



# Little Calumet River Basin Development Commission

6100 Southport Road  
Portage, Indiana 46368

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

✓ WILLIAM BILLER, Chairman  
Governor's Appointment

✓ ~~ROBERT MARSZALEK~~ Vice Chairman  
Governor's Appointment

✓ R. KENT GURLEY, Treasurer  
Lake County Commissioners' Appointment

✓ CHARLIE RAY, Secretary  
Porter County Commissioners' Appointment

✓ ~~GEORGE CARLSON~~  
Hammond Mayors' Appointment

✓ ARLENE COLVIN  
Gary Mayors' Appointment

✓ STEVE DAVIS  
IN. Dept. of Natural Resources Appointment

✓ ROBERT HUFFMAN  
Governors' Appointment

✓ JOHN MROCZKOWSKI  
Governor's Appointment

✓ DR. MARK RESHKIN  
Governors' Appointment

VACANCY  
Governor's Appointment

DAN GARDNER  
Executive Director

LOU CASALE  
Attorney

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## MEETING NOTICE

THERE WILL BE A MEETING OF THE  
LITTLE CALUMET RIVER BASIN  
DEVELOPMENT COMMISSION  
AT 6:00 P.M. WEDNESDAY, JULY 11, 2007  
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 June 6, 2007 1-4
5. Chairman's Report
  - Signing of the Right-of-Entry for Stage V-2 (Kennedy to Northcote, both north and south levees, including Cabela's)
6. Action Required:
  - Finance: Approval of claims for June 2007 5-7
  - Approval of O&M claims for June 2007 8
7. Executive Director's Report 9-11
  - Letter to Corps regarding financial impacts to project schedule commitments 12
    - > Gap until FY07/09 \$2 million can be accessed (mid August at best)
    - > Serious impacts to project construction schedule if \$6 million gap cannot be funding as a result of the State Budget action
  - Status of Funding Strategy
  - Speaking engagement on June 20 at the IN Water Resources Assoc.

*MC signed*

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D6-Spin-50-LK*

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bel spandex  
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x blue polishes*

8. Standing Committees

A. Finance Committee – Report by Treasurer Kent Gurley

- Financial status report for end of June 2007
- Issues for discussion

13

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

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

Land Management

- RFP update for 32 acres east of Clay Street
- Issues for discussion

C. Project Engineering Committee – Committee Chair Bob Huffman

- Update on V-2 pipeline corridor
  - > Received 90% back check review set from the Corps on June 21
  - > Received 3 of 11 cost estimates from pipelines
- MOA for Griffith levee certification review by the Corps
- Burr Street II East – Status?
- Commission support letter on golf course re-development approach at Cline & I-80/94
- Truck City of Gary development - floodway/floodplain waiver
- Issues for discussion

14-15

16-17

D. Operation & Maintenance – Committee Chair Bob Huffman

- Status of O&M turnover
- Upcoming East Reach inspections with Corps and Gary
- Status of 30" water line (Chase to Grant)
- Levees mowed
- Issues for discussion

E. Legislative Committee – Committee Chair George Carlson

- Issues for discussion

F. Environmental Committee – Committee Chair Mark Reshkin

- Letter from US Fish & Wildlife Service
- Received Army Corps Environmental Assessment for Hobart Marsh mitigation project
- Issues for discussion

18-19

20

G. Recreational Development Committee – Committee Chair Bob Huffman

- SVI-2 trail tie-in
- Issues for discussion

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

**MINUTES OF THE LITTLE CALUMET RIVER BASIN DEVELOPMENT**  
**COMMISSION HELD AT 6:00 P.M. WEDNESDAY, JUNE 6, 2007**  
**6100 SOUTHPORT ROAD**  
**PORTAGE, INDIANA**

Chairman William Biller called the meeting to order at 6:25 p.m. Eight (8) Commissioners were present. Pledge of Allegiance was recited. The guests were recognized.

**Development Commissioners:**

Arlene Colvin  
Robert Huffman  
Steve Davis  
Bill Biller  
Mark Reshkin  
Robert Marszalek  
John Mroczkowski  
R. Kent Gurley

**Visitors:**

Bill Petrites – Highland resident  
Imad Samara – Project Manager, Corps of  
Engineers  
Elizabeth Johnson – Congressman  
Visclosky's Office  
Mark Lopez, District Director –  
Congressman Visclosky's Office

**Staff:**

Dan Gardner  
Sandy Mordus  
Jim Pokrajac  
Lou Casale  
Judy Vamos

The minutes of the meeting held on May 9th were approved by a motion from Mark Reshkin; motion seconded by Kent Gurley; motion passed unanimously.

**Chairman's Report** – Chairman William Biller talked about the work study session held on May 23 where the topic of the shortfall in funding was discussed. The Commission had requested \$8 million from this biennium and we only received \$2 million. It was estimated that \$8 million was needed to complete the construction by the end of calendar year 2009, as per the Congressman's request. Chairman Biller stated that the Commission will approach the municipalities for help. We have already had preliminary discussions with Munster, in which they have stated that they would help. Land acquisition in Munster for Stage VII is about \$300,000. Staff will follow up with Munster and request to come to their Board meeting for a formal presentation. Mr. Biller stated that he talked to Marty Wieglos, Hammond's chief of staff, about the Commission having a formal meeting with the Mayor. As discussed earlier with Mark Lopez, Congressman's staff, we need to make every effort to get documentation from the communities as to how they can help, or cannot help, before we approach any other entity for funding. It was discussed that the Regional Development Authority (RDA) may be receptive to a request from us for the \$6 million. But before approaching them, it was emphasized by Mr. Lopez that we need to exhaust all other sources of possible funding and have documentation proving that we have. We have already received some donated properties; we will document all that we have thus far. Staff has committed to documenting local contributions, economic benefits of the project, benefits of completing on schedule and seeking written documentation of any additional municipal funding possible.

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• Chairman Biller also informed the Board members that he, Dan Gardner, and Sandy Mordus met to go over some of the financial reports. It is hoped that we can jointly come up with revised financial status reports that are easier to read and understand, and perhaps project out an estimated financial projection of money by end year of project. Staff will be working on it.

**Action Required** – Treasurer Kent Gurley presented several items for approval. They were:  
(1) Approval to transfer \$35,358 into the Administrative account (\$25,720 from High Balance Savings Account interest; \$4,418 from escrow account interest; \$5,220 from Burr Street Gary account interest). Mr. Gurley made the motion; motion seconded by Arlene Colvin; motion passed unanimously.  
(2) Approval to deposit a sum of \$99,000 from expected pre-payment of property lease for billboard construction from View Outdoor. Mr. Gurley made the motion; motion seconded by Arlene Colvin; motion passed unanimously.  
(3) A motion was made by Mr. Gurley to approve the claims for May as presented in the amount of \$71,133.04; motion seconded by Bob Marszalek; motion passed unanimously.  
(4) A motion was made by Mr. Gurley to approve the O&M claims in the amount of \$270.21; motion seconded by Bob Huffman; motion passed unanimously.

**Executive Director's Report** – Executive Director Dan Gardner stated that staff is still working to resolve issues with the Norfolk Southern Railway Company. It is anticipated that issues will be resolved before the re-scheduled hearing date of July 17. It appears that the railroad's Real Estate Dept. has approved the real estate and they are in the process of signing the easements and the NSRR agreed to send a letter of intent within days. Pat Sullivan from Bergman indicated that Mark Sawyer would sign the agreement relative to engineering issues. It is hoped that we would have that agreement before the 17<sup>th</sup>.

- Jim Pokrajac is working with NIPSCO to develop an agreement approved by all parties.
- There are still a couple of DC numbers that we are hopeful will conclude in the immediate future.
- Mr. Gardner spoke about the meeting that the NWI Forum had on May 30 that outlined major economic development projects and acknowledged support from Kay Nelson and John Davis. Mr. Gardner had an opportunity to talk to Kari Evans from the Governor's staff, as well as Ron McAhron from IDNR; he also talked to several legislators who agreed that this year's budget process was a tough one. Mr. Gardner added that we are in the process of documenting estimated costs we are receiving from the utility companies for use in our request to ask the IEDC for utility relocation money, estimated to be \$1,250,000. There are 14 different pipelines representing eight different utility companies.
- Mr. Gardner also informed the Board members that he will be a guest speaker at the IN Water Resources Association to be held in Merrillville on June 20 & 21.

**Finance Committee** – Finance action was already taken. The financial statement for end of April can be found on page 8 of the agenda packet. Mr. Gurley also mentioned that we are going to try to identify income and outgo until the end of the calendar year. Mr. Biller mentioned that we could change the format showing the spending of our money.

Land Acquisition/Land Management Committee – Committee Chairman Bob Marszalek referred to Judy Vamos for an update of land acquisition. She reported there are still a number of required acquisitions pending before the deadline date of June 30 to sign the Right-of-Entry for Stage V-2 (Kennedy to Northcote, including Cabela's). She has been in contact with the NSRR Real Estate Division and we expect to receive a letter of acceptance. They are in the process of signing the easement agreements but signatures will not be complete before the end of the month. She also reported that we have just found out from the Corps that another three acquisitions will be needed due to engineering changes in the vicinity of the pipeline corridor. Those acquisitions will be an option on the contract. We are hopeful that we will be able to acquire those easements within three to six months.

- Regarding Stage VII (Northcote to Columbia), appraisers have committed to doing the appraisals needed in Munster but the Commission does not have the available funds for this segment. We plan to ask the town of Munster for help with these easement acquisitions. The easement acquisitions north of the river are in Hammond and the majority are in public ownership. We are hoping these will be donated to the Commission. Hammond has donated previous easements that were needed in other segments. Mrs. Vamos had a list of donations to the project and they would be available tomorrow.

- In Stage VIII (Columbia to State Line, both sides of the river), surveys and title work has been completed but easement acquisition cannot begin until new money is available from the 2007-09 biennium. (There are 90 acquisitions)

- Chairman Biller expressed concern about meeting the ROE deadline of June 30 for Stage V-2, especially related to earlier dates promised to Cabela's. Attorney Casale indicated there are still a number of issues that need resolution. We are working hard at trying to meet the deadline. A few of the acquisitions that will not be available by the deadline can be added onto the contract as options. The Corps has already approved that. We will keep the Commission informed.

- Regarding land management, Mr. Gardner indicated that with all of our efforts being focused on meeting the June 30 deadline date for Stage V-2, we have not developed the RFP for the 32 acres east of Clay Street in Lake Station. The Board members will see it before it goes out to the public.

- Mr. Gardner indicated that he met with the field team of the National Conservation Implementation Team (NRCS) to inspect our property between the levees between Chase and Grant to see if it would be suitable for wetland enhancement. They would pay us for the use of the lands. Lake County is deficient at this point in time in having available lands for this type of program so that should work in our favor in having the lands approved for wetland development by them. Commissioner Reshkin agreed that this would be an appropriate use of this land.

Project Engineering Committee – Committee Chairman Bob Huffman reported that a meeting was held by INDOT in which staff attended to update their roadway access project into Cabela's off of Indianapolis Blvd.

- The Stage V-2 pipeline corridor was discussed. Jim Pokrajac informed the Board members that the 90% design is complete and is scheduled to be forwarded to all pipeline companies and utilities on June 20. We are receiving cost estimates from some of the utility companies. Vic Kotwicki of the Detroit Corps office has offered help from the Huntington Army Corps to put the utility agreements together. Cost to do that will be a project cost; no

direct cost to the Commission. With so much work to be done in the condensed amount of time, it will be a tremendous help to the staff to have them assist us with the agreements. The V-2 contract is the biggest contract yet.

- Regarding the Burr Street II – Gary portion levee construction, there is a shortfall of available money by the city of Gary to pay the contractor. We are capped at 25% of the contract cost and are not able to contribute any additional monies toward the contract at this time.
- Regarding the Burr Street II East contract, Dyer Construction started doing clearing & grubbing on May 23 at the south end of the project. The NSRR is replacing a non-functioning culvert west of Clark Street and under the Norfolk Southern RR to drain some of the wet area so the contractor can get in there. It has been too wet for them to work.
- Jim Pokrajac stated that he will be giving Commissioner Carlson an update on the drainage issue at the Carlson-OxBow Park.

Operation & Maintenance Committee – Committee Chairman Bob Huffman stated that staff is working with Austgen Electric for the repair work on sluice gates/flap gates, and pump stations. We are trying to complete everything to “as-built” condition by end of June so we can turn the O&M over to the city of Gary. We will be having inspections with the Corps and the city very soon. Jim Pokrajac is coordinating.

Legislative Committee – Legislative issues have already been discussed.

Environmental Committee – There was no report.

Recreation Committee – Committee Chairman Bob Huffman inquired about the access ramp at Liable. After heavy rainfalls last year, the ramp was washed out and water ran around the NIPSCO Substation into a residential area to the west. This is the VI-2 trail tie-in. Highland is working with NIPSCO to obtain necessary easement agreements. Mr. Huffman added that some of the asphalt is torn up west of Cline on an access ramp. Imad Samara stated he would check the status.

Policy Committee - There was no report.

Other Issues – Chairman Biller asked Imad Samara about the V-2 contract. Imad stated that July 18 is the target date to have it out for bid. They would award a contract in mid-September. The completion date is 750 calendar days which should take about one year and eight months. Mr. Biller asked how that ties in with Cabela’s schedule of construction and opening. Imad will check and report back at the next meeting.

- Mr. Biller asked staff to check on the water level at the Carlson-OxBow park. Mr. Pokrajac replied that he has looked at it and the water level is not up. He talked to Charlie Blaine of the Hammond Parks Dept. to explain that the Hammond Parks Dept. can set the water level by use of the sluice gate. Currently, the water level is higher in the park than the river because the sluice gates are closed.

Statements from the Floor – There were none.

There being no further business, the meeting was adjourned. The next scheduled Board meeting is set for 6:00 p.m. on Wednesday, July 11, 2007. Please note this is not the regular first Wednesday of the month because of the July 4<sup>th</sup> holiday.

**MONTHLY BUDGET REPORT,**

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	2007							UNALLOCATED	
	BUDGET	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	ALLOCATED	BUDGETED
								TOTAL	BALANCE
5801 PER DIEM EXPENSES	7,500.00							2,450.00	5,050.00
5811 LEGAL EXPENSES	3,500.00							1,699.98	1,800.02
5812 NIRPC SERVICES	145,000.00							75,272.87	69,727.13
5821 TRAVEL/MILEAGE	2,500.00							619.40	1,880.60
5822 PRINTING/ADVERTISING	2,000.00							36.82	1,963.18
5823 BONDS/INSURANCE	8,000.00							6,556.25	1,443.75
5824 TELEPHONE EXPENSES	6,500.00							3,114.58	3,385.42
5825 MEETING EXPENSES	5,000.00							374.95	4,625.05
5840 PROFESSIONAL SERVICES	700,000.00							505,895.30	194,104.70
5860 PROJECT LAND PURCHASE EXP.	76,000.00							176,110.86	-100,110.86
5882 UTILITY RELOCATION EXP.	1,250,000.00							4,691.32	1,245,308.68
5883 PROJECT LAND CAP. IMPROV.								0.00	0.00
5884 STRUCTURES CAP. IMPROV.								0.00	0.00
<b>5892 PROJECTCOSTSHARE/ESC ACCT</b>	<b>1,442,583.00</b>							<b>0.00</b>	<b>1,442,583.00</b>
	<b>3,648,583.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>776,822.33</b>	<b>2,871,760.67</b>

