment

VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

July 25, 2006

Captain Kelsey Lavicka
Project Manager
U.S. Army Corps of Engineers
111 N. Canal Street
Chicago, Illinois 60606-7206

Dear Kelsey:

Enclosed for your information is a summarization of the utility coordination report for Stage V Phase 2, North of the Little Calumet River excluding the railroad and pipeline corridor. This report was prepared by SEH and was based upon original information provided as part of the FDM5. Some of the information is more current and was not included in the FDM5. Please incorporate this information into your Stage V Phase 2 engineering drawings. If you have any questions regarding this information, please let me know.

Sincerely,

James E. Pokrajac, Agent
Engineering/Land Management

/sjm
encl.

cc: Imad Samara, John Groboski, Eric Sampson, ACOE
Dean Button, SEH
William Biller, LCRBDC

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**FAX TRANSMITTAL**

☐ Field Office: _____ Date: June 30, 2006
From: Dean Button
SEH File No.: ALITCA0601.00 LC
Total Pages: 4
(Including cover sheet)

☐ **URGENT**

Attention: Mr. Jim Pokrajac
Co/Organization: Little Calumet River Basin Development Commission
Fax No.: 762.1653 Telephone: 763.0696
Subject: Utility Coordination Report for LCR Stage V, P2 North

Remarks:

Attached please find the summary Utility Coordination Report for the referenced project. Let me know if you have any questions or comments.

Regards,

We are:

☒ Sending original by mail ☐ Sending by FAX only ☐ Sending as requested

For your:

☒ Information/Records ☐ Review and comment ☐ Approval
☐ Action ☐ Distribution ☐ Revision and resubmittal

If transmission was not received properly, please contact the sender at the phone number below.

We request a response from you by: n/a

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1/04



June 30, 2006

RE: Little Calumet River Basin Development
Commission
Utility Relocations Stage V, Phase 2N
SEH No. ALITCA0601.00 LC

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

Dear Mr. Pokrajac:

The following is a narrative status of the subject utilities that Short Elliott Hendrickson, Inc. (SEH®) is coordinating as part of our agreement with the LCRBDC for Stage V, Phase 2N.

ID Number	Status
036	Utility 036 is a NIPSCO buried 8-inch natural gas line located on the east side of Northcote Avenue. This pipeline will need to be relocated through the freeboard.
038	Utility 038 is a NIPSCO overhead electric line traversing east from Northcote Avenue crossing the levee at approximately Sta. 5N 7+20 that will need to be terminated outside the levee right of way.
039	Utility 039 is a NIPSCO buried 6-inch natural gas line located on the east side of Northcote Avenue. This pipeline will need to be protected by installing a watertight casing.
042	Utility 042 is a NIPSCO overhead electric line located approximately Sta. 5N 30+65 where utility poles are required to be relocated.
074	Utility 074 is a NIPSCO overhead electric line located Sta. 6N 74+50 where utility poles are required to be relocated. (See also 107)
075	Utility 075 is a Indiana Bell Telephone overhead telephone line located at 6N 74+50 where utility poles are required to be relocated.
107	Utility 107 is a NIPSCO overhead electric line located at Sta. 6N 74+50 where utility poles are required to be relocated (See also 074)
111	Utility 111 is a Town of Highland 18-inch sanitary sewer force main from the Town of Highland located at 5N 32+25 that will require relocation
168	Utility 168 is a Hammond Sanitary District 10-inch gravity storm sewer located at approximately 6N 5+10 that requires removal and redirection/grading to the proposed new outfall culvert to be located at 6N 12+61
179	Utility 179 is a Hammond Sanitary District 24-inch gravity storm sewer located at approximately 6N 4+30 that requires removal and redirection/grading to the proposed new outfall culvert to be located at 6N 12+61
H1	Utility H1 is a Hammond Sanitary District 96-inch force main located approximately 6N 8+70 that requires replacement and must remain available for service in the event of a wet weather event during construction