**CLAIMS PAYABLE FOR JUNE 2007**

ACCT	VENDOR NAME	AMOUNT	EXPLANATION OF CLAIM
5801	WILLIAM BILLER	350.00	PER DIEM FROM JANUARY 1 THRU JUNE 30, 2007
5801	ROBERT MARSZALEK	250.00	PER DIEM FROM JANUARY 1 THRU JUNE 30, 2007
5801	R. KENT GURLEY	300.00	PER DIEM FROM JANUARY 1 THRU JUNE 30, 2007
5801	CHARLIE RAY	300.00	PER DIEM FROM JANUARY 1 THRU JUNE 30, 2007
5801	GEORGE CARLSON	200.00	PER DIEM FROM JANUARY 1 THRU JUNE 30, 2007
5801	ARLENE COLVIN	200.00	PER DIEM FROM JANUARY 1 THRU JUNE 30, 2007
5801	ROBERT HUFFMAN	350.00	PER DIEM FROM JANUARY 1 THRU JUNE 30, 2007
5801	JOHN MROCZKOWSKI	150.00	PER DIEM FROM JANUARY 1 THRU JUNE 30, 2007
5801	MARK RESHKIN	350.00	PER DIEM FROM JANUARY 1 THRU JUNE 30, 2007
5811	CASALE, WOODWARD & BULS LLP	283.33	MONTHLY RETAINER THROUGH JUNE 29, 2007
5812	NIRPC	12,586.25	SERVICES PERFORMED MAY 2007
5821	SANDY MORDUS	53.20	MILEAGE FOR JUNE
5821	ROBERT MARSZALEK	32.00	MILEAGE FROM JANUARY 1 THRU JUNE 30, 2007
5821	R. KENT GURLEY	91.20	MILEAGE FROM JANUARY 1 THRU JUNE 30, 2007
5821	CHARLIE RAY	38.40	MILEAGE FROM JANUARY 1 THRU JUNE 30, 2007
5821	GEORGE CARLSON	30.40	MILEAGE FROM JANUARY 1 THRU JUNE 30, 2007
5821	ARLENE COLVIN	28.80	MILEAGE FROM JANUARY 1 THRU JUNE 30, 2007
5821	ROBERT HUFFMAN	100.80	MILEAGE FROM JANUARY 1 THRU JUNE 30, 2007
5821	JOHN MROCZKOWSKI	36.00	MILEAGE FROM JANUARY 1 THRU JUNE 30, 2007
5821	MARK RESHKIN	78.40	MILEAGE FROM JANUARY 1 THRU JUNE 30, 2007
5822	JAMES E POKRAJAC	36.82	REIMBURSEMENT FOR FILM & DEVELOPING FOR PROJECT USE
5824	AT & T	455.06	BILLING PERIOD 5/14/07-6/13/07(TOTAL BILL 470.12 KRBC 15.06)
5824	VERIZON NORTH	129.19	BILLING PERIOD 5/16/07-6/16/07(TOTAL BILL 241.71 KRBC 112.52)
5841	HERITAGE APPRAISAL SERVICE	1,500.00	REVIEW APPRAISAL RE: DC-1174
5841	INTEGRA	2,500.00	APPRAISAL RE: DC-1174
5841	CLERK LAKE SUPERIOR COURT	750.00	APPRAISAL RE: DC-1175
5841	CLERK LAKE SUPERIOR COURT	750.00	APPRAISAL RE: DC-1175
5841	CLERK LAKE SUPERIOR COURT	750.00	APPRAISAL RE: DC-1175
5841	THE GORMAN GROUP	250.00	APPRAISAL RE: DC-612
5843	STEWART TITLE SERVICES	100.00	TITLE WORK RE: DC-1218
5843	STEWART TITLE SERVICES	490.00	TITLE WORK RE: DC-1174
5843	STEWART TITLE SERVICES	685.00	TITLE WORK RE: DC-1222
5843	STEWART TITLE SERVICES	735.00	TITLE WORK RE: DC-1221
5843	STEWART TITLE SERVICES	405.00	TITLE WORK RE: DC-1118
5843	STEWART TITLE SERVICES	490.00	TITLE WORK RE: DC-1104
5843	STEWART TITLE SERVICES	490.00	TITLE WORK RE: DC-1104
5843	STEWART TITLE SERVICES	490.00	TITLE WORK RE: DC-1104
5843	STEWART TITLE SERVICES	490.00	TITLE WORK RE: DC-1131
5843	STEWART TITLE SERVICES	405.00	TITLE WORK RE: DC-1130-A
5843	TICOR TITLE	305.00	TITLE WORK RE: DC-498
5843	TICOR TITLE	305.00	TITLE WORK RE: DC-745
5844	JAMES E POKRAJAC	5,855.55	ENGINEERING/LAND AGENT 5/15/07-5/31/07
5844	JAMES E POKRAJAC	276.40	MAY MILEAGE
5844	JAMES E POKRAJAC	4,263.75	ENGINEERING/LAND AGENT 6/1/07-6/15/07
5844	JUDITH VAMOS	3,700.82	LAND ACQUISITION AGENT SERVICES 5/16/07-5/31/07
5844	JUDITH VAMOS	9.60	MAY MILEAGE
5844	JUDITH VAMOS	3,556.10	LAND ACQUISITION AGENT SERVICES 6/1/07-6/15/07
5844	G. LORRAINE KRAY	1,171.05	CREDITING TECH & LAND ACQUISITION ASST 5/16/07-5/31/07
5844	G. LORRAINE KRAY	907.30	CREDITING TECH & LAND ACQUISITION ASST 6/1/07-6/15/07
5844	SANDY MORDUS	237.50	CREDITING TECHNICIAN SERVICES 5/16/07-5/31/07
5847	DLZ	125.00	PROFESSIONAL SERVICES RE: DC-1375
5847	DLZ	281.00	PROFESSIONAL SERVICES RE: DC-1379
5847	DLZ	78.00	PROFESSIONAL SERVICES RE: DC-1380
5847	DLZ	78.00	PROFESSIONAL SERVICES RE: DC-1381
5847	DLZ	375.00	PROFESSIONAL SERVICES RE: DC-1396
5847	DLZ	1,085.25	PROFESSIONAL SERVICES RE: SVIII
5847	TORRENGA SURVEYING, LLC	5,500.00	PROFESSIONAL SERVICES RE: DC-1367
5847	TORRENGA SURVEYING, LLC	4,500.00	PROFESSIONAL SERVICES RE: DC-1364A
5847	TORRENGA SURVEYING, LLC	2,700.00	PROFESSIONAL SERVICES RE: DC-1363
5847	TORRENGA SURVEYING, LLC	2,700.00	PROFESSIONAL SERVICES RE: DC-1361
5847	TORRENGA SURVEYING, LLC	2,700.00	PROFESSIONAL SERVICES RE: DC-1365
5847	TORRENGA SURVEYING, LLC	6,500.00	PROFESSIONAL SERVICES RE: DC-1366
5847	TORRENGA SURVEYING, LLC	2,700.00	PROFESSIONAL SERVICES RE: DC-1362
5847	TORRENGA SURVEYING, LLC	2,700.00	PROFESSIONAL SERVICES RE: DC-1360
5847	TORRENGA SURVEYING, LLC	6,500.00	PROFESSIONAL SERVICES RE: DC-1352
5847	TORRENGA SURVEYING, LLC	2,500.00	PROFESSIONAL SERVICES RE: DC-1354
5847	TORRENGA SURVEYING, LLC	2,500.00	PROFESSIONAL SERVICES RE: DC-1357
5847	TORRENGA SURVEYING, LLC	2,500.00	PROFESSIONAL SERVICES RE: DC-1359
5847	TORRENGA SURVEYING, LLC	2,500.00	PROFESSIONAL SERVICES RE: DC-1358
5847	TORRENGA SURVEYING, LLC	2,500.00	PROFESSIONAL SERVICES RE: DC-1356
5847	TORRENGA SURVEYING, LLC	2,700.00	PROFESSIONAL SERVICES RE: DC-1355
5847	TORRENGA SURVEYING, LLC	2,500.00	PROFESSIONAL SERVICES RE: DC-1353
5847	TORRENGA SURVEYING, LLC	2,000.00	PROFESSIONAL SERVICES RE: DC-1351
5849	CASALE, WOODWARD & BULS LLP	9,520.50	LAND ACQUISITION/LEGAL SERVICES FOR PERIOD ENDED 6/29/07
5849	CASALE, WOODWARD & BULS LLP	1,859.00	LAND UTILITY RELOCATION/LEGAL SERVICE THROUGH 6/29/07



ACCT	VENDOR NAME	AMOUNT	EXPLANATION OF CLAIM
5860	UPS	15.66	OVERNIGHT MAIL FOR DC-1172
5861	CLERK LAKE SUPERIOR COURT	23,000.00	PURCHASE PRICE OF DC-1175
5861	CHARLES V & MARY J PETERSON	5,053.10	PURCHASE PRICE OF DC-1203
5861	CHARLES V & MARY J PETERSON	5,053.10	PURCHASE PRICE OF DC-1206
5861	LAKE COUNTY TRUST COMPANY	76,360.00	PURCHASE PRICE OF DC-1172
5861	LAKE COUNTY RECORDER	38.00	RECORDINGS RE: DC-1107
5882	UPS	265.26	OVERNIGHT COST INCURRED IN MAILING OUT P & S FOR 100% REVIEW SVPII

TOTAL

227,682.79

**APPROVAL TO PAY THE FOLLOWING INVOICES  
FROM O&M FUND  
July 11, 2007**

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- **\$52.71 to T-Mobile for costs incurred for cell phone for engineer field work; monthly service 5/11/07 – 6/10/07**
- **\$1,593.00 to Austgen Electric Inc. for inspection of current condition of stations and preparation of status report**
- **\$10.30 to NIPSCO for payment of electric service at 3120 Gerry Street, Gary**

*Last  
one!*

**TOTAL \$ 1,656.01**



# Little Calumet River Basin Development Commission

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July 6, 2007

Colonel John D. Drolet  
District Commander  
U.S. Army Corps of Engineers  
111 N. Canal Street  
Chicago, Illinois 60606-7206  
Attn. Roy Deda and Imad Samara

Dear Colonel Drolet:

The Little Calumet River Basin Development Commission is writing to notify you that due to insufficient project funds, the next step in our committed schedule, the procuring of appraisals for the 90 properties needed in Stage VIII, cannot be contracted for at this time. Our project funds available for Stage VIII, as of July 1, 2007, were \$32,692.

The estimated amount of the contracts for the appraisal services is \$135,000-\$180,000 (\$1,500-\$2,000 per appraisal x 90 parcels). We currently have six qualified Corps-approved appraisers on call, but we have had to delay contracting with them due to our current insufficient fund situation. They have committed to remain on call, to the extent possible, once funds are made available. The funding source will come from the new 2007-08 State Budget, which contained \$2 million appropriated to the Development Commission. The problem is that while the 2007 State fiscal year begins July 1, 2007, the actual allocation of funds for project drawdown cannot be released without a publicly-noticed State Budget Committee meeting, which usually takes place the middle to end of August. The Development Commission's request to appear on their agenda in August is currently being prepared with fund status documentation. We are in preliminary discussions with the State Budget Agency staff to assure our funds become available at the earliest date possible, and are exploring the possibility of having the entire \$2 million appropriation allocated the first year of the biennium budget to meet the schedule committed to Congressman Visclosky. At best, a mid August meeting will cause a three month slippage in our construction schedule of non-federal activities.

July 6, 2007

Page 2

A larger issue is the impact the State Budget only funding \$2 million of the \$8 million needed and requested for the biennium period to enable us to meet the committed schedule to complete Federal flood control construction by the end of calendar year 2009. Even if we are able to have the full State appropriation available in year one of the biennium, the \$6 million funding shortfall will cause the inability to commit the needed local share cash to allow the Corps of Engineers to advertise and award Stages VII and VIII. The strategy to address this significant shortfall is to communicate directly with Congress Visclosky's office, Governor Daniels' office, Budget Director Christopher Ruhl's office, and IDNR Director Rob Carter's office, as to this crisis in funding. We are currently documenting, as precisely as is possible:

- (1) specific identification of non-federal funds amounts needed and when needed to meet the committed schedule;
- (2) documentation of all local contributions (cash & donated real estate) by the county, township, five municipalities, other units of government, and private businesses and individuals which totals to date over \$7 million;
- (3) documented requests of the any additional funding currently made by the Development Commission of the local communities, and
- (4) tabulation of economic benefits of completing the Federal flood construction on time (and by CY 2009).

With these documented items in hand, the Development Commission is exploring any and all other sources of gap financing to meet the schedule, including the newly-created Regional Development Authority as a last recourse.

We are working diligently to keep to the schedule, but without significant additional non-federal funding, that is impossible. At the current level of funding (\$2 million), a 2-1/2 to 3 year delay is inevitable.

We will continue to work closely with the Army Corps through Project Manager Imad Samara. We request a letter of concurrence from the Army Corps as to the impacts of lack of sufficient local share availability will have on your ability to request and use the future Federal appropriations needed to complete this project. Thank you for your attention to this critical issue and the ongoing support the Army Corps has committed to the successful completion of this project.

Sincerely,



Dan Gardner  
Executive Director

/sjm

July 6, 2007  
Page 3

Cc: Honorable Congressman Pete Visclosky  
Mark Lopez, *Congressman's Office*  
Elizabeth Johnson, *Congressman's Office*  
Honorable Mitch Daniels, *Governor of Indiana*  
Kari Evans, *Governor's Office*  
Christopher Ruhl, *State Budget Director*  
Tony Armstrong, *State Budget Agency*  
Rob Carter, *IDNR Director*  
John Davis, *IDNR*  
Ron McAhron, *IDNR*  
Chad Sweeney, *IEDC*  
Northwest Indiana delegation  
Mayor Rudy Clay, *City of Gary*  
Mayor Tom McDermott, *City of Hammond*  
Stan Dobosz, *Griffith Town Council*  
Dan Dernulc, *Highland Town Council*  
Rob Mangus, *Munster Town Council*  
Tim Sanders, *Regional Development Authority*

//

# localNews

BREAKING NEWS: nwi.com

Story tip or comment?

Contact West Lake Editor Sharon Ross at  
219.852.4328 or [sross@nwi.com](mailto:sross@nwi.com)  
More local news, A10

WE | SUNDAY, JUNE 10, 2007 | PAGE A3

## Funding shortfall frustrates leaders

Little Cal Basin Commission predicts 3-year delay if money does not materialize

BY CAROLYN THOMPSON  
[cthompson@nwi.com](mailto:cthompson@nwi.com)  
219.933.3229

Local leaders find Indiana's funding for the Little Calumet flood control project a "perennial problem."

Board members of the Little Calumet River Basin Development Commission, the project's local sponsor, met recently in a quest for more funds.

"We showed that it would be a three-year delay if we don't get more money," said Dan Gardner, the basin commission's executive director. "We don't have definite commitments or fund sources yet."

The U.S. Army Corps of Engineers and the Commission developed an aggressive schedule to complete the \$187 million operation by December 2009. The project began in 1990.

In its last session, the state budget granted a \$2 million appropriation.

But the Commission calculated \$8 million to acquire easements and construct along Northcote Avenue to Columbia Street and on to the Illinois state line, Gardner said.

## Funding

Continued from A3

"Here we are held hostage once again," said Highland Councilman Joseph Wszolek, R-4th. "Rep. (Pete) Visclosky is just frustrated with the lack of funding the state of Indiana has provided for this project and I echo his frustration, especially since we just experienced one of the worst floods in Highland's history."

Earlier in the year, Visclosky, D-Ind., earmarked \$14 million toward the venture.

"At every opportunity we are continuing to fight to get any benefits from the (state) government," Wszolek said. "It is a peren-

nial problem and just beyond belief."

In agreement, state Sen. Earline Rogers, D-Gary, said, "This project has been a long time in the making, so to come to the end and not to be able to get the money from the state is really unconscionable."

Rogers added she doubts if the governor would call a special session before convening in November.

"I'm not certain they knew all the ramifications for not putting in the full amount," she said. "But a coordinated effort from the elected officials and area leaders would be what we need to get the budget committee to take care of the

dilemma, which we are now facing."

Munster Town Manager Tom DeGiulio also pointed to state legislation.

"Very disappointed that the goods didn't get delivered again," DeGiulio said. "It is the state's obligation to put the money into the project."

Munster agreed to donate land acquisition "to speed up things" by targeting \$350,000 in the 2007 budget, DeGiulio said.

Gardner said there are about 4,000 homeowners in the flood plains in Highland, Gary, Munster, Hammond and Griffith who could be released from paying flood insurance.

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION  
FINANCIAL STATEMENT  
JANUARY 1, 2007 - MAY 31, 2007

CASH POSITION - JANUARY 1, 2007

CHECKING ACCOUNT	
LAND ACQUISITION	180,024.55
GENERAL FUND	52,129.93
TAX FUND	0.00
INVESTMENTS	
SAVINGS	760,563.12
ESCROW ACCOUNT INTEREST	4,411.06
	<hr/>
	997,128.66

RECEIPTS - JANUARY 1, 2007- MAY 31, 2007

LEASE RENTS	22,283.90
LEL MONIES (SAVINGS)	
INTEREST INCOME(FROM CHECKING)	760.78
LAND ACQUISITION	1,843,018.77
ESCROW ACCOUNT INTEREST	9.08
MISC. RECEIPTS	
KRBC RE	740.29
TRANSFERRED FROM SAVINGS	323,663.71
PROCEEDS FROM VOIDED CHECKS	
TOTAL RECEIPTS	2,190,476.53

DISBURSEMENTS - JANUARY 1, 2007 - MAY 31, 2007

ADMINISTRATIVE	
2004 EXPENSES PAID IN 2005	150,159.58
PER DIEM	2,650.00
LEGAL SERVICES	1,416.65
NIRPC	49,296.48
TRAVEL & MILEAGE	489.00
PRINTING & ADVERTISING	
BONDS & INSURANCE	6,481.25
TELEPHONE EXPENSE	3,149.53
MEETING EXPENSE	374.95
LAND ACQUISITION	
LEGAL SERVICES	41,959.46
APPRAISAL SERVICES	93,900.00
ENGINEERING SERVICES	31,066.25
LAND PURCHASE CONTRACTUAL	44,910.00
FACILITIES/PROJECT MAINTENANCE SERVICES	
OPERATIONS SERVICES	44,603.90
LAND MANGEMENT SERVICES	90,155.66
SURVEYING SERVICES	88,491.55
MISCELLANEOUS EXPENSES	
ECONOMIC/MARKETING SOURCES	
PROPERTY & STRUCTURE COSTS	175,954.86
MOVING ALLOCATION	
TAXES	
PROPERTY & STRUCTURES INSURANCE	
UTILITY RELOCATION SERVICES	3,229.90
LAND CAPITAL IMPROVEMENT	
STRUCTURAL CAPITAL IMPROVEMENTS	
BANK CHARGES MERCANTILE	33.00
PASS THROUGH FOR SAVINGS	323,611.19
PAYBACK TO SAVINGS	
TOTAL DISBURSEMENTS	1,001,773.63

CASH POSITION - MAY 31, 2007

CHECKING ACCOUNT	
LAND ACQUISITION	152,799.63
GENERAL FUND	11,320.99
TAX FUND	
TOTAL FUNDS IN CHECKING ACCOUNT	164,120.62

BANK ONE SAVINGS ACCOUNT BALANCE	224,610.95
(LAND ACQ IN HOUSE PROJECT FUNDS)	136,646.55
(O & M MONIES)	**61,347.04

\*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	26,617.36
------------------	-----------

BANK ONE SAVINGS ACCOUNT	150,423.29
BURR ST PHASE II GARY	129,662.25
INTEREST	20,761.04

TOTAL SAVINGS	375,034.24
ESCROW ACCOUNT INTEREST AVAILABLE	4,420.14
	<hr/>

TOTAL OF ALL ACCOUNTS 543,575.00



# Little Calumet River Basin Development Commission

6100 Southport Road  
Portage, Indiana 46368

(219) 763-0696 Fax (219) 762-1656  
E-mail: [littlecal@nirpc.org](mailto:littlecal@nirpc.org)

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

**ROBERT MARSZALEK**, Vice Chairman  
*Governor's Appointment*

**R. KENT GURLEY**, Treasurer  
*Lake County Commissioners' Appointment*

**CHARLIE RAY**, Secretary  
*Porter County Commissioners' Appointment*

**GEORGE CARLSON**  
*Hammond Mayors' Appointment*

**ARLENE COLVIN**  
*Gary Mayors' Appointment*

**STEVE DAVIS**  
*IN. Dept. of Natural Resources Appointment*

**ROBERT HUFFMAN**  
*Governors' Appointment*

**JOHN MROCZKOWSKI**  
*Governor's Appointment*

**DR. MARK RESHKIN**  
*Governors' Appointment*

**VACANCY**  
*Governor's Appointment*

**DAN GARDNER**  
*Executive Director*

**LOU CASALE**  
*Attorney*

June 22, 2007

IN Dept. Natural Resources  
Division of Water  
402 W. Washington Street  
Indianapolis, Indiana 46204-2739

Attn. Construction in a Floodway – Permits Section

Gentlemen:

I write to the IDNR to comment on, and provide support for, a proposed 56 acre development on the Griffith golf course along the Little Calumet River's floodway in Griffith IN. The Development Commission's comments are that this development is compatible with the U.S. Army Corps of Engineers Little Calumet River Flood Control/Recreation Project; and the plan provides for the additional storage required by the Army Corps that they have directed the Commission to acquire.

The Development Commission, as the non-federal project sponsor, is required by the Army Corps to acquire all lands, easements, and rights-of-way to allow federal construction, as well as any needed flood storage easements. The Development Commission has worked with the property owner, Robert Farag, and the engineering consultant, V3 Companies of Illinois, and the Army Corps to outline a plan that would meet the federal requirements of the project, as well as meet Mr. Farag's desire to develop the site. The plan submitted, we believe, has achieved this; and as such, the Commission endorses its permitting. (Obviously, the site plan must be approved by the local jurisdiction, the town of Griffith, for their local building requirements.) We believe it is a "win-win" scenario with the private developer committing to develop flood storage over and above the site requirements to be consistent with the Little Calumet River project. This provides a savings to the taxpayers, while the Commission will receive credit from the Army Corps.



June 22, 2007  
Page 2

If you have any questions or need additional information from me, I can be reached at 219-763-0696 or [dgardner@nirpc.org](mailto:dgardner@nirpc.org).

Sincerely,

A handwritten signature in black ink that reads "Dan Gardner". The signature is fluid and cursive, with the first name "Dan" and last name "Gardner" clearly distinguishable.

Dan Gardner  
Executive Director

/sjm

Cc: Mark Lopez, Congressman's Office  
Elizabeth Johnson, Congressman's Office  
Ron McAhron, IDNR  
Jomary Baller, IDNR  
Stan Dobosz, Town of Griffith  
Imad Samara, US Army Corps  
Pat Fox, V3

STATE OF INDIANA  
DEPARTMENT OF NATURAL RESOURCES

MAILED JUN 26 2007

TERMINATION NOTICE  
CONSTRUCTION IN A FLOODWAY

**APPLICATION #** : FW-24327

**STREAM** : Little Calumet River

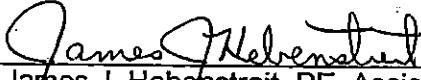
**APPLICANT** : Rolling Plains Properties/Truck City of Gary Inc  
Gerri L Davis  
7360 West Chicago Avenue  
Gary, IN 46406-1012

**AGENT** : Larson-Danielson Construction Company Inc  
Thomas A Walter, PE  
302 Tyler Street  
LaPorte, IN 46350-3268

**AUTHORITY** : IC 14-28-1 with 312 IAC 10

**DESCRIPTION** : A 130' by 324' steel commercial structure and asphalt parking area will be constructed on compacted fill. The parking area will vary from 0 to 4' above the existing grades due to the current sloping of the existing terrain and the parking lot slope. The fill will have a minimum of 4:1 side slope from the finished grades down to the existing floodplain elevations. The parking area will drain towards the floodplain with a lowest elevation of approximately 595' and the highest elevation around the building of approximately 599.5'. The building will be set back approximately 220' from the lowest edge of the pavement. The buildings lowest elevation will be 599.5'. Retention ponds will be constructed between the parking lot and existing wetlands. Details of the project are contained in information received electronically at the Division of Water on May 11, 2007 and in plans and information received at the Division of Water on May 23, 2007 and June 1, 2007.

**LOCATION** : DOWNSTREAM: 2330 West 25th Avenue at Gary, Calumet Township, Lake County  
SW $\frac{1}{4}$ , NE $\frac{1}{4}$ , SW $\frac{1}{4}$ , Section 17, T 36N, R 8W, Gary Quadrangle  
UTM Coordinates: Downstream 4602086 North, 469170 East  
UPSTREAM: SE $\frac{1}{4}$ , NE $\frac{1}{4}$ , SW $\frac{1}{4}$ , Section 17, T 36N, R 8W  
UTM Coordinates: Upstream 4602460 North, 469320 East

**TERMINATED BY** :   
James J. Hebenstreit, PE, Assistant Director  
Division of Water

**TERMINATED ON** : June 26, 2007

Attachments: Notice Of Right To Administrative Review  
Termination Reasons  
Service List

RECEIVED

JUL 02 2007

DEPT OF PLANNING

16

STATE OF INDIANA  
DEPARTMENT OF NATURAL RESOURCES

## Termination Reasons

APPLICATION #: FW- 24327

Based on information received by the Department of Natural Resources on May 11, 2007, May 23, 2007 and June 1, 2007, this permit application was terminated on June 26, 2007 for the reason(s) listed below.

If there will be any deviation from the submitted information, or if work is proposed at the site in the future, the Department should be contacted to determine the potential permit requirements.

Number	Termination Reason
( 1 )	no portion of the project lies within the floodway
( 2 )	Note: the site is located within a designated floodplain and all proposed buildings must have the lowest floor elevated at least 2' above the 100-year frequency flood elevation; the currently published 100-year frequency flood elevation for the project site is 596.5', NGVD; however, based on the U.S. Army Corps of Engineers (Chicago District) hydrologic and hydraulic computer modeling of the Little Calumet River flood control levee project, the applicant should be made aware that flood elevations on the streamward side of the flood control levee near the applicant's site will be 597.3', NGVD; it is recommended that the lowest floor of any proposed building on the site be at or above elevation 599.3', NGVD, which is 2' above the expected 100-year frequency flood elevation contained between the Little Calumet River flood control levees near the site

RECEIVED

JUL 02 2007

DEPT OF PLANNING

17



# United States Department of the Interior

## Fish and Wildlife Service



Bloomington Field Office (ES)  
620 South Walker Street  
Bloomington, IN 47403-2121  
Phone: (812) 334-4261 Fax: (812) 334-4273

June 20, 2007

Mr. Marc E. Wojtczak  
V3 Companies of Illinois, Ltd.  
7325 Janes Avenue  
Woodridge, Illinois 60517

Project: Little Calumet River Property -07052  
Location: Hammond, Lake County

Dear Mr. Wojtczak:

This responds to your letter dated May 10, 2007, requesting our comments on the aforementioned project.

These comments have been prepared under the authority of the Fish and Wildlife Coordination Act (16 U.S.C. 661 et. seq.) and are consistent with the intent of the National Environmental Policy Act of 1969, the Endangered Species Act of 1973, and the U. S. Fish and Wildlife Service's Mitigation Policy.

The proposed project area is an irregularly-shaped parcel of about 4.5 acres on the east side of Kennedy Avenue at the Little Calumet River. The U.S. Army Corps of Engineers, Chicago District, has recently completed construction of a flood control levee between the parcel and the river. The easternmost section of the property includes part of an oxbow pond, the vast majority of which is within the Carlson Oxbow Park owned by the Hammond Parks and Recreation Department. The park provides boardwalks, outdoor education signage, picnic facilities, and fishing facilities centered on an old oxbow of the river. Some of those facilities are adjacent to the subject parcel. The eastern portion of the park is Palustrine forested wetland. Carlson Oxbow Park is locally recognized as both a natural area and a wildlife habitat area.

Another significant portion of the subject parcel is a Palustrine forested wetland, occupying several acres. At the time of our site visit on June 15, 2007, the water within the wetland was several feet deep. Green ash and Eastern cottonwood are the dominant species in the wetland.

The westernmost portion of the subject property is disturbed upland and the former site of a small shopping area; the building was removed several years ago. It appears that this is the only portion of the property that is available for development.

A large wetland about 1 mile southeast of the subject property contains a large heron rookery. Great blue heron are the dominant nesters, but great egrets, green heron, and black-crowned night heron, as well as ducks, geese, woodpeckers, and numerous other birds have nested or still nest in that wetland. This large wetland, part of which is publicly owned and part private with a publically held flood

easeement, is locally recognized as both a natural area and an important wildlife habitat.

Directly south of Carlson Oxbow Park there is a wooded island on the Highland side of the Little Calumet River. It is separated from a town park by another old river oxbow. Highland is currently studying whether to maintain the island and oxbow as a natural area or provide some public access.

The great blue herons utilize Carlson Oxbow Park, the Little Calumet River, the island and its oxbow, and other area wetlands, including those on the subject parcel, for feeding. Other wildlife species or their sign observed on the subject parcel, the river, and the park during our site visit included a family of mallards (on the portion of the oxbow within the subject property), killdeer, green heron, grackle, red-winged blackbird, ring-billed gull, barn swallow, tree swallow, mourning dove, song sparrow, goldfinch, Baltimore oriole, bullfrog (within the forested wetland on the subject parcel), white-tailed deer, and raccoon.

#### ENDANGERED SPECIES

The proposed project is within the range of the Federally endangered Indiana bat (Myotis sodalis) and Karner blue butterfly (Lycaeides melissa samuelis) and the threatened bald eagle (Haliaeetus leucocephalus), Pitcher's thistle (Cirsium pitcheri), and Mead's milkweed (Asclepias meadii). There is no suitable habitat for any of these species within the proposed project area. Therefore, we agree with your determination that the proposed project is not likely to adversely affect these endangered and threatened species.

This precludes the need for further consultation on this project as required under Section 7 of the Endangered Species Act of 1973, as amended. However, should new information arise pertaining to project plans or a revised species list be published, it will be necessary for the Federal agency to reinitiate consultation.

Black-crowned night heron (Nycticorax nycticorax) is an Indiana endangered species found at the Highland rookery that may also utilize the wetlands on the subject parcel; great egret (Ardea alba) is an Indiana species of special concern.

We appreciate the opportunity to comment at this early stage of project planning. If you have any questions, please contact Elizabeth McCloskey at (219) 983-9753 or [elizabeth\\_mccloskey@fws.gov](mailto:elizabeth_mccloskey@fws.gov).

Sincerely yours,

*Elizabeth S. McCloskey*  
for Scott E. Pruitt  
Supervisor *Acting*

cc: Christie Stanifer, Environmental Coordinator, Division of Water, Indianapolis  
Little Calumet River Basin Development Commission, Portage, IN  
Hammond Parks and Recreation Department, Hammond, IN  
USACOE, South Bend Field Office, South Bend, IN  
Marty Maupin, IDEM, Office of Water Quality, Indianapolis, IN



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

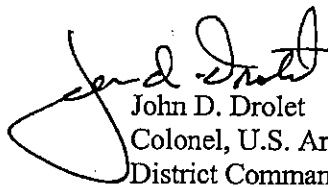
REPLY TO  
ATTENTION OF  
Planning Branch  
Environmental Formulation Section

Dear Recipient:

Enclosed is an Environmental Assessment for the proposed Hobart Marsh mitigation project near Hobart in Lake County, Indiana. This documentation was prepared in accordance with the National Environmental Policy Act of 1969 and is being distributed for your review.

The project would involve restoration of hydrology to 355 acres through removal of drainage tiles, closure of drainage ditches, and removal of exotic and aggressive plants; restoration of 265 acres of prairie and sedge meadow; and restoration of 90 acres of wet savanna.

Comments should be provided no later than 9 August 2007 to Keith Ryder, U.S. Army Corps of Engineers, 111 North Canal Street, 6th Floor, Chicago, Illinois 60606 (phone 312/846-5587) or to [keith.g.ryder@usace.army.mil](mailto:keith.g.ryder@usace.army.mil).

  
John D. Drolet  
Colonel, U.S. Army  
District Commander

Enclosure



# Little Calumet River Basin Development Commission

6100 Southport Road  
Portage, Indiana 46368

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

*SPM*

*Billy -  
get mileage  
from now on -*

## WORK STUDY SESSION JULY 11, 2007

5:30 – 6:00 p.m.

### ACTION ITEMS:

#### Finance

Approval of claims for July 2007

Approval of O&M claims for July 2007

### ITEMS OF IMPORTANCE/POLICY:

- Letter to Army Corps regarding financial impacts to project schedule commitments
- Update on Funding Strategy

*p. 9-11*

*PC my*

*Aug. 19  
Lorraine's answer*



# LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION ATTENDANCE ROSTER

NAME OF MEETING: LCRBOC DATE: July 11, 2007

LOCATION: 6100 Southport Rd-Portage CHAIRMAN: Bill Biller

## PLEASE SIGN IN

	NAME (PLEASE PRINT)	ORGANIZATION, ADDRESS, PHONE NUMBER
1	Elizabeth Johnson	Congressman Viselasky's Office
2	Paul Bryan	Wicker Woods Committee
3	Imad Samara	Army Corps
4	<del>John</del> Rene Casale	
5	TOND DUST	HIGHLAND RES. 3333 NORTH DR.
6	JOE KUSSELYE	" " 3327 NORTH DR.
7	Bill Petrites	
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July 11, 2007

Honorable Thomas McDermott  
Mayor of Hammond  
Hammond City Hall  
5925 Calumet Avenue  
Hammond, Indiana 46320

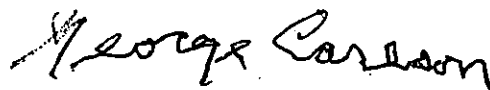
Dear Mayor:

It is with a deep sense of regret that I have decided to resign as a member of the Little Calumet River Basin Development Commission because of my advance age and problems associated therewith. I have come to know the Commission members as good friends. The leadership of Executive Director Dan Gardner and the work of his staff have kept this program alive. To all of them, I say thanks "for the tolerance and understanding" that they have shown me.

My tenure on this Commission covers a period of 24 years and that, together with my service of 32 years as Councilman-at-Large in the city of Hammond, totals over 50 years of public service. My service as a city councilman is the longest of any councilman in the history of the city. I served as Chairman of the Coordinating Committee for Rail and Street Traffic which resulted in the construction of the Columbia Avenue overpass. Following this, I became Chairman of the Committee for Rail Relocation and Consolidation. This program was federally financed and was responsible for the construction of the Hohman Avenue and Kennedy Avenue overpasses. In 1964, I was deeply involved in the purchase of land which is now Dowling Park and Carlson-OxBow Park. In 1974, I was involved in straightening the Little Calumet River and subsequent negotiations for a land exchange with the town of Highland. Finally, in 1993, I lobbied for and succeeded in, obtaining grants totaling \$319,000 for development at the Carlson-OxBow Park.

I am proud of my record and it is with great pleasure that I was able to serve the city of Hammond to the best of my ability. I thank the city of Hammond for giving me the opportunity to do so.

Sincerely,



George Carlson

cc: William Biller, Chairman of LCRBDC  
Dan Gardner, Executive Director, LCRBDC ✓

**WORK STUDY SESSION  
11 July 2007**

**LAND ACQUISITION COMMITTEE  
Robert Marszalek, Chairman**

---

1.) There are no increased offers or condemnations.

2.) STAGE V (Kennedy to Northcote)

**WE ARE SIGNING THE RIGHT-OF- ENTRY TONIGHT!!!**

There are a few options that are in the last stages of acquisitions (easements to be delivered, recorded). They will be acquired in the next few weeks. Plus, we have recently received directions from the Corps to acquire four (4) new easements. The acquisition procedure has been started (title work, surveys), and we'll be on a fast track to acquire these exceptions in the next few months.

3.) STAGE VII (Northcote to Columbia)

Fifty-four (54) Uniform Land Offers are ready to be sent to landowners. We have contacted the Town of Munster and are waiting for Munster to schedule a date to present our request to the Town Council for help in funding the offers to landowners.

3.) STAGE VIII (Columbia to Illinois state line)

Ninety (90) surveys are almost all completed. All title work is in. With the good news about funding we will notify our appraisal team that we will start appraisals in early August.

# **PROJECT ENGINEERING MONTHLY STATUS REPORT**

**For meeting on Wednesday, July 11, 2007**

**(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 1 – July 11, 2007)**

---

## **COMPLETED CONSTRUCTION**

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

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

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

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

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

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

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

1. Project completed in September, 1998.  
Rausch Construction – Contract price: \$3,288, 102
2. Received “as-built” drawings from the Corps on 11/6/06.