Mr. Jim Pokrajac
June 30, 2006
Page 2

H2	Utility H2 is a Hammond Sanitary District 48-inch gravity sewer located approximately 6N 00+60 must be retained and protected
W1	Utility W1 is a Hammond Water Department pressurized water main located between 6N 00+60 to 6N 2+20 that is required to be relocated, including fire hydrants
P1	Utility P1 are three private light poles located in the former K-Mart parking lot located within the work limits between Sta. 6N 1+50 and 6N 4+10 that require protection or relocation.
N1	Utility N1 is a NIPSCO buried natural gas line located between 6N 10+00 and 6N 15+70 where two sections encroach the work limits of the project that require relocations
N2	Utility N2 is a NIPSCO buried electrical line located between 6N 10+00 and 6N 15+70 where two sections encroach the work limits of the project that require relocations
T1	Utility T1 is an Ameritech buried telephone line located between 6N 10+00 and 6N 15+70 where two sections encroach the work limits of the project that require relocations.
T2	Utility T2 is an Ameritech buried telephone 12" x 12" duct located approximately 6N 39+20 that requires relocation
H3	Utility H3 is a Hammond Sanitary District 24-inch sewer force main located at 6N 40+18 that requires replacement
H4	Utility H4 is a Hammond Sanitary District 48-inch sewer force main located at 6N 40+19 that requires replacement

Attached please find Table 1 summarizing the identified utility relocations for the project.

Should you have any further questions, please contact me at your convenience.

Sincerely,

SHORT ELLIOTT HENDRICKSON INC.

Dr D Butt

Dean Button
Project Manager

Attachment

c: Michael J. Hickey – SEH

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//

Table 1
Little Calumet River Utility Relocations
Local Flood Protection - Stage V - Phase II North

North Bank (Hammond)

ID #	Owner	Plate	Station	Contents	Size	Type	Length	Plan	Cost Estimate	Comments
036	NIPSCO	35	5N 00+35	NGL	8"	Buried	125	35		Relocate through freeboard
038	NIPSCO	35	5N 7+20	Electric		Overhead	100	35		Terminate out of ROW
039	NIPSCO	35		NGL		Buried	50	35		Install Watertight Casing
042	NIPSCO	37	5N 30+65	Electric		Overhead	100	37		Relocate Poles
074	NIPSCO	45	6N 74+50	Electric		Overhead	80	C-19		Relocate Poles
075	IBT	45	6N 74+50	Tel		Overhead	80	C-19		Relocate Poles
107	NIPSCO	45	6N 74+50	Electric		Overhead	80	C-19		Relocate Poles
111	Highland	37	5N 32+25	Sewer	18"	Forced	50	37		Relocate
168	Hammond	38	6N 5+10	Sewer	10"	Gravity	110	C-16		Grade to Culvert @ 6N 12+61
179	Hammond	38	6N 4+30	Storm	24"	Gravity	20	C-16		Grade to Culvert @ 6N 12+61
H1	Hammond	38	6N 8+60	Sewer	96"	Forced	118	C-16		Replace
H2	Hammond	38	6N 00+60	Sewer	48"	Gravity	500	C-16		Install
W1	Hammond	38	6N 00+60 to 6N 2+20	Water		Pressure	160	C-16		Relocate Main and Hydrant
P1	Private	38	6N 1+70 to 6N 4+30	Lightpoles		Overhead	count 3	C-16		Relocate lighting
N1	NIPSCO	C-16 to C-17	6N 10+00 to 6N 15+70	NGL	tbd	Buried	520	C-16 to C-17		Two sections within work limits, length is section within work
N2	NIPSCO	C-16 to C-17	6N 10+00 to 6N 15+70	Electric		Buried	520	C-16 to C-17		Two sections within work limits, length is section within work
T1	Ameritech	C-16 to C-17	6N 10+00 to 6N 15+70	Tel		Buried	520	C-16 to C-17		Two sections within work limits, length is section within work
T2	Ameritech	C-19	6N 39+20	Tel	12"x12"	Buried	450	C-19		Relocate
H3	Hammond	C-19	6N 40+18	Sewer	24"	Forced	81	C-19		Replace
H4	Hammond	C-19	6N 40+19	Sewer	48"	Forced	81	C-19		Replace

Hammond City of Hammond
Highland Town of Highland
IBT Indiana Bell Telephone
NGL Natural Gas Line
NIPSCO Northern Indiana Public Service Co.
ROW Right-of-Way
Tel Telephone