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

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

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

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

### **STATUS (Stage III) Chase to Grant Street:**

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

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

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

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

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

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

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

**STATUS (Stage IV Phase 1 – North) Cline to Burr (North of the Norfolk Southern RR:**

1. IV-1 (North) The drainage system from Colfax to Burr St. North of the Norfolk Southern RR.
  - Current contract amount - \$2,956,964.61
  - Original contract amount - \$2,708,720.00
  - Amount overrun - \$248,244.60 (9%)
2. The only item needed to be completed is to assure turf growth in all areas.
  - Current plantings are for erosion control that will give way to native grasses. Native grasses weren't planned on this contract, but will be needed to be included in an upcoming contract.
  - LCRBDC has a concern with sloughing in the concrete ditch bottom between Colfax and Calhoun.
  - We received a response from the Corps on January 7, 2003, addressing vegetation.
  - Currently, the entire concrete ditch bottom is filled with silt and dirt and has cattails growing. LCRBDC got a cost to clean the concrete bottom of the drainage ditch on August 18 during dry conditions in the amount of \$8,200; and wet conditions in the amount of \$11,640.

A letter will be sent to the COE requesting their participation for a design modification to prevent this sloughing from re-occurring. (The Corps suggested that this issue be addressed as part of the upcoming levee Inspection Reports in spring, 2007).

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

1. Project completed in November, 1998.  
Dyer Construction – Contract price: \$3,329,464
2. Received “as-built” drawings from the Corps on 11/6/06.

**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 with the contractor 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 August 22 and 23 of 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 81<sup>st</sup> St. (Highland). Overall contract work is completed.
2. Project completed in September 2001.  
Thieneman Construction – Contract price: \$2,120,730

#### **North Fifth Avenue Pump Station:**

1. The low bidder was Overstreet Construction
  - Current contract amount - \$2,518,988.44
  - Original contract amount- \$2,387,500
  - Amount overrun - \$114,276 (4.9%)
  - Project is currently 99% completed
2. Minor items have been completed.
3. 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.
4. Received “as-built” drawings from the Corps on 11/6/06.
  - LCRBDC will now turn this station over to the town of Highland (Refer to O&M Report).
6. **Received monthly construction status report from the COE. (Refer to handout)**

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

1. Project completed on June 23, 2005.
  - A. Dyer Construction – Contractor
  - B. Final Inspection – June 23, 2005
    - Agreement for O&M turnover to Gary is being finalized (Ongoing) (Refer to O&M Report for details) These (2) stations **have been** included with the other (4) Gary stations in one process.
  - 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. Original contract completion date – October 1, 2010
4. Bids were opened on June 30 and the low bidder was ECO SYSTEMS, INC.
  - Current Contract Amount - \$648,995.23
  - Original Contract Amount - \$648,995.23

- Percent completed – 54.7%
  - 104 acres included in bid – 100 to be herbicided, remaining 4 acres are ditches.
5. 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, herbiciding has been completed, clean up growth in collector ditches, plant new native grasses on levees.
  6. **Received monthly construction status report from COE (Refer to Handout)**
  7. Received Modification #6 to the contract to increase incremental funding by \$75,000 for a new total of \$430,000.

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

1. The low bidder was Superior Construction Company
  - Original Bid Amount - \$2,301,518
  - Current Contract Amount - \$2,374,191
  - Amount overrun - \$72,673 (3.1%)
  - Percent completed – 90.6%
  - Current contract completion date – August 24, 2007
2. This portion of construction was advertised, partially paid for, and coordinated by the City of Gary. The Army Corps is overseeing the design and construction to assure compliance with Federal specifications.
3. **Received monthly construction status report from COE. (Refer to Handout)**
4. Final inspection was held on May 1, 2007 (Items remain to be completed)
  - **LCRBDC requested current status of final punch list based upon this inspection on May 28, 2007.**
  - **Received COE response on May 29, indicating the contractor is now complete except for providing “as-built” drawings.**

1-2

**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 was advertised, coordinated, and facilitated by the Corps and LCRBDC as a betterment levee.
  - The Army Corps provided a progression of the construction cost estimates, on 11/10/06, from April 2006 to the bid opening on August 31, 2006.
2. The Army Corps awarded the contract to Dyer Construction Company on February 28, 2007 in the amount of \$3,342,583.22.
3. A pre-construction meeting was held on April 4, 2007
  - Received construction “contract” sets of plans and specs from the Corps on March 22 and distributed to city of Gary, NIPSCO, Wolverine, Marathon, and the NSRR on March 23, 2007.
4. The GSD (on behalf of the city of Gary) sent a letter to the Corps on April 27, 2007 with concerns they feel should be resolved prior to construction.
  - The Army Corps responded on May 2, 2007 clarifying and addressing their concerns.
5. The culvert under the NSRR, west of Clark Street, has been cleaned several times, and keeps blocking up (currently no flow).
  - **The NSRR completed the installation of a new 48” metal culvert with a slightly lower invert elevation on June 13. Completed on June 22, 2007; drained down the area.**

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

**The Army Corps provided the 90% BCOE back check review set of drawings (excluding NSRR) to the LCRBDC for distribution on June 20, 2007 with a response due date of July**

3-6

This segment is scheduled to advertise mid-July; award the contract mid-September; issue Notice to Proceed October 2007; with a tentative construction start date in early February 2008 (weather permitting).

1. **UTILITY CORRIDOR COORDINATION (NIPSCO R/W)**

A. **LCRBDC Participation**

- LCRBDC coordinated a “plan-in-hand” meeting with the municipalities as part of the final review process for May 3.
- LCRBDC coordinated a “plan-in-hand” meeting with the utilities and pipelines as part of the final review process on May 8.
- LCRBDC submitted a summarization of all the issues with each utility and/or pipeline, including agreements & cost estimates.

B. **Huntington District Assistance**

- At the May 23 Real Estate meeting, it was agreed upon to allow the Corps Huntington District to assist Jim Pokrajac with technical help to coordinate with the cost estimates and agreements with the pipeline companies as a project cost.
- **Had a conference call with Huntington on June 19 to discuss points of contact and coordination.**
- **They received money to proceed with their participation on June 15, 2007**

7

C. **NIPSCO**

- An engineering coordination meeting was held with NIPSCO, LCRBDC, and the Corps on April 20.
- Corps is finalizing changes to address NIPSCO concerns. Anticipate early June.

D. **Conoco Phillips Pipe Line**

1. A field meeting was held on site with Atlas and Conoco Phillips on May 11 to review how we will expose pipes with inaccessibility.
  - Central States Underwater (pipeline contractor) was on site that day and provided vertical and horizontal data for both pipes that will be made available to the Corps.
2. **Received a cost estimate from the Conoco Phillips Pipeline Company on May 29 in the amount of \$333,000.**
  - **This was forwarded to the COE for review on May 29 to determine if the costs are fair and reasonable.**

8-9

10

E. **Level 3 (formerly Wiltel)**

- New points of contact and coordination have begun with Level 3 Communications, LLC to get signed agreements.

F. **Explorer Pipe Line**

- **Received a cost estimate from Explorer Pipe Line on May 15 in the amount of \$155,471.67.**
- **This was forwarded to the COE for review on May 29 to determine if costs are fair and reasonable.**

11

12

G. **Wolverine Pipe Line Company**

- **Received a cost estimate from Wolverine Pipe Line Company on July 2 in the amount of \$17,400.**

13-14

2. **Norfolk Southern Railroad coordination**

- The Army Corps contracted Bergman Associates to 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.
- Issues involve pile cap, concrete foundation work, and railroad down time.



### 3. INDOT Coordination

A. A meeting was held with INDOT, Army Corps, and LCRBDC on August 31, 2006 to discuss COE design and project scheduling and funding in the area west of Indianapolis Blvd. and how it will impact their pump station design near the Tri-State bus terminal.

- LCRBDC received an email from INDOT on September 21, 2006 indicating that their schedule is to let their contract in the fall of 2007.
- An email was sent to the INDOT consulting firm requesting updated information regarding their scheduling, status of design, **and our project impacts on June 14, 2007.**

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B. GLE Surveying has coordinated with INDOT, Lawson-Fisher, and property owners to complete the legals for easements with INDOT on both sides of Indianapolis Blvd.

- **Legals and descriptions of required easements, along with the perpetual easement agreement, were submitted to Mike McGuire (INDOT Real Estate Coordinator) for review and comment on June 18, 2007.**
- **A follow-up was sent on June 28, 2007 indicating a July 13 deadline has been given by the COE to sign the ROE.**

16

17

### 4. Cabelas' Development (West of 41, adjacent to Little Calumet River)

- **Easement agreements have been signed and approved. (Refer to Land Acq. Report)**

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

1. Low Bidder was Illinois Constructors Corporation (awarded September 30, 2004)

- Original Contract Amount - \$6,503,093.70
- Current Contract Amount – **\$7,540,838**
- Amount Overrun - **\$1,037,744 (15.9%)**
- Percent Completed – **92%**
- Original Completion Date – December 4, 2006
- Current Completion Date – June 15, 2007 (**To be updated with pump station changes**)

2. **Received monthly construction status report from the COE (Refer to Handout)**

3. North Drive Pump Station

- **Training and turnover scheduled for completion by mid July 2007**
- **LCRBDC working with COE, contractor, and Highland for O&M turnover to town of Highland**

18

4. Construction progress meeting held with I.C.C. & COE on **June 26, 2007**

19-20

5. **Contractor request for progress payment in the amount of \$91,278.83 approved by COE on May 25.**

21-22

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

1. Low bidder was Illinois Constructors Corporation (awarded September 30, 2005)

- Original Contract Amount - \$5,566,871
- Current Contract Amount - \$5,612,789
- Amount Overrun - \$45,918 (.8%)
- Percent Completed – **80%**
- Bid is \$958,382 (or 14.7%) under the Federal estimate
- Original Complete Date – July 21, 2007
- Current Completion Date – October 6, 2007
- Current completion date extended 65 calendar days due to unusually severe



weather as per Modification #2 received on March 2, 2007 (dated February 27, 2007)

2. Received monthly construction status report from the COE (Refer to Handout) 23-24
3. LCRBDC requested permanent access roadway be installed as originally planned west of the INDOT lab.
  - Relocation of NIPSCO pole west of Cline Ave. will restrict permanent access from frontage road with new location and down guys.
4. Construction progress meeting held with the Corps, LCRBDC, and ICC on June 26, 2007
5. Contractor was directed by the Coe to remove miscellaneous debris from outside the work limits (west side of Krosan property) and to coordinate with the owner to restore to pre-construction condition. 25-26
6. Carlson/OxBow Park access roadway
  - Stan Dostatni (Hammond city engineer) wrote a letter on June 19, 2007 indicating that the HSD will require access to the existing pump station through former River Park Apt. site – This access could also be used for trash pick-up by Parks Dept. 27
  - COE will then install new access roadway from pump station to south end of park 28
7. LCRBDC wrote a letter to the COE on July 3 indicating that the fence on the west side of the INDOT lab will need to be relocated for a permanent roadway access as originally were indicated on the plans.

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

1. Low bidder was Dyer Construction (awarded July 29, 2005)
  - Original Contract Amount - \$4,205,644.17
  - Current Contract Amount - \$4,228,422
  - Percent Completed – 89.81%
  - Original Completion Date – April 11, 2007
  - Current Completion Date – June 1, 2007
  - Current completion date extended 51 calendar days due to adverse weather conditions as per Modification #1 on March 2, 2007 (dated February 20, 2007)
  - Low bid (awarded amount) - \$4,205,645 (approx. 26% under Corps estimate)
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. Received monthly construction status report from the COE (Refer to Handout)
4. Recreation trail ramp north and east of the NIPSCO substation on Liable is being raised, and the trail tie-in is being coordinated with the town of Highland
  - Highland is in the process of working with NIPSCO to get an extension of their recreational easement to tie into the trail.
  - Highland would bear the cost of any construction on their easements.
  - COE instructed LCRBDC that this would be done as part of the upcoming Recreation Phase II project.
5. Request for increase in incremental funding obligation (Modification #7) in the amount of \$91,644.17. 29-30

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

1. The final contract with Earth Tech to do the A/E work for this stage/phase of construction was signed and submitted by the COE on December 21<sup>st</sup>, 1999.
2. The schedule shows a June, 2008 contract award and a July, 2009 Completion.
3. All survey work on both sides of the river has been completed.

4. A new team has been put together to review and update the engineering (A field walk-thru on May 24, 2007).
  - A final engineering review will be forthcoming

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

1. Survey work has been completed and LCRBDC has divided work between DLZ, GLE, and Torrenge Engineering. (Refer to Stage VIII – Land Acq. Report.)
2. The Chicago Corps indicated to the LCRBDC on September 11, 2006 that their Buffalo District will be doing the engineering and specs for Stage VIII.
  - An introductory meeting, and field familiarization, were held on September 26 & 27, 2006.
  - Received the engineering schedule from the Buffalo Corps on January 25, 2007.
3. A neighborhood meeting was held with Dan Gardner, Jim Pokrajac, and several residents west of Hohman Avenue on Forest Avenue.
  - Levee was constructed to Federal standards years ago, but it appears no easements exist for maintenance, flood fighting, or inspections.
  - Submitted a request to the Hammond City Engineer to research their records to see if they can find any easements, as-built drawings, inspection results, or correspondence to allow us to proceed with the Corps. (Ongoing)
  - Received an email from the COE on December 15, 2006 indicating this section will not be part of Stage VIII contract. The LCRBDC will be responsible for any work on that levee.
  - A meeting is to be scheduled with the COE to discuss coordination and responsibilities to this area. (Ongoing)
4. Landside drainage is currently being reviewed by the COE, Munster, and LCRBDC to determine if existing, abandoned storm sewer lines can be used. (A field meeting was held to review these potential locations with the COE, town of Munster, and the LCRBDC on January 12, 2007).
  - Munster is currently contracting Robinson Engineering to do condition testing of lines & LCRBDC will coordinate surveys. If COE concurs, this could save time & money on construction and real estate, as well as lessen construction impacts to residents.
  - LCRBDC received a cost estimate from Munster in the amount of \$10,400 to do the corresponding survey work and video.
5. Real estate drawings have been finalized and Buffalo Corps has submitted the final set on March 16, 2007 (Refer to Land Acq. Report for details).
  - Received the Notice to Acquire from the Corps on April 4, 2007 indicating that they have reviewed the current real estate plans and that they are approved for acquisition purposes.
  - On the May 16 conference call, it was agreed that several changes will be made to reduce impacts to property owners. These will be modified upon receipt of these changes.
6. Agreement for utility coordination with SEH signed on March 8, 2007 at a cost not to exceed \$7,500

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

1. Low Bidder was Renewable Resources, Inc. (from Barnesville, Georgia) Awarded September 29, 2002
  - Original Contract Amount - \$921,102.68
  - Current Contract Amount - \$1,405,940.96
  - Amount Overrun - \$484,838 (53%)

- Percent Completed – 96.14%
  - Original Completion Date – November 7, 2007
  - Current Completion Date – November 7, 2007
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) (Ongoing)
  4. **Received monthly construction status report from the COE (Refer to Handout)**

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

1. Low Bidder was Overstreet Construction Company, Inc. (from Milton Florida). Awarded on October 5, 2000
  - Original Contract Amount - \$4,638,400
  - Current Contract Amount - \$4,262,835.48  
(Refer to Attachment #17-Project Status/Major Issues) at bottom – This amount was reduced due to work not completed and de-obligations.
  - Percent Completed – 86%
  - Original Completion Date – October 21, 2004
2. The four (4) pump stations that are included in this initial West Reach pump station project are Baring, Walnut, S. Kennedy, and Hohman/Munster.
3. **Received monthly construction status report from the COE (Refer to Handout)**
4. HSD wants this contract completed before Pump Station Phase II can begin

#### **Pump Station Rehabilitation – Contract 2**

1. The scope of the contract is to provide new pumps and rehabilitation of the following (6) stations: Indianapolis Blvd., Jackson Ave., Southside, Kennedy Park Apartments, Tapper Ave., and Forest Avenue.
2. A letter was sent from the Corps to the Hammond Sanitary District requesting a field visit to gather information, and requesting real estate information to begin the easement process.
3. A letter of response was sent to the COE on January 9, 2007 from the Hammond Sanitary District indicating a number of concerns from the Pump Station 1A contract, and that they would not proceed any further until these items were answered or addressed.
  - The Army COE responded on January 24, 2007 and indicated they would resolve all of their concerns before any work would be started on this contract.
4. **LCRBDC received plans and specs for the 50% review on June 25, with a final date to 31-32 submit comments on July 6, 2007.**
  - **LCRBDC contracted out SEH (Dean Button) on June 27 to review & comment on this set and to work with staff to submit comments.**

#### **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.
3. LCRBDC was copied on a letter from U.S. Fish & Wildlife, dated December 8, 2006, indicating they concur that the proposed project is not likely to adversely affect endangered or threatened species.

4. The Army Corps sent a letter of response, and a memorandum, to the A/E for the Griffith Golf Center on March 2, 2007, regarding grading and compensatory storage calculations.
5. LCRBDC wrote a letter of support to the DNR on June 22, 2007 indicating their plan is compatible with the Little Cal flood control project and provides additional (compensatory) storage for flood waters. 33-34
6. LCRBDC received a public notice for permit application from V3 (realty agent) dated May 7, 2007 and received May 25, 2007 (copy available upon request).

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

1. Received a letter from the Congressman's Office on October 10, 2006 indicating this area has been declared, by the Chicago Army Corps to need structural repairs in order to meet FEMA requirements for certification.
2. Received a memo from the Corps on April 30, 2007 for Corps participation to determine requirements for certification in the amount of \$32,000 for their services.
  - LCRBDC contacted the town of Griffith to provide any information available (soil borings, as-builts, any records, etc) that the Corps could use.

#### **Hobart Marsh – Mitigation Enhancements**

1. Received an email from the COE on January 17, 2007 enclosing the proposed schedule for the Hobart Marsh area mitigation development.
  - Plan development starting February 12, 2007 and construction contract Notice to Proceed December 7, 2007.

#### **GENERAL (Highway Crediting)**

- A. INDOT coordination for Grant St. & Broadway interchanges with I-80/94.
  1. INDOT sent a letter to the COE on April 15<sup>th</sup>, 2004, indicating they worked out an agreement with the COE whereby flood control features will be included in their contract at no cost to the Corps, which could be credited to the LCRBDC for that portion constructed for the flood control of the Little Calumet River.
    - A letter was sent to INDOT on August 29, 2006 requesting cost and engineering data that could then be submitted to the COE for crediting.
    - INDOT coordination engineer was contacted on February 26, 2007 for status. They indicated the information has been put together and will be forwarded to the LCRBDC in the near future.
  2. The Detroit Corps has agreed to provide assistance to the LCRBDC to get information regarding crediting of several construction projects at interchanges along I-80/94.
    - A meeting will be scheduled in mid-June to begin this process.
- B. A meeting was held on 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.
- C. **27<sup>th</sup> & Chase Street – Pump Station Remediation**
  1. Design is completed, Corps submitted real estate requests, surveys completed, need right to construct (Refer to Land Acquisition Report).
  2. As part of the turnover process, the COE has been working with the GSD & United Water to remediate a drainage problem at their existing 27<sup>th</sup> & Chase pump station.
    - Design is ongoing, and the COE anticipates drawings will be ready for review by mid-September.
      - > Received a request from Gary about getting prints to review.

**Jim Pokrajac**

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**From:** "Nielsen, Murl T LRC" <Murl.T.Nielsen@lrc02.usace.army.mil>  
**To:** <jpokrajac@nirpc.org>  
**Cc:** "Edd, Sheldon D LRC" <Sheldon.D.Edd@lrc02.usace.army.mil>; "Anderson, Douglas M LRC" <Douglas.M.Anderson@lrc02.usace.army.mil>; "Lee, Curtis A LRC" <Curtis.A.Lee@lrc02.usace.army.mil>  
**Sent:** Tuesday, May 29, 2007 9:07 AM  
**Subject:** RE: Burr Street (Gary)- Final Inspection (UNCLASSIFIED)

Classification: UNCLASSIFIED

Caveats: NONE

Hi Jim,

There is nothing more for the contractor to complete except for as-built drawings. Curtis checked the as-builts last week and gave the contractor requirements for corrections and copies.

After the final inspection, we went back on 4 May 2007 and the Contractor had repaired the two eroded areas in the side banks, fixed the bollards, and explained that they would come back as required to ensure grass is established, especially on the south-side of ditch 5 slopes where it wasn't growing. The grass establishment matter is being handled as a warranty item and I can let you know exact details after I either speak with Curtis or the Contractor. The Contractor will remain on the hook for a one-year period from the date Gary City acts on the acceptance (resolution).

As to changes, Change No. 2 (primarily for higher levee material quantities) was the last one. Although Arnie and Jay, and probably your office, finalized it for Board approval a few weeks ago, I don't know that Change No. 2 was actually issued since it required Board action. Also, for your information, as of last week the Contractor was still awaiting payment on earlier invoices from the City of Gary. I'll ask Curtis about it, but we have stayed away from money issues between the Contractor and Gary City as much as possible. Bottom line, there are no other money issues (changes) that I know of.

Over the next few weeks, we'll be gathering project documentation to pass to the City of Gary such as inspection and test reports. We plan to do so under cover letter, copy to your office.

I'm sorry I missed you by phone. If you have any questions or comments or if I can be of any assistance, please let me know.

Thank you,

Murl Nielsen  
Office Engineer  
(219) 923-1763

There aren't any more formal inspections planned. We are watching the grass establishment together with the Contractor. Last week or so, re-seeding was supposed to be Work was completed

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

From: Edd, Sheldon D LRC

Sent: Monday, May 28, 2007 10:28 PM

To: 'Jim Pokrajac'; Nielsen, Muri T LRC

Subject: RE: Burr Street (Gary)- Final Inspection (UNCLASSIFIED)

Classification: UNCLASSIFIED

Caveats: NONE

Jim, Believe it or not, there is a Lil Cal project I am not involved in, this one is Muri and Curtis. This will forward to Muri. Curtis is out until Wednesday.

Sheldon

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

From: Jim Pokrajac [mailto:jpokrajac@nirpc.org]

Sent: Monday, May 28, 2007 3:52 PM

To: Lee, Curtis A LRC; Edd, Sheldon D LRC; Anderson, Douglas M LRC

Subject: Burr Street (Gary)- Final Inspection

Sheldon/Curtis,

Could you please give me a current status as to what remains to complete this project. On our inspection on May 1, it appeared that several items needed to be completed before the project was accepted by all parties. Will there be another inspection to complete this task. Are there any other issues regarding change orders or money.

Thanks,

Jim

Classification: UNCLASSIFIED

Caveats: NONE

Classification: UNCLASSIFIED

Caveats: NONE



U.S. Army Corps  
of Engineers  
Chicago District

## LETTER OF TRANSMITTAL

To: Jim Pokrajac  
Little Calumet River Basin  
Development Commission

Date 19-Jun-07

Thru:

Project No: Little Calumet River Flood  
Control Project

Re: Stage V-2 Levee 100% BCOE Review

Attn:

X

No. of Copies	
24	Half Size 100% BCOE Review Plans
24	100% BCOE Review Specifications

Sent to you for the following reason:

☐ For Approval

☐ Review Completed

☐ Revise and Resubmit

☐ For Your Use

☐ Not Reviewed

☐ Returned

☒ For Review and Comment

Other: \_\_\_\_\_

**Remarks:** Please review and comment on the enclosed plans and specifications for Stage V-2. Please provide your comments in writing by July 6, 2007. The 24 copies included should be sufficient to coordinate these plans and specification with the local municipalities and utilities. It is very critical that you provide your comment by COB on July 6 so that we can still make our target date of advertising this Contract by 16, July Jim it is very important that all the reviewers us Dr. Checks. Please coordinate with Kelsey so that he can set up the system for the reviewers. Kelsey will need the contact information of the reviewers so that he can set it up.

Copy To: File

Signed: 

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

LRC FORM 1110-1 (RE), June 1997

3



# Little Calumet River Basin Development Commission

6100 Southport Road  
Portage, Indiana 46368

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

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

**ROBERT MARSZALEK**, Vice Chairman  
*Governor's Appointment*

**R. KENT GURLEY**, Treasurer  
*Lake County Commissioners' Appointment*

**CHARLIE RAY**, Secretary  
*Porter County Commissioners' Appointment*

**GEORGE CARLSON**  
*Hammond Mayors' Appointment*

**ARLENE COLVIN**  
*Gary Mayors' Appointment*

**STEVE DAVIS**  
*IN. Dept. of Natural Resources Appointment*

**ROBERT HUFFMAN**  
*Governors' Appointment*

**JOHN MROCZKOWSKI**  
*Governor's Appointment*

**DR. MARK RESHKIN**  
*Governors' Appointment*

**VACANCY**  
*Governor's Appointment*

**DAN GARDNER**  
*Executive Director*

**LOU CASALE**  
*Attorney*

**TO:** Stan Dostatni, city of Hammond  
John Bach, town of Highland  
Jim Mandon, town of Munster  
Mike Johnston, Lawson-Fisher (Cabela's Coordinator with  
INDOT)  
Troy Kurz, Cabela's  
Dennis Simala, North Township  
Mark Sawyer, NSRR  
Steve Enger, CPWW

**FROM:** James E. Pokrajac, Agent, Engineering

**DATE:** June 20, 2007

**SUBJECT:** Stage V Phase 2 – 100% Review

Enclosed is a copy of the Army Corps of Engineers 100% set of plans and specifications that I have been requested to distribute for the upcoming Stage V Phase 2 construction. This is the construction between Kennedy Avenue and Northcote, both sides of the river.

The current Army Corps schedule is to advertise this project no later than mid July 2007; award the contract by the middle of September 2007; and issue a Notice to Proceed no later than October 2007. Upon receipt of all the contractor submittals, we anticipate that construction could start as early as November of this year.

Also attached, is an instructional letter from the Army Corps indicating the deadline for your final review of these drawings. It is the intent of the Army Corps to have included any suggested changes, answer questions, or address issues that were presented to them from the last set (50%) that was submitted to you earlier this year.

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

/sjm  
encl.

4





# Little Calumet River Basin Development Commission

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Portage, Indiana 46368

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E-mail: [littlecal@nirpc.org](mailto:littlecal@nirpc.org)

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**DAN GARDNER**  
*Executive Director*

**LOU CASALE**  
*Attorney*

**TO:** Danny Young, NSRR  
Jeff Jackson, Witel Communications  
Bob Hardt, Conoco Phillips  
Gary Hanten, Conoco Phillips  
Patrick Nwakoby, Explorer  
Dave Woodsmall, Marathon Petroleum  
Ryan Bandy, Farnsworth Group  
Mark Pasyk, NIPSCO  
Don Samala, Buckeye Partners  
Al Kosior, Buckeye Partners  
Fred Hipshear, Wolverine  
Dane Graham, B. P. Amoco

**FROM:** James E. Pokrajac, Agent, Engineering

**DATE:** June 20, 2007

**SUBJECT:** Stage V Phase 2 – 100% Review

Enclosed is a copy of the Army Corps of Engineers 100% set of plans and specifications that I have been requested to distribute for the upcoming Stage V Phase 2 construction, including the pipeline corridor west of Kennedy Avenue on the NIPSCO right-of-way.

The current Army Corps schedule is to advertise this project no later than mid July 2007; award the contract by the middle of September 2007; and issue a Notice to Proceed no later than October 2007. Upon receipt of all the contractor submittals, we anticipate that construction could start as early as November of this year.

Also attached is an instructional letter from the Army Corps indicating the deadline for your final review of these drawings. It is the intent of the Army Corps to have included any suggested changes, answer questions, or address issues that were presented to them from the last set (50%) that was submitted to you earlier this year.

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June 20, 2007  
Page 2

Separate from your engineering comments on this 100% set, please forward your cost estimates to me for re-imbursement purposes, those costs or any other costs, associated with the following.

- Costs for your engineering review, site visits, or time involved related to the design phase of this project .
- Costs that will be incurred during construction whereby field representatives need to be on the site while work is going on in that immediate area or when your pipeline/pipelines are exposed. Please provide a fee schedule along with your estimate, providing a cost per hour for that representative to be on the site.
- Costs to be incurred for your company to modify either the structural integrity of your pipeline or for any associated construction items that you will require due to the installation of our sheet piling in that area.

As we have previously discussed, and is shown on this 100% review set, our intent is to drive sheet piling adjacent to, and "bridging" above, each of the pipelines. If you have any questions regarding engineering responses, they may be directed to Captain Kelsey Lavika of the Chicago Army Corps office, at 312-846-5563 ([Kelsey.W.Lavika@lrc02.usace.army.mil](mailto:Kelsey.W.Lavika@lrc02.usace.army.mil)). If you have any questions regarding the cost estimates, they may be directed to me at 219-763-0696 ([jpokrajac@nirpc.org](mailto:jpokrajac@nirpc.org)).

/sjm  
encl.

cc: Kelsey Lavika, ACOE  
Imad Samara, ACOE

6

**Jim Pokrajac**

---

**From:** "Martin, Matthew C LRH" <Matthew.C.Martin@lrh01.usace.army.mil>  
**To:** <jpokrajac@nirpc.org>  
**Cc:** "Kotwicki, Victor L LRE" <Victor.L.Kotwicki@lre02.usace.army.mil>; "Martin, Matthew C LRH" <Matthew.C.Martin@lrh01.usace.army.mil>; "Kmen, Wyatt H LRH" <Wyatt.H.Kmen@lrh01.usace.army.mil>  
**Sent:** Wednesday, June 20, 2007 8:26 AM  
**Subject:** Little Calumet River Levee Project

Jim,

Pursuant to our phone conversation yesterday, following is some contact information for me.

Mailing address: U.S. Army Corps of Engineers  
502 8th Street  
Huntington, WV 25701  
Attn: EC-DR, Matthew Martin

e-mail: [Matthew.C.Martin@usace.army.mil](mailto:Matthew.C.Martin@usace.army.mil)  
Fax: (304)399-5549 or (304)399-5591

Initially, to get me started, I would like a hard copy of the 100% Plans and Specs for the levee work. Hopefully, reviewing these will get me up to speed and I'm sure I'll have more questions.

I talked with Terry Noble from our Design Section (He said that he had spoken with you concerning pump stations for the same project) about electronically sending files. He said that there are several ways to send them depending on what format the drawings are in. One way is to change them to a pdf file and attach them to an email. Another way is to send them to our FTP site (<ftp://ftp.usace.army.mil>). If you had any questions on this, Terry said give him a call at (304)399-5932.

Matthew C. Martin, PE, PS  
U.S. Army Corps of Engineers  
502 8th Street  
Huntington, WV 25701  
Ph: (304)399-5110

**Jim Pokrajac**

---

**From:** "Hardt, Bob L" <Bob.L.Hardt@conocophillips.com>  
**To:** <jpokrajac@nirpc.org>  
**Cc:** "Hanten, Gary L" <Gary.L.Hanten@conocophillips.com>  
**Sent:** Tuesday, May 29, 2007 2:42 PM  
**Attach:** LCRFC Cost Estimate rev 5\_29\_07.XLS  
**Subject:** FW: LCR Estimate for Review

Attached please find ConocoPhillips Pipe Line Company's good faith cost estimate for the Little Calumet River Flood Control Project. As you are aware, the actual cost may vary depending on the conditions we encounter during our inspection and any required adjustment/protection of our pipelines. Please advise when you are ready to enter into our reimbursement agreement covering the referenced pipeline work.

Regards, R. H.

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

**From:** Hardt, Bob L  
**Sent:** Tuesday, May 29, 2007 2:30 PM  
**To:** Hardt, Bob L  
**Subject:** FW: LCR Estimate for Review

<<LCRFC Cost Estimate rev 5\_29\_07.XLS>>

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5/29/2007

**CONOCOPHILLIPS TRANSPORTATION  
COST ESTIMATE**

Location Hammond, Indiana

Date 5/29/2007

Description of Job: Little Calumet River Flood Control Project

UNIT	CLASS	ITEM	DESCRIPTION	QTY	Price	TOTAL
			<b>ENGINEERING/PROJ. MGMT.</b>			
			COP Engineering /PIR Group (hrs)			
			Reviews and coordination	200	\$129.00	\$25,800.00
			PTREC review (Bob Hardt)	1	\$1,500.00	\$1,500.00
			Legal review	1	\$500.00	\$500.00
			Survey review	1	\$2,000.00	\$2,000.00
			Third party on site Construction Field Representative (CFR) - days. Two (2) CFR's required for simultaneous north & south construction activities	90	\$850.00	\$76,500.00
			Travel expense	2	\$500.00	\$1,000.00
			CPPL coating repair/inspection (including mob & demob, excavation, shielding & shoring), assumes access road has been installed and COE will provide required backfill material and testing oversight	1	\$30,000.00	\$30,000.00
			Misc. Field CPPL labor cost for District & local personnel to cover emergency planning and project support/planning	1	\$10,000.00	\$10,000.00
			Dewatering North & South side for excavations	2	\$15,000.00	\$30,000.00
			No costs included for pipeline shutdowns during construction activities			
			<b>Other</b>			
			Diving Contractor Inspection:			
			Verify locations and depth of lines	1	\$6,750.00	\$6,750.00
			Deepwell anode bed installation & Cathodic Protection oversight	1	\$50,000.00	\$50,000.00
			Cathodic protection test station installation (2) & associated excavations	1	\$6,000.00	\$6,000.00
			CPPL labor (hrs)	24	\$55.00	\$1,320.00
			<b>Contingency:</b>	<b>20%</b>		\$48,274.00
			<b>Indirects/Overhead:</b>	<b>15%</b>		\$43,446.60
			<b>GRAND TOTAL:</b>			\$333,000.00

**Jim Pokrajac**

*CONOCO/PHILLIPS COSTS*

**From:** "Jim Pokrajac" <jpokrajac@nirpc.org>  
**To:** "Lavicka, Kelsey W CPT LRC" <Kelsey.W.Lavicka@lrc02.usace.army.mil>; "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>  
**Sent:** Tuesday, May 29, 2007 4:31 PM  
**Attach:** LCRFC Cost Estimate rev 5\_29\_07.XLS  
**Subject:** Fw: LCR Estimate for Review

Kelsey,

Enclosed is a cost estimate for review that I received today from Conoco/Phillips for their (2) 8" pipelines West of the NSRR. In a cursory look it appears that they have included de-watering and several other items that should be part of our contract. Could you make determinations as to what costs should even be included in their estimate as well as to reviewing the remaining costs to see if they are fair and reasonable. If you need any other info. pls. let me know.