Jim Pokrajac

From: "Jim Pokrajac" <jpokrajac@nirpc.org>
To: "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>
Cc: "Sampson, Eric LRC" <Eric.Sampson@lrc02.usace.army.mil>; "Groboski, John A LRC" <John.A.Groboski@lrc02.usace.army.mil>; "Lavicka, Kelsey W CPT LRC" <Kelsey.W.Lavicka@lrc02.usace.army.mil>; <Gary.L.Hanten@conocophillips.com>
Sent: Wednesday, July 19, 2006 4:03 PM
Subject: Phillips Pipeline west of NSRR

Imad:

On July 19, I received a phone call from Gary Hanten representing the Conoco Phillips Pipeline Company who have two (2) 8" pipelines west of the NSRR. We have had a number of conversations with them and indicated that our upcoming Stage V Phase 2 construction would impact their pipelines. He asked me why their pipeline company was not invited to our meeting on June 27th. I explained to him that we were trying to focus our design on the pipeline corridor with the eight (8) companies and 14 (fourteen) pipelines on the NIPSCO right-of-way on both sides of the river. I need to provide some detail as to what we are to do relative to their pipelines. In a quick review of the 50% submittal for plans and specifications, there was no information or detail on what we are doing relative to their pipelines in that area. I told Mr. Hanten that I would request direction from you as to how to proceed, whereby we would involve them in this review process.

As you recall, our previous conversations with the Phillips Pipeline Company involve using directional bores, which could cost over \$450,000 to the LCRBDC as a utility relocation cost. We were hoping you could provide some detail to them using the "bridging" technique and none of this was shown on the plans. Please let me know how to proceed with my utility coordination with the Phillips Pipeline Company from this point on.

Jim Pokrajac, Agent
Engineering/Land Management



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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Governor's Appointment

CHARLIE RAY
Porter County Commissioners' Appointment

VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

MUNSTER STAGE V-2 LEVEE DESIGN MEETING **JULY 20, 2006 – Wicker Park Social Center**

AGENDA

1. Self Introductions
2. Outline of Purpose of Meeting – Dan Gardner, LCRBDC
 - A. Status of Corps of Engineers Design, Schedule Forward Identifying Critical Milestones
 - B. Input to Refining One Agreed-To Option For Consideration
 - C. Input/Views from North Township (property owner) and town of Munster
 - D. Consensus of Approach
3. Information/Comments to Corps Design Team from Neighborhood, Public
4. Discussion, Next Steps

Dan Gardner
Executive Director
LCRBDC
6100 Southport Road
Portage, IN 46368

July 23, 2006

Dear Dan,

In reference to our meeting on July 20, 2006:

I've attached a written scope with goals and assumptions for the options that our Committee would like the ACOE to review and cost estimate. So that our Committee can clearly understand the ACOE design and cost estimates we are also requesting that certain design details be provided such as length, height, cross sectional area of berm and design standards for sheet piling. Providing just takeoff quantities and unit costs as done in the May 2, 2006 letter resulted in much confusion.

I believe our meeting went well. My neighbors and I appreciate all who attended and their efforts expanded in resolving the optimal design for the proposed berm along Hart Ditch. Unfortunately, as a group we failed to really profit from the design experience of the ACOE design engineers. Although what wasn't covered can probably be answered in letters.

A second action item was the provision by you to me of the written formal procedure used by the ACOE and the LCRBDC for requesting, determining, designing, cost estimating and funding of "betterments". This formal procedure will be integral in our abilities to approach potential sources of funding.

As the LCRBDC and ACOE has already completed a betterment, the Oxbow Park in 1998, I suspect you or the LCRBDC legal counsel should have the federal regulations outlining the necessary actions and procedures for pursuing and having approved a betterment. We thank you for this information.

I will be attending the August 2, 2006 LCRBDC meeting. Would it be possible to have the betterment procedures available by then? Further, since time is short, can the ACOE have their cost estimates completed by then?

For years, we have professed our desire to cooperate with the LCRBDC. Our big fear is the clock is ticking and without timely responses from the ACOE and the LCRBDC our efforts will be too little, too late. Please help us not to let this happen.

Thank you.

Steve Enger

Cc: F Mrvan, D Samala, D Nellins, M Mellon, J, Mandon,

15

**Request for Technical Design and Cost Estimating for Alternative Designs for the
Hart Ditch/Little Calumet River Berm**

This request is made by the Committee for the Preservation of Wicker Woods.

As no one in the Committee to Preserve Wicker Woods is fully briefed on the ACOE standards for the construction of flood protection devices some assumptions were made. These assumptions are stated below. As with any project scope, if the assumptions are false or they need to be revised then the project scope must also be revised.

Further it is proposed that consideration be given to an alternative to the ACOE stated requirement that a 10 to 15 foot wide service road be placed on top or on the landside of the dyke. As there is an existing 20-foot wide blacktop road that parallels the entire length of the proposed dyke and is only 20 to 100 feet away with nothing but unhindered flat parkland between the road and the dyke; this existing road must surely be able to serve as the needed service road. Such a like-kind substitute would save immensely in cost and usable parkland. (It should also be noted that for approximately 200 feet of the dyke on Hawthorne Drive, just north of Alta Vista Drive, there is only 3 feet between the proposed steel piling and the blacktop road --- needless to say there's no 10 to 15 foot wide service road because there's no room for it. The service road is the blacktop street!)

In addition to the three options listed below, we would like information on what types of vegetation can be planted on an ACOE earthen berm. Specifically, can common ornamental bushes such as plum, burning, dogwood, lilac, rose bushes and such be planted on the earthen berm? Can wild flowers be planted and left to flower and die and reseed for the next season? Can bulb-type flowers such as tulips and irises be planted and left to propagate? Must the berm always be planted with prairie grass and mowed twice yearly or can the above alternative vegetation be used instead?

Contact: Steve Enger of the Committee for the Preservation of Wicker Woods can be contacted at 219-608-0752 (cell); 219-923-4045 (office) or senger@gsb.uchicago.edu

Reference:

July 20, 2006 meeting at the Wicker Park Social Center in North Township, Indiana

Goals:

- 1) Achieve desired flood protection
- 2) Minimize negative impact on existing parkland
 - Move the berm no closer to the road than the existing berm
 - Minimize the footprint of the new flood protection elements thereby maximizing the area of flat usable parkland (versus an unusable 1:2.5 sloped berm)
 - Maintain as many of the large caliber (>6" diameter) trees as possible
 - Minimize effect on bird and wild life
- 3) Replant and reforest to recapture the esthetics of the existing parkland

Assumptions:

1. Steel piling can be driven into the existing berm, or within close proximity of the existing berm.
2. In areas where steel piling is driven into existing berms, it is envisioned that only the vegetation and small caliber trees on the street side of the berm need to be removed. The existing vegetation and large caliber trees on the waterside of the berm can remain.
3. Earth fill can be backfilled against the sheet pile and vegetated with flowers and bushes.
4. Existing vegetation can remain on the existing berm after the steel piling is driven into the berm (making allowance for access for construction equipment)
5. The 10 to 15 foot wide service road can be eliminated and in its place access from the existing blacktop roads (Hawthorne and South River Drives, being only 20 to 80 feet from the proposed berm) can be used.

Scope:

Option 1: This option is noted as “Option 1 – All Levee” in the May 2, 2006 letter from Imad Samara of the ACOE to Dan Gardner of the LCRBDC.

Option 2: This option is noted as “Option 3 – All Sheet Pile” in the May 2, 2006 letter from Imad Samara of the ACOE to Dan Gardner of the LCRBDC.

Option 3: This option was not yet reviewed by the ACOE. This option would be driving sheet piling into the existing berm, the full length of the berm, uninterrupted, from Hawthorne Drive and Alta Vista Drive all the length to the pump station at South River Drive and Northcote Drive.