Thanks,

Jim

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

**From:** Hardt, Bob L  
**To:** jpokrajac@nirpc.org  
**Cc:** Hanten, Gary L  
**Sent:** Tuesday, May 29, 2007 2:42 PM  
**Subject:** FW: LCR Estimate for Review

Attached please find ConocoPhillips Pipe Line Company's good faith cost estimate for the Little Calumet River Flood Control Project. As you are aware, the actual cost may vary depending on the conditions we encounter during our inspection and any required adjustment/protection of our pipelines. Please advise when you are ready to enter into our reimbursement agreement covering the referenced pipeline work.

Regards, R. H.

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

**From:** Hardt, Bob L  
**Sent:** Tuesday, May 29, 2007 2:30 PM  
**To:** Hardt, Bob L  
**Subject:** FW: LCR Estimate for Review

<<LCRFC Cost Estimate rev 5\_29\_07.XLS>>

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5/29/2007

**COST ESTIMATE**  
**Little Calumet River Basin Development Commission**  
**Flood Control Project**

MP 647  
Lake County, Indiana

A.	Right of Way		
1.	Work Space, Permits and Damages		\$3,500.00
		Subtotal	\$0.00
B.	Material		
1.	Approx 90' of 34" O.D., .375 w.t. Casing Pipe		\$0.00
2.	Cathodic Protection Material		\$25,000.00
3.	Approx. 20 ft. 3.5" O.D. Vent Pipe		\$0.00
4.	1 - 28" X 34" Casing Seal(Thunderline Link, SPECIAL ORDER) LS-500		\$0.00
5.	M-59 Casing Insulators, 28"X 34" with 1-1/2" runners		\$0.00
6.	Primer, Wrap, and Mastic Coating		\$0.00
7.	Marker Poles		\$0.00
8.	Freight and Taxes (20%)		\$1,250.00
		Subtotal	\$26,250.00
C.	Company Labor and Equipment		
1.	Pipeliner III ( approx. 20 hours)		\$440.00
2.	Technician (approx. 20 hours)		\$520.00
3.	Employee Benefits (43.1%)		\$413.76
4.	1/2 Ton Pickup Truck (2 Days @ \$100/day)		\$200.00
5.	3/4 Ton Pickup Truck (2 days @ \$110/day)		\$220.00
6.	Travel and expenses		\$1,800.00
7.	Engineering		\$10,000.00
8.	Miscellaneous		\$300.00
		Subtotal	\$13,893.76
D.			
1.	Contract Labor and Equipment		\$20,000.00
2.	Excavation		\$0.00
3.	Split Casing and Vent Pipe Installation		\$0.00
4.	Insulator and Seal Installation		\$30,000.00
5.	Backfill and Compaction		\$31,500.00
	Inspection @ \$350/day + expenses (90days)		\$0.00
		Subtotal	\$81,500.00
E.			
1.	Miscellaneous		\$12,164.38
	Misc. contingency (10%)		
		Subtotal	\$12,164.38
F.			
1.	Indirect Costs		\$21,663.54
	Legal, Accounting, Engineering, Drafting and Other Overhead (16.19%)		
		Subtotal	
			\$155,471.67
		TOTAL ESTIMATED COST	

Jim PokrajacExplorer (costs)

**From:** "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>  
**To:** "Lavicka, Kelsey W CPT LRC" <Kelsey.W.Lavicka@lrc02.usace.army.mil>  
**Cc:** "Jim Pokrajac" <jpokrajac@nirpc.org>; "Kotwicki, Victor L LRE" <Victor.L.Kotwicki@lrc02.usace.army.mil>  
**Sent:** Tuesday, May 29, 2007 5:00 PM  
**Subject:** RE: costestimate - LCRBDC.xls (UNCLASSIFIED)

Classification: UNCLASSIFIED  
 Caveats: NONE

Kelsey we are hiring LRH utility to review these estimate. Vick can you provide the POC for these estimates to Kelsey.

Imad N Samara  
 Project Manager  
 U S Army, Corps of Engineers  
 111 N Canal Street  
 Chicago IL, 60606  
 (W) 312.846.5560  
 (Cell) 312.860.0123

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

**From:** Jim Pokrajac [mailto:jpokrajac@nirpc.org]  
**Sent:** Tuesday, May 29, 2007 4:35 PM  
**To:** Lavicka, Kelsey W CPT LRC; Samara, Imad LRC  
**Subject:** Fw: costestimate - LCRBDC.xls

Kelsey,

Would you please review this estimate from Patrick to see if these costs are fair and reasonable. As with the other estimate would you please also see if he included some costs that might be borne by our project.

Thanks,

Mr. Pokrajac

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

**From:** Patrick Nwakoby <mailto:pnwakoby@expl.com>  
**To:** Jim Pokrajac <mailto:jpokrajac@nirpc.org>  
**Sent:** Tuesday, May 15, 2007 2:52 PM  
**Subject:** costestimate - LCRBDC.xls

Please use this and disregard previous.



## Wolverine Pipe Line Company

8105 Valleywood Lane  
Portage, Michigan 49024-5251  
Phone: 269-323-2491  
Fax: 269-323-9359

# FAX

**To: Jim Pokrajac at 219-762-1653**

**From: Fred W. Hipshear**

**Date: July 2, 2007**

**Number of pages including cover sheet: 2**

The following is the estimate to inspect Wolverine's pipelines at the levee crossing. This does not include installing any full-sole as we first intended. Our Engineer and Construction Coordinator decided that the full sole is unnecessary if we can arrange for the sheet piling to be installed  $\frac{1}{2}$  way between Wolverine's pipeline and the adjacent (I think that is Buckeye) pipeline instead of being only 2-feet away from Wolverine's pipeline as it is shown now on the prints.

Let me know if I have to enter that into Dr. Checks or if I can just talk to someone about it. I got into Dr. Checks once, but will have to re-train if I have to get into it again!!

Thanks:



Fred W. Hipshear  
Right-of-Way Agent

## EXHIBIT "B"

WOLVERINE PIPE LINE COMPANY  
ESTIMATE OF EXPENDITURES CHARGEABLE TO OTHERS  
FOR NORMAL REIMBURSABLE PROJECT

DATE: 6/25/2007	AFE NO: None
LOCATION OF WORK: Little Calumet River Flood Protection, Stage 5, Phase 2	
COMPLETE DESCRIPTION OF WORK TO BE PERFORMED & REASON: Excavate and inspect 16" and 18" pipelines to be under levee. Install compacted fill to Corps of Engineers specifications.	
EXPENSES REIMBURSED BY: US Army Corps of Engineers	
THIS ESTIMATE GOOD FOR 90 DAYS.	
<b>COMPANY EXPENSES</b>	
COMPANY LABOR:	700
OUT OF TOWN EXPENSES:	200
COMPANY VEHICLE AND EQUIPMENT EXPENSE:	100
RIGHT OF WAY & DAMAGES:	0
PIPE & MATERIALS:	0
<b>CONTRACT EXPENSES</b>	
CONTRACT LABOR AND EQUIPMENT:	8,300
CONTRACT EQUIPMENT & PIPE HAULING:	2,100
<b>OVERHEAD</b>	
PAYROLL BURDEN & WELFARE EXPENSE (35% OF COMPANY LABOR):	300
ADMINISTRATIVE OVERHEAD (35% OF SUB-TOTAL):	4,100
<b>SUB-TOTAL:</b>	<b>15,800</b>
10% CONTINGENCY:	1,600
<b>TOTAL ESTIMATED EXPENDITURES:</b>	<b>17,400</b>
PREPARED BY: BK	<b>100 % REIMBURSABLE = 17,400</b>

**Jim Pokrajac**

---

**From:** "Jim Pokrajac" <jpokrajac@nirpc.org>  
**To:** "Egilmez, Allen" <ALLENE@ucea.com>  
**Cc:** "Anderson, Douglas M LRC" <Douglas.M.Anderson@lrc02.usace.army.mil>; "Samara, Imad LRC" <Imad.Samara@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>  
**Sent:** Thursday, June 14, 2007 12:41 PM  
**Subject:** US 41- Ingress/Egress

Allen,

As per our conversation today I would like to get some information regarding your upcoming construction between Ridge Road and the Little Calumet River.

1. What is your current schedule ? Our project is in the same area and our schedule is to advertise in July, award in September, physically start construction in November, We anticipate that the entire project between Kennedy Avenue and Northcote will be completed no later than summer of 2009. If our projects are ongoing simultaneously we will probably need to coordinate with you.
2. We are proposing to use the stoplight entry North of Ridge Road (the entry to Ultra) as our ingress/egress for hauling fill, concrete, etc.. Will this cause any problems with us using this as part of our haul route relative to your proposed construction?
3. The engineering is currently being finalized and the plans will be distributed the middle of next week. We need to know about the driveway entrance as soon as possible to be able to include it in our plans.

Thanks for your help,

Jim Pokrajac

15

6/14/2007

**Jim Pokrajac**

---

**From:** "Jim Pokrajac" <jpokrajac@nirpc.org>  
**To:** "Mcguire, Mike" <MMCGUIRE@indot.IN.gov>  
**Cc:** "Lou Casale" <lcasale@cwblawfirm.com>; "Lavicka, Kelsey W CPT LRC" <Kelsey.W.Lavicka@lrc02.usace.army.mil>; "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>; "Kotwicki, Victor L LRE" <Victor.L.Kotwicki@lrc02.usace.army.mil>; <jvamos@nirpc.org>  
**Sent:** Friday, June 29, 2007 2:37 PM  
**Subject:** Re: LCRBDC EASMENTS ALONG US 41

Mike,

Could you please let me know the status of your review of the documents, legals and drawings for the two easements that we submitted to you on June 18th for the property either side of Indianapolis Boulevard North of the Little Calumet River. It is the intent of the army corps to have us sign the right-of-entry no later than July 13th, and in order to include these parcels we really need to expedite whatever is needed to complete this issue. If you need anything else, want us to make any changes, or need additional information please let me know.

Jim Pokrajac

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

**From:** Mcguire, Mike  
**To:** Jim Pokrajac  
**Sent:** Monday, June 04, 2007 10:26 AM  
**Subject:** LCRBDC EASMENTS ALONG US 41

Jim, this form appears to be correct. Please prepare the documents for our review and forward them to me at the District Office. We will review and make requested change if necessary. Sorry for the delay in responding to you sooner things have been busy around here.

16

6/29/2007



# Little Calumet River Basin Development Commission

6100 Southport Road  
Portage, Indiana 46368

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

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VACANCY  
*Governor's Appointment*

DAN GARDNER  
*Executive Director*

LOU CASALE  
*Attorney*

TO: Mike McGuire, INDOT  
FROM: Jim Pokrajac, Agent, Engineering, LCRBDC  
DATE: June 18, 2007  
SUBJECT: Permanent Levee Easements on US41, north of the Little Calumet River, Hammond IN

As per our previous conversations regarding the easements we will be needing from INDOT on US41, north of the river, I am faxing you the drawings and legal descriptions of those properties we need along with a copy of the perpetual easement agreement, which was based upon a previously approved agreement submitted to you for comment on May 25. (This area was west of Cline Avenue and south of I-80/94 and was approved and signed by INDOT on April 2, 2004.) As per your email to me on June 4 indicating that the form appeared to be correct, I would like you to review and comment on the information we are faxing you.

The schedule for construction in this segment is to advertise this project in the middle of July 2007. The total project includes all of the construction along both sides of the river from Kennedy Avenue to Northcote and includes the Cabela's line of protection from the Little Calumet River.

In a conversation with Imad Samara, project manager from the Army Corps, we would like to meet with you at your headquarters to discuss this agreement, as well as providing you a set of the 100% engineering drawings that will be provided to me on Wednesday June 20. I will try to get you the associated drawings for this area upon which we are requesting easements. I will email you after the 20<sup>th</sup> to schedule a date to meet that is good for you.

If you have any questions regarding this request, please let me know. Thank you for attention to this matter.

/encl.

**Jim Pokrajac**

---

**From:** "Jim Pokrajac" <jpokrajac@nirpc.org>  
**To:** "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>  
**Cc:** "Edd, Sheldon D LRC" <Sheldon.D.Edd@lrc02.usace.army.mil>; "Anderson, Douglas M LRC" <Douglas.M.Anderson@lrc02.usace.army.mil>  
**Sent:** Friday, June 29, 2007 3:12 PM  
**Subject:** Stage VI (South)- Pump Station Turnover

Imad,

In a progress meeting for Stages VI- I N&S on June 26th, part of the discussion involved the North Drive Pump Station and its completion. Already the training and turnover to Highland is under way and should be completed within a week or two. Highland, as usual, is very cooperative and I am sure that they will assume responsibility as they have in the past. Could you please clarify for me at what point is this station the "responsibility of the commission". It is normally our responsibility to get an agreement together and have that municipality who is going to do the O&M, sign an agreement. In order to do that we need all the manuals, guarantees and warranties, spare parts, and "as-built" drawings and also be involved with that municipality in the final inspection. Many of these items have been addressed and already been coordinated between the corps, the contractor, and Highland. Please provide me some guidance so Shamel will not be writing some letter saying that it is now Little Cal's responsibility.

Thanks,

Jim

# MEETING MINUTES #052

## LITTLE CALUMET RIVER SOUTH, HIGHLAND

Weekly Construction Progress: 6/23/07

Next Mtg. 7/10/07 @ 9:00am

Last, 6/05/07

### Attended By:

- Illinois Constructors Corporation – Phil Ross
- Illinois Constructors Corporation – John Mackanin
- USACE – Doug Anderson
- USACE – Curtis Lee
- USACE – Sheldon Edd
- USACE – ANNA

### Non-Attendees:

- Illinois Constructors Corporation – Jeff Rausch
- Illinois Constructors Corporation – Brian Schallhorn
- Grimmer – John Dudliceck
- Town of Highland – John Bach
- LCRBDC – Jim Pokrjac

### 1. PREVIOUS OLD BUSINESS

1. Final grading and restoration at east end of project.  
81<sup>st</sup> St. – Grimmer to re-grade and dress up area
2. Punch lists from Park Department and Town of Highland
3. Grimmer to re-evaluate dirt quantities (4/10/07)
4. Time – Contract extended to 6.08.07 (4/24/07)
5. Earth fill elevations. Grimmer and DLZ (5/10/07)

### 2. SCHEDULE

#### A. LAST THREE WEEKS

1. ICC working on tying stone path into asphalt ramps
2. Grimmer completing earth fill on levee 7S 2+50 to 3+50 & 8S 6+00 to 9+00
3. Fix leak chase voids in 60" inlet pipe at pump station
4. Complete asphalt work

#### B. THIS & NEXT WEEK

1. Trail construction
2. Sand stockpile
3. Pump Station training
4. Pump Station turnover
5. Removal of existing pump station head wall and pipe plugs
6. Grimmer tying in levee at pump station

CRITICAL ACTIVITY: Pump Station acceptance and tying levee into pump station

#### C. CONTRACT STATUS

Original contract completion date: 12/12/06 Current contract completion date: 6/08/07  
Original contract amount: \$6,503,093.70 Current contract amount: \$7,540,838.19

D. ESTIMATE JOB COMPLETION PERCENTAGE TO DATE: 92%

### 3. WEATHER DAYS

1. Weather days in 2005 effecting the contract = 0  
Weather days in 2006 effecting the contract = 14

4. **PUNCHLIST OR CORRECTIVE ITEM ISSUES**
  1. See attached list.
5. **STORED MATERIALS**

None
6. **SUBMITTALS**
  1. See attached submittal register
  2. Critical submittals in review
  3. Outstanding critical submittals – O & M's
7. **OUTSTANDING CHANGED CONDITIONS**
  1. ICC, inefficiencies placing stone path at east end of project. No Access
8. **PAY ESTIMATES**
  - A. PAID TO DATE: \$6,781,266.65
  - B. ESTIMATES PENDING: #22 - \$68,142.40
9. **SAFETY and SECURITY**
  1. Housekeeping policed daily
10. **CQC and TESTING**
  - A. SOIL –
  - B. CONCRETE –
  - C. ASPHALT –
11. **RFP'S / RFC'S**
12. **RFP'S**
  1. Deletion of USACE office trailer

From ICC to USACE on 3/30/07
13. **COORDINATION WITH OTHERS**
  1. Working with Town of Highland & residents for duration of project.
14. **OUTSTANDING ISSUES**
15. **NEW BUSINESS / CONCERNS / OTHER MISC.**



- COE APPROVED PAYMENT - MAY 22, 2007

May 24, 2007

SUBJECT: Contract No. W912P6-04-C-0007  
Local Flood Protection  
Little Calumet River, Indiana  
Stage VI-1 South Levee  
Pay Estimate No. 21 - Executed

This payment estimate is .