Little Calumet River Basin Development Commission

6100 Southport Road
Portage, Indiana 46368

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

WILLIAM BILLER, Chairman
Governor's Appointment

ROBERT HUFFMAN, Vice Chairman
Governor's Appointment

ARLENE COLVIN, Treasurer
Mayor of Gary's Appointment

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Governor's Appointment

CHARLIE RAY
Porter County Commissioners' Appointment

VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

TO:

John Bach, Public Works, Highland
Terry Hodnik, NIES Engineering
Stan Dostatni, Hammond City Engineer
Mike Hickey, SEH
Frank Mrvan Jr, Dennis Simala, North Township
Jim Mandon, Munster Town Engineer
Mark Nienhueser, Cabela's
Mark Pasyk, NIPSCO
Jim Flora, R. W. Armstrong Company

FROM:

James E. Pokrajac, Agent
Engineering/Land Management

SUBJECT:

Stage V Phase 2 Transmittal Memo from the Corps

DATE:

July 6, 2006

Enclosed is the transmittal memorandum for the 50% submittal from the Army Corps of Engineers with instructions and information regarding the plans and specifications and the proposal from the Corps for alternative designs for the line of protection north of South River Drive and east of Northcote Avenue. I just recently gave you to review. If you have any questions regarding this transmittal, please contact me at either 219-763-0696 or jpokrajac@nirpc.org.

/sjm
encl.

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Sandy Mordus

From: "Sandy Mordus" <smordus@nirpc.org>
To: "John Bach" <jbach@highland.in.gov>; "Terry Hodnik" <thodnik@niesengineering.com>;
<dostatnis@hmdin.com>; <mhickey@sehinc.com>; <mrvanf@ntto.net>; "James Mandon"
<jmandon@munster.org>; <Mark.Nienhueser@Cabelas.com>; <mlpasyk@nisource.com>;
"James J. Flora, Jr." <jimflora@netnitco.net>; "Dennis Simala" <simalad@ntto.net>
Cc: <imad.samara@usace.army.mil>; "Groboski, John A LRC"
<John.A.Groboski@lrc02.usace.army.mil>
Sent: Monday, July 24, 2006 5:26 PM
Subject: Stage V Phase 2 50% Engineering Review

To All:

On July 7, I submitted to you a 50% plan and spec set from the Army Corps of Engineers to review and comment. The due date for these is this Friday, July 28. If you have not submitted comments at this point in time, I would suggest completing this review as soon as possible in order to represent your municipality, utility, or property ownership. If you need any assistance in transmitting your comments to the Army Corps, or if you would prefer transmitting them to me, I will arrange to get these comments to the Army Corps.

I realize that there are a number of conflicts on the drawings, and some information is currently not up to date or has been omitted. At this point in time, the Army Corps would primarily request that the comments relate to major issues. I am hoping to get the Army Corps to allow us a 75% review, whereby these comments can be incorporated. If you have any questions regarding this review, please let me know.

James E. Pokrajac, Agent
Engineering/Land Management

- MOD. #15 - MITIGATION IMPLEMENTATION
- REQUEST FOR CONTRACT EXTENSION
- REQUEST FOR 77 ADDL. CALENDAR DAYS

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

29-JUN-2006

MEMORANDUM FOR: See Distribution

- TO ALLOW FOR SITE MANAGEMENT AND MONITORING TO APPLY HERBICIDE DURING WARMER WEATHER (NO COST CHANGE)

SUBJECT: Contract No. DACW23-02-C-0011
Local Flood Protection And Recreation
Mitigation Implementation
Little Calumet River, Indiana
Modification No. P00015 - Executed

1. Enclosed for your files is a copy of all pertinent information related to executed Modification No. P00015, under the subject contract.
2. Any questions concerning the enclosed items shall be directed to the undersigned at (219) 923-1763 or 1764.



Enclosures

David E. Druzicki
Project Engineer
Calumet Area Office

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

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

- MOD. #16 - MITIGATION IMPLEMENTATION
- REQUEST FOR CONTINUED CONTRACT FUNDING
- ADDITIONAL \$30,000

26-JUN-2006

MEMORANDUM FOR: See Distribution

• NO CHANGE IN CONTRACT COST

SUBJECT: Contract No. DACW23-02-C-0011
Local Flood Protection And Recreation
Mitigation Implementation
Little Calumet River, Indiana
Modification No. P00016 - Executed

1. Enclosed for your files is a copy of all pertinent information related to executed Modification No. P00016, under the subject contract.
2. Any questions concerning the enclosed items shall be directed to the undersigned at (219) 923-1763 or 1764.



David E. Druzbecki
Project Engineer
Calumet Area Office

Enclosures

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