Date Proper Invoice Received	<u>11 MAY 2007</u>
Date Payment Due	<u>25 MAY 2007</u>
Date Work Completed / Accepted (Include if Final Payment)	<u></u>

Date COR Executed Pay Estimate in CEFMS 23 MAY 2007

Sheldon D. Edd, P.E.  
Project Engineer  
Calumet Area Office

21

# PAYMENT ESTIMATE - CONTRACT PERFORMANCE

For use of this form, see ER 37 -2 -10 and ER 37 -345 -10

1. INVOICE RECEIVED DATE 11 May 2007

PAYMENT DUE DATE 25 May 2007

Sheet 1 of 6

2. CONTRACTOR AND ADDRESS Illinois Constructors Corporation  
PO Box 745 St. Charles, IL 60174

3. CONTRACT NO.  
W912P6-04-C-0007 NA

4. DISTRICT  
CHICAGO DISTRICT

5. DESCRIPTION OF WORK

Local Flood Protection, Stage VI-1 South

6. APPROPRIATION AND PROJECT

96-NA-X-3122-0000

7. REQUIRED COMPLETION DATE

27 Apr 2007

8. LOCATION

Little Calumet River, Indiana

9. PERIOD COVERED BY THIS ESTIMATE

FROM 01 Mar 2007 THRU 27 Apr 2007

10. JOB ORDER NO.

11. ESTIMATE NO.

21

ITEM  
NO.  
a

DESCRIPTION

CONTRACT

TOTAL TO DATE

QUANTITY AND  
UNIT  
c

UNIT-  
PRICE  
d

AMOUNT  
e

QUANTITY AND  
UNIT  
f

AMOUNT  
g

CONTRACT AMOUNT (contract line items - see attached sheets)

\$7,522,544.51

91%

\$6,824,066.65

INCLUDES MODIFICATIONS  
THRU R00019

91 % EARNINGS TO DATE

91 % LESS STORED MATERIAL

TOTAL CONTRACT ———>

\$7,522,544.51

TOTAL EARNINGS  
TO DATE ———>

\$6,824,066.65

REMARKS

Withholding \$10,000 pending repairs of damage done outside the work limits at the EPS yard, \$28,300.00 for as-builts per 01100-1.7 and \$4,500.00 for damage done outside the work limits on Stage 6-2 levee and 179th Street for a total of \$42,800.00.

## 12. PRESENTED FOR PAYMENT

PAYEE

PER

ILLINOIS CONSTRUCTORS CORP

*Philip L. Ross*

DATE 5/11/07

TITLE

*Project Manager*

## 13. APPROVED AMOUNT

I certify that I have checked the quantities covered by this bill or estimate; that the work was actually performed; that the quantities are correct and consistent with all previous computations as actually checked; that the quantities and amounts are wholly consistent with the requirements of the contract or other instrument involved.

SIGNATURE

DATE

Curtis A. Lee  
Quality Assurance Representative

5/22/07

CONTRACTING OFFICER APPROVAL (Signature)

DATE

Sheldon Edd  
Contracting Officer's Representative

5/22/07

14. A. PREVIOUS RETAINED PERCENTAGE

\$0.00

B. PREVIOUS OTHER DEDUCTIONS

\$38,300.00

C. PREVIOUS LIQUIDATED DAMAGES

\$0.00

D. PREVIOUS PAYMENTS

\$6,689,987.82

E. PREVIOUS EARNINGS (A + B + C + D)

\$6,728,287.82

F. EARNINGS THIS PERIOD (TOTAL  
EARNINGS TO DATE MINUS E)

\$95,778.83

G. LESS RETAINED PERCENTAGE

\$0.00

H. LESS OTHER DEDUCTIONS

\$4,500.00

I. TOTAL DEDUCTIONS THIS PERIOD (G + H)

\$4,500.00

J. RETAINAGE REFUND

\$0.00

K. OTHER REFUNDS

\$0.00

L. TOTAL REFUNDS THIS PERIOD (J + K)

\$0.00

M. LIQUIDATED DAMAGES THIS PERIOD

\$0.00

N. AMOUNT DUE CONTRACTOR (F - I + L - M)

\$91,278.83

15. TOTALS TO DATE - ALL INVOICES

RETAINED PERCENTAGE (A + G - J)

\$0.00

LIQ. DAMAGES (C + M)

\$0.00

OTHER DEDUCTIONS (B + H - K)

\$42,800.00

PAID TO DATE (D + N)

\$6,781,266.65

# MEETING MINUTES #030 LITTLE CALUMET RIVER NORTH, HAMMOND

Bi-Monthly Construction Progress: 6/26/07

Next Mtg. 7/10/07 @ 9:00am

Last 6/05/07

**Attended By:**

- Illinois Constructors Corporation – Phil Ross
- Illinois Constructors Corporation – John Mackanin
- USACE – Curtis Lee
- USACE – Sheldon Edd
- USACE – Doug Anderson
- LCRBDC – Jim Pokrajac
- Hammond – Charlie Blaine

• ANNA

**Non-Attendees:**

Illinois Constructors Corporation – Jeff Rausch

**1. OLD BUSINESS**

1. Maintaining park access
2. Debris in drive line and misc. trash haul off. Agreed on 14 loads  
This is tied in with constructing path to Park's walking platform, waiting on possible access road mod to determine if and how project path will meet Park's path ICC/USACE
3. INDOT fence, Jim Pokrajac to check on LCRBDC
4. Mod for outlet pipe elevation and size at Kennedy Apt. Pump Station (6/05/07) USACE
5. Grading adjustments at Gate well 7-1C (6/15/07) USACE  
Question on how to re-grade front slope face with existing riprap in place
6. NIPSCO pole at east end of project LCRBDC
7. Access road for Park to collect trash LCRBDC/Hammond
8. Rip/Rap mod from station 26+27 to 30+00 USACE

**2. SCHEDULE****LAST TWO WEEKS**

1. Grimmer earth fill near Cline Avenue
2. Slusser, tree planting and seeding

**THIS & NEXT WEEK**

1. Headwall and pipe at structure 172

CRITICAL ACTIVITY: Head walls (+11 days) for completion by 9/1/07.

**C. CONTRACT STATUS**

Original contract completion date: 7/2/07    Current contract completion date: 10/06/07  
Original contract amount: \$5,566,871.00    Current contract amount: \$5,612,789.00

**D. ESTIMATE JOB COMPLETION PERCENTAGE TO DATE: 80%****3. WEATHER DAYS**

1. Excessive weather days 2006 = 36 days

4. **PUNCHLIST OR CORRECTIVE ITEM ISSUES**
  1. Asphalt repairs at parking lot at 3500 179<sup>th</sup> Street
  2. Materials from Krosan property just east of Hessville pump station. Completed 6.14.07 and berm reconstr
5. **STORED MATERIALS**  
\$51,432.00
6. **SUBMITTALS**
  1. Critical submittals in review - None
  2. Outstanding critical submittals - None
7. **OUTSTANDING CHANGED CONDITIONS**
  1. Debris in drive line ICC to price and submit equitable adjustment claim  
(tied to building path for park, details still pending)
8. **PAY ESTIMATES**
  - A. PAID TO DATE: \$4,607,540.53
  - B. ESTIMATES PENDING: #13 - \$263,711.17
9. **SAFETY and SECURITY**  
Trucks Entering and Exiting jobsite to be put up when Grimmer has heavy haul in days.
10. **CQC and TESTING**
  - A. SOIL –
  - B. CONCRETE –
  - C. ASPHALT –
11. **RFP'S / RFC'S**
  1. RFI 17 – Utility pole in levee footprint at east end (4/9/07)
  2. RFI 19 – Kennedy Apt. outflow pipe elevation (6/15/07)
12. **RFP'S**
  1. ICC submitted pricing for Deletion of Pre-load 7-1C on 4/25/06 per Doug Anderson,  
Mod can be incorporated with Gatewell 175 Modification. (4/24/07)
13. **COORDINATION WITH OTHERS**
14. **OUTSTANDING ISSUES**
15. **NEW BUSINESS / OTHER MISC.**



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

REPLY TO  
ATTENTION OF

May 18, 2007

Technical Services Division  
Calumet Area Office (1180-1-1q)

C-0045

SUBJECT: Contract No. W912P6-05-C-0010  
Local Flood Protection  
Little Calumet River, Indiana  
Stage VI-1 North  
Subject: Material Disposal Outside of the Work Limits

Mr. John Mackanin  
Illinois Constructors Corporation  
Post Office Box 745  
St. Charles, Illinois 60174

Dear Mr. Mackanin:

The Corps of Engineers has received two letters of concern from a property owner adjacent to the project work limits. I have also personally talked with one of the representatives of the property owner by telephone. There were several issues that are of concern, but this letter is to address Illinois Constructors Corporation's placement of excavated material (both debris and soil) outside of the work limits.

Please provide documentation of a written agreement with Krosan Properties that allows ICC to place material on their property, outside the work limits, just east of the Hessville Pump Station. If you have no written agreement, please work with the property owner to remove the material as soon as possible and restore the area to the pre-existing conditions. Please ensure that the property owner is satisfied with your restoration efforts.

You are reminded that it is best to get written agreements with property owners outside of the delineated work limits prior to entry onto their property.

If you have any questions, please call the undersigned at  
219-923-1763.

Sincerely,



Sheldon Edd, P.E.  
Contracting Officer's  
Representative

Copies Furnished:

CELRC-TS-C-S (File)  
CELRC-TS-C-C (D. Albert)  
CELRC-CT (R. Blair)  
CELRC-TS-C-S (S. Edd)  
CELRC-TS-C-S (C. Lee)  
LCRBDC - J. Pokrajac ✓



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

**CITY OF HAMMOND**

**STAN DOSTATNI**  
City Engineer

June 19, 2007

Mr. Jim Pokrajac  
Engineering & Land Management Agent  
Little Calumet River Basin Commission  
Northwestern Indiana Regional Planning Commission  
6100 Southport Road  
Portage, Indiana 46368

**Re: Pump Station Access at former River Park Apartments Site**

Dear Jim,

Per our discussion, the Hammond Sanitary District will require access to the above mentioned pump station when the former River Park Apartment site is developed. This access can then be used for trash pickup at Carlson Oxbow Park, if the Army Corp. project extends access from the pump station through the park.

If you have any further questions please feel free to contact me.

Sincerely,

Stanley J. Dostatni  
City Engineer

5925 Calumet Avenue  
Hammond, Indiana 46320  
**219.853.6336**  
fax: 219 853 6304  
www.ci.hammond.in.us





# Little Calumet River Basin Development Commission

6100 Southport Road  
Portage, Indiana 46368

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

WILLIAM BILLER, Chairman  
*Governor's Appointment*

ROBERT MARSZALEK, Vice Chairman  
*Governor's Appointment*

R. KENT GURLEY, Treasurer  
*Lake County Commissioners' Appointment*

CHARLIE RAY, Secretary  
*Porter County Commissioners' Appointment*

GEORGE CARLSON  
*Hammond Mayors' Appointment*

ARLENE COLVIN  
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STEVE DAVIS  
*IN. Dept. of Natural Resources Appointment*

ROBERT HUFFMAN  
*Governors' Appointment*

JOHN MROCZKOWSKI  
*Governor's Appointment*

DR. MARK RESHKIN  
*Governors' Appointment*

VACANCY  
*Governor's Appointment*

DAN GARDNER  
*Executive Director*

LOU CASALE  
*Attorney*

July 3, 2007

Mr. Doug Anderson  
U.S. Army Corps of Engineers  
906 Griffith Blvd.  
Griffith, Indiana 46319

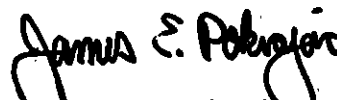
Subject: Stage VI-1 North Permanent Roadway Easement  
(INDOT Lab)

Dear Doug:

Previously the LCRBDC had conversations with the Corps to consider providing permanent access to the levee for maintenance, flood fighting, and inspection purposes from the frontage road directly west of Cline Avenue near the old Burger King property. Recently, the earthen levee was installed which necessitates re-location of an existing NIPSCO electric pole and the down guys. The NIPSCO engineer indicated that he would be moving the existing pole approximately 45' to the north and the down guys approximately 45' north of the new pole location. By using the levee top adjacent to this frontage road, the LCRBDC will be restricted in the future from getting adequate permanent access into the flood protection area in order to do flood fighting, inspections, or maintenance.

Accordingly, we have reviewed the current conditions and would like to have the contractor follow the plans, as shown on Sheet C-13, which was to allow us a permanent access roadway on the western portion of the existing INDOT lab. Prior to executing this work, I would like to facilitate an on-site meeting with the appropriate INDOT representatives to discuss the impacts, scheduling, and to establish coordination as to not interrupt their security or their normal work operations. I have attached the legal descriptions and drawing showing the real estate we have acquired as a permanent roadway easement as well as the signed "perpetual roadway easement", and Sheet C-13 which shows construction responsibilities including fence re-location. If there are any questions regarding this request, please contact me.

Sincerely,

  
James E. Pokrajac, Agent  
Engineering

/sjm  
encl.

cc: Tom Konieczny, INDOT LaPorte District  
Imad Samara, Kelsey Lavicka, Sheldon Edd, Army Corps



- STAGE VI - PHASE 2 - MOD. #7
- REQUEST FOR INCREASE IN INCREMENTAL FUNDING
- ADD'L. AMT. REQUESTED - \$91,644.17
- CURRENT AMT. OBLIGATED - \$4,228,422.42

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

8 June 20077

MEMORANDUM FOR: See Distribution

SUBJECT: Contract No. W912P6-05-C-0006  
 Little Calumet River, Indiana  
 Local Flood Protection  
 Stage VI-2 Levee  
 Modification No. P00007 - Executed

1. Enclosed for your files is a copy of all pertinent information related to executed Modification No. P00007, under the subject contract.
2. Any questions concerning the enclosed items shall be directed to the undersigned at (219) 923-1763.



Enclosures

Sheldon D. Edd, P.E.  
 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 (Complete Mod. File) S. Edd
- CELRC-TS-C-S (Mod. Only) S. Babcock
- CELRC-TS-C-S (Mod. Only) Project Binder
- CELRC-PM-PM (Mod. Only) I. Samara
- ✓ LCRBPC (Mod Only) J. Pokrajac

SECTION SF 30 BLOCK 14 CONTINUATION PAGE

SUMMARY OF CHANGES

SECTION SF 30 - BLOCK 14 CONTINUATION PAGE

The following have been added by full text:

MODIFICATION NO. P00015

A. SCOPE OF WORK

SS006 Add Incremental Funding Clause  
Add incremental funding clause and delete continuous contract funding clause.

B. CHANGE IN CONTRACT PRICE

Total contract price is unchanged.

C. CHANGE IN CONTRACT TIME

The contract completion date shall remain unchanged by this modification.

MODIFICATION NO. P00007

A. SCOPE OF WORK

SS013 Incremental Funding - \$91,644.17  
Pursuant to the "Incremental Funding" clause, this modification hereby obligates an amount of \$91,644.17 for this contract.

B. CHANGE IN CONTRACT PRICE

Total contract price is unchanged.

C. CHANGE IN CONTRACT TIME

The contract completion date shall remain unchanged by this modification.

D. CLOSING STATEMENT

Pursuant to the "Incremental Funding" clause, this modification hereby obligates an amount of \$91,644.71 for this contract; thus, increasing the total Contract funded amount to \$4,228,422.42.

SECTION 00800 - SPECIAL CONTRACT REQUIREMENTS

Accounting and Appropriation

Summary for the Payment Office

As a result of this modification, the total funded amount for this document was increased by \$91,644.17 from \$4,136,778.25 to \$4,228,422.42.

**Jim Pokrajac**

---

**From:** "Witten, Russell P JR LRH" <Russell.P.Witten.JR@lrh01.usace.army.mil>  
**To:** "Rick Sutton" <rsutton@netnitco.net>; <jpokrajac@nirpc.org>  
**Cc:** "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>; "Scruggs, Alicia L LRH" <Alicia.L.Scruggs@lrh01.usace.army.mil>  
**Sent:** Tuesday, June 19, 2007 12:07 PM  
**Subject:** Registering for DrChecks

Gentlemen,

We will be sending out the 50% review documents for Little Calumet River, Pump Station Rehabilitation Phase 2 on 21 June 2007. In order for you to record your comments in the automated system DrChecks, you will need an account in ProjNet. You can have an account set up by calling 1-800-428-4357 and telling them you will be reviewing documents for the Huntington District Corps of Engineers. Once you have an account, please forward the names of the reviewers to Alicia Scruggs and she will add those individuals to the project. Alicia may be reached at 304-399-5204.

If you have any questions, please let me know.

Thanks,  
Russ Witten

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

Forwarded for your review are two complete sets of the 50% Plans, accompanying calculations, outline of specifications, draft specification sections 01 11 00 "Summary of Work" and 22 10 00 "Vertical Pumps, Axial Flow and Mixed Flow Impeller Type", and updated baseline cost estimate for the Little Calumet River, Phase 2 Pump Station Rehabilitation, Hammond, Indiana. A CD with all the documents for review has also been included for your convenience. The review will start on 25 June 07 and end on 6 July 2007. Please enter your comments in DRCHECKS. If you have any issues or questions, please contact Darin White at (304) 399-5654 or Russ Witten at (304) 399-5201.



Darin H. White, P.E.  
USACE, Huntington District  
Lead Engineer



# Little Calumet River Basin Development Commission

6100 Southport Road  
Portage, Indiana 46368

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

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

**ROBERT MARSZALEK**, Vice Chairman  
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**VACANCY**  
*Governor's Appointment*

**DAN GARDNER**  
*Executive Director*

**LOU CASALE**  
*Attorney*

June 22, 2007

IN Dept. Natural Resources  
Division of Water  
402 W. Washington Street  
Indianapolis, Indiana 46204-2739

Attn. Construction in a Floodway – Permits Section

Gentlemen:

I write to the IDNR to comment on, and provide support for, a proposed 56 acre development on the Griffith golf course along the Little Calumet River's floodway in Griffith IN. The Development Commission's comments are that this development is compatible with the U.S. Army Corps of Engineers Little Calumet River Flood Control/Recreation Project; and the plan provides for the additional storage required by the Army Corps that they have directed the Commission to acquire.

The Development Commission, as the non-federal project sponsor, is required by the Army Corps to acquire all lands, easements, and rights-of-way to allow federal construction, as well as any needed flood storage easements. The Development Commission has worked with the property owner, Robert Farag, and the engineering consultant, V3 Companies of Illinois, and the Army Corps to outline a plan that would meet the federal requirements of the project, as well as meet Mr. Farag's desire to develop the site. The plan submitted, we believe, has achieved this; and as such, the Commission endorses its permitting. (Obviously, the site plan must be approved by the local jurisdiction, the town of Griffith, for their local building requirements.) We believe it is a "win-win" scenario with the private developer committing to develop flood storage over and above the site requirements to be consistent with the Little Calumet River project. This provides a savings to the taxpayers, while the Commission will receive credit from the Army Corps.

June 22, 2007  
Page 2

If you have any questions or need additional information from me, I can be reached at 219-763-0696 or [dgardner@nirpc.org](mailto:dgardner@nirpc.org).

Sincerely,

A handwritten signature in black ink, appearing to read "Dan Gardner". The signature is fluid and cursive, with the first name "Dan" being more prominent than the last name "Gardner".

Dan Gardner  
Executive Director

/sjm

Cc: Mark Lopez, Congressman's Office  
Elizabeth Johnson, Congressman's Office  
Ron McAhron, IDNR  
Jomary Baller, IDNR  
Stan Dobosz, Town of Griffith  
Imad Samara, US Army Corps  
Pat Fox, V3

**Current Finance Position – June 19, 2007**

To be drawn from the State – Stage V-2 monies for critical path to Cabela's: \$274,912 (The monies that the Budget Agency has earmarked for LCRBDC is \$37,966 higher than what my records show. That being the case, we should be able to draw on ~~\$312,878~~)

~~274,912~~  
236,723

\$700,000 C.D. note that was put into a high-balance account at the Chase Bank (currently earning 4.33%) that we are using for in-house draws on Stage VII & VIII - ~~\$33,692~~

21,917

O&M Monies - \$61,347

Burr Street interest monies - \$20,220 total - \$15,000 is committed to complete the ¼ share of the total cost of the completed Burr Street project; \$5,220 remaining was transferred to administrative account on 6-13-07.

Miscellaneous interest monies: Approx. \$1,500

Administrative checking account at Harris Bank:

\$ 4,200 (end of April)

\$ (end of May)

\$99,000 deposited on 6-11-07

\$35,358 deposited on 6-13-07

# STAGE VI-1 (NORTH)

## Calumet Area Office Construction Progress Report Thru End of: Jun 2007

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  
Edd  
Lee

ORIGINAL CONTRACT AWARD DATE/AMOUNT:	30-Sep-05	5,566,871.00
NTP DATE./CURRENT CONTRACT AMOUNT: Mods A00002 & P00011	19-Oct-05	5,612,789.00
ORIGINAL CONTRACT COMPLETION DATE/ORIGINAL DURATION:	21-Jul-07	640
REVISED CONTRACT COMPLETION DATE/REVISED DURATION:	6-Oct-07	717
PENDING SCHEDULED COMPLETION DATE/PENDING TIME EXTENSIONS:	6-Oct-07	0

### ESTIMATED PROGRESS

A. Present Earnings as of Pay Est. No. 12	4,637,539.74
B. Estimated Earnings thru end of reporting period (Prelim PE 13)	260,000.00
C. Value of work Performed on Directed Mods (Earnings not paid for)	0.00
<b>TOTAL ESTIMATED PROGRESS (A+B+C)</b>	<b>4,897,539.74</b>

D. Work Paid for but not in Place (Materials in Storage)	51,532.03
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<b>TOTAL VALUE OF PHYSICAL PROGRESS (A+B+C-D)</b>	<b>4,846,007.71</b>
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E. Potential Termination Costs (% of Remaining Costs) {If Applicable}	0.00
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<b>FINANCIAL PROGRESS - (A+B+C+D-E)</b>	<b>4,897,539.74</b>
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### TOTAL ESTIMATED FINAL CONTRACT AMOUNT

F. Current Contract Amount thru Mod. A00002 & P00011	5,612,789.00
G. Current Value of Overruns/Underruns (+/-)	0.00
H. Directed, Pending Modifications	47,000.00
<b>TOTAL ESTIMATED FINAL CONTRACT AMOUNT (F+G+H)</b>	<b>5,659,789.00</b>

FUNDS OBLIGATED FOR PAYMENT: thru Modification A00002 & P00011	5,461,350.00
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ACTUAL PERCENT COMPLETE (A+B+C-D)/(F+G+H)	85.62%
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SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)	82.00%
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TOTAL EARNINGS AT THE END OF FY06	3,145,914.28
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### PROJECT STATUS/MAJOR ISSUES:

- Levee construction and SSP driving completed.
- Work continues on Gatewell structures and sewers behind hotels and businesses and on structures in Oxbow.
- Severe weather mod extended the completion date. **INCREMENTALLY FUNDED PROJECT**
- Change orders pending for add'l reach of rip rap, DSC at Kennedy Pump Sta and Access Rd change Oxbow Park for user.



# STAGE VI - 1 (SOUTH)

## Calumet Area Office Construction Progress Report Thru End of: Jun 2007

CONTRACT NO.:	W912P6-04-C-0007	TS-C-S
CONTRACTOR:	Illinois Constructors Corporation	D. Anderson
DESCRIPTION:	Local Flood Protection Little Calumet River, <u>Indiana Stage VI-1 South Levee</u>	Edd
		Lee
ORIGINAL CONTRACT AWARD DATE/AMOUNT:	30-Sep-04	6,503,093.70
NTP DATE./CURRENT CONTRACT AMOUNT: Mods P00015& A00005	4-Nov-04	7,540,838.19
ORIGINAL CONTRACT COMPLETION DATE/ORIGINAL DURATION:	4-Dec-06	760
REVISED CONTRACT COMPLETION DATE/REVISED DURATION:	8-Jun-07	946
PENDING SCHEDULED COMPLETION DATE/PENDING TIME EXTENSIONS:	28-Jul-07	50
ESTIMATED PROGRESS		
A. Present Earnings as of Pay Est. No. 21		6,824,066.65
B. Estimated Earnings thru end of reporting period (prelim PE 22)		68,140.00
C. Value of work Performed on Directed Mods (Earnings not paid for)		0.00
TOTAL ESTIMATED PROGRESS (A+B+C)		6,892,206.65
D. Work Paid for but not in Place (Materials in Storage)		0.00
TOTAL VALUE OF PHYSICAL PROGRESS (A+B+C-D)		6,892,206.65
E. Potential Termination Costs (% of Remaining Costs){If Applicable}		0.00
FINANCIAL PROGRESS - (A+B+C+D-E)		6,892,206.65
TOTAL ESTIMATED FINAL CONTRACT AMOUNT		
F. Current Contract Amount thru Mod. P00015& A00005		7,540,838.19
G. Current Value of Overruns/Underruns (+/-)		0.00
H. Directed, Pending Modifications (several mod issues pending)		8,000.00
TOTAL ESTIMATED FINAL CONTRACT AMOUNT (F+G+H)		7,548,838.19
FUNDS OBLIGATED FOR PAYMENT: thru Modification P00015& A00005		7,540,838.19
ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)		91.30%
SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart (overpayment corrected)		90.00%
TOTAL EARNINGS AT THE END OF FY06		5,937,394.80

### PROJECT STATUS/MAJOR ISSUES:

Contract fully funded. - Pump Sta. electrical, Piping, Pumps intalled. Pump tested on 05/10/07. Training scheduled soon - Emergency temporary pump removed from site. Highland requested to keep existing pump station, major outlet redesign shelved for follow on contract. Rec trail work re-started. The PM is added new funding line items for Recreation facilities. Misc change order with time completed. Levee settlement disagreement with the Contractor ongoing. Contractor will not be complete by current contract completion date. Pump float controls RFP issued.

# STAGE VI - PHASE 2

## Calumet Area Office Construction Progress Report Thru End of: Jun 2007

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

TS-C-S  
D. Anderson  
Edd/Nielsen  
Babcock

ORIGINAL CONTRACT AWARD DATE/AMOUNT:	18-Oct-05	4,205,644.17
NTP DATE./CURRENT CONTRACT AMOUNT: Mods A00002/P00007	18-Oct-05	4,228,422.42
ORIGINAL CONTRACT COMPLETION DATE/ORIGINAL DURATION:	11-Apr-07	540
REVISED CONTRACT COMPLETION DATE/REVISED DURATION:	1-Jun-07	591
PENDING SCHEDULED COMPLETION DATE/PENDING TIME EXTENSIONS:	1-Jun-07	0

### ESTIMATED PROGRESS

A. Present Earnings as of Pay Est. No. 11	3,773,724.23
B. Estimated Earnings thru end of reporting period (Prelim PE 12 and misc)	265,000.00
C. Value of work Performed on Directed Mods (Earnings not paid for)	0.00
TOTAL ESTIMATED PROGRESS (A+B+C)	4,038,724.23

D. Work Paid for but not in Place (Materials in Storage)	0.00
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TOTAL VALUE OF PHYSICAL PROGRESS (A+B+C-D)	4,038,724.23
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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)	4,038,724.23
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### TOTAL ESTIMATED FINAL CONTRACT AMOUNT

F. Current Contract Amount thru Mod. A00002/P00007	4,228,422.42
G. Current Value of Overruns/Underruns (+/-)	0.00
H. Directed, Pending Modifications(- 30K trlr deletion + 10K grading + 10K gates)	-10,000.00
TOTAL ESTIMATED FINAL CONTRACT AMOUNT (F+G+H)	4,218,422.42

FUNDS OBLIGATED FOR PAYMENT: thru Modification A00002/P00007	4,228,422.42
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ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)	95.74%
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SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)	94.00%
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TOTAL EARNINGS AT THE END OF FY06	3,275,754.32
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### PROJECT STATUS/MAJOR ISSUES:

- Contract is fully funded** - Earthwork completed October, 2006. Survey and x-sections complete, submittal pending.
- Accrual includes amount of work waiting for survey verification (100% of dirt bid amount).- Asphalt ramps placed.
  - Landscape items completed except signage. - Drainage mod is being negotiated. -Trail gate change proposal received
  - Construction complete except minor items, final inspection to be scheduled soon.'

# Burr St. (BETTERMENT) - GARY

## Calumet Area Office Construction Progress Report Thru End of: Jun 2007

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

TS-C-S  
D. Anderson  
Nielsen  
Lee

ORIGINAL CONTRACT AWARD DATE/AMOUNT:	18-Jan-06	2,301,518.00
NTP DATE./CURRENT CONTRACT AMOUNT: Mods 1	31-May-06	2,374,191.00
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. 5	2,145,590.37
B. Estimated Earnings thru end of reporting period	60,000.00
C. Value of work Performed on Directed Mods (Earnings not paid for)	60,000.00
TOTAL ESTIMATED PROGRESS (A+B+C)	2,265,590.37

D. Work Paid for but not in Place (Materials in Storage)	0.00
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TOTAL VALUE OF PHYSICAL PROGRESS (A+B+C-D)	2,265,590.37
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E. Potential Termination Costs (% of Remaining Costs){If Applicable}	0.00
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FINANCIAL PROGRESS - (A+B+C+D-E)	2,265,590.37
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### TOTAL ESTIMATED FINAL CONTRACT AMOUNT

F. Current Contract Amount thru Mod. 1	2,374,191.00
G. Current Value of Overruns/Underruns (+/-)	0.00
H. Directed, Pending Modifications	172,382.45
TOTAL ESTIMATED FINAL CONTRACT AMOUNT (F+G+H)	2,546,573.45

FUNDS OBLIGATED FOR PAYMENT: thru Modification	2,374,191.00
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ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)	88.97%
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SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)	90.00%
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TOTAL EARNINGS AT THE END OF FY06	1,156,999.30
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### PROJECT STATUS/MAJOR ISSUES:

This Project is funded by the City of Gary. Change Order 1 approved by City for Ditch 5. Change Order 2 for revised quantities at the levee, Calhoun St. raising and debris plus additional riprap at Ditch 5 between Calhoun and Burr Sts and a new spillway on the south bank of Ditch 5 is still being processed by the city.

- Final inspection was held. As-built drawing backcheck returned to the Contractor on 21 June 2007. Arrangements for transfer of documentation to the City in progress. Sparse grass growth at Ditch 5 being investigated.

# BURR ST. (BETTERMENT) - EAST

## Calumet Area Office Construction Progress Report Thru End of: Jun 2007

CONTRACT NO.: W912P6-07-C-0003  
CONTRACTOR: Dyer Construction Co., Inc.  
DESCRIPTION: LCR, Local Flood Protection, Burr Street Phase 2 East

TS-C-S  
D. Anderson  
Edd/Nielsen  
Craib

ORIGINAL CONTRACT AWARD DATE/AMOUNT:	28-Feb-07	3,342,583.22
NTP DATE/CURRENT CONTRACT AMOUNT: Mods None	13-Mar-07	3,342,583.22
ORIGINAL CONTRACT COMPLETION DATE/ORIGINAL DURATION:	5-Jul-08	480
REVISED CONTRACT COMPLETION DATE/REVISED DURATION:	5-Jul-08	480
PENDING SCHEDULED COMPLETION DATE/PENDING TIME EXTENSIONS:	5-Jul-08	0

### ESTIMATED PROGRESS

A. Present Earnings as of Pay Est. No.	None	0.00
B. Estimated Earnings thru end of reporting period (Prelim. PE #1)		566,766.99
C. Value of work Performed on Directed Mods (Earnings not paid for)		0.00
TOTAL ESTIMATED PROGRESS (A+B+C)		566,766.99

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)	566,766.99
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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)	566,766.99
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### TOTAL ESTIMATED FINAL CONTRACT AMOUNT

F. Current Contract Amount thru Mod.	None	3,342,583.22
G. Current Value of Overruns/Underruns (+/-)		0.00
H. Directed, Pending Modifications (-28K piling-10K trl+6K ramp+35k DSC)		3,000.00
TOTAL ESTIMATED FINAL CONTRACT AMOUNT (F+G+H)		3,345,583.22

FUNDS OBLIGATED FOR PAYMENT: thru Modification	None	3,342,583.22
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ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)	16.94%
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SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)	17.00%
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TOTAL EARNINGS AT THE END OF FY06	0.00
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### PROJECT STATUS/MAJOR ISSUES:

This Contract is fully funded. Contract Awarded 02/28/2007. NTP Acknowledged 03/13/2007

- Clearing and Grubbing started on South end at 37th Street on May 23, 2007. Clearing completed Sta 54 to 76.
- Clearing and staged levee construction progressing North from Sta 90.
- RFP sent to Contractor for miscellaneous mod, received preliminary approval from LCRBDC. Proposal being reviewed.
- RFP for DSC in Levee Foundation approx Sta 65 to 72. Proposal being reviewed.

# LANDSCAPING - PHASE II

## Calumet Area Office Construction Progress Report Thru End of: Jun 2007

CONTRACT NO.:	W912P6-04-C-0003	TS-C-S
CONTRACTOR:	Tallgrass Restoration, LLC	D. Anderson
DESCRIPTION:	<u>Little Calumet River Landscaping, Phase 2</u>	Mills
		Rundzaitis
ORIGINAL CONTRACT AWARD DATE/AMOUNT:	30-Jun-04	648,995.23
NTP DATE./CURRENT CONTRACT AMOUNT: Mods P00006	29-Jul-04	648,995.23
ORIGINAL CONTRACT COMPLETION DATE/ORIGINAL DURATION:	1-Oct-10	2255
REVISED CONTRACT COMPLETION DATE/REVISED DURATION:	1-Oct-10	2255
PENDING SCHEDULED COMPLETION DATE/PENDING TIME EXTENSIONS:	1-Oct-10	0
ESTIMATED PROGRESS		
A. Present Earnings as of Pay Est. No. 7		236,762.62
B. Estimated Earnings thru end of reporting period		45,361.50
C. Value of work Performed on Directed Mods (Earnings not paid for)		0.00
TOTAL ESTIMATED PROGRESS (A+B+C)		282,124.12
D. Work Paid for but not in Place (Materials in Storage)		0.00
TOTAL VALUE OF PHYSICAL PROGRESS (A+B+C-D)		282,124.12
E. Potential Termination Costs (% of Remaining Costs) (If Applicable)		0.00
FINANCIAL PROGRESS - (A+B+C+D-E)		282,124.12
TOTAL ESTIMATED FINAL CONTRACT AMOUNT		
F. Current Contract Amount thru Mod. P00006		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 P00006		430,000.00
ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)		43.47%
SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)		55.00%
TOTAL EARNINGS AT THE END OF FY06		96,102.50

### PROJECT STATUS/MAJOR ISSUES:

- Seeding completed except for a few small areas that are underwater. Accrual of \$118,237.38 will remain until spring to make sure seeds grow prior to final payment. Government will begin paying this accrual.

- During a site inspection on Wednesday 18 April 2007, it was observed that at the project location along I-94 near the Martin Luther King Jr overpass, D&D signs were installing billboards along the exterior of the levee. The Contractor indicated that the area that has been disturbed by this sign contractor was previously seeded and based on the extent of the damage will not recover. The contractor estimated that approximately \$27,000 worth of seed area has been destroyed. Upon discussions with Jim Pokarjac of the Little Calumet River Commission, they are aware that the signs are being placed. The current agreement between the sign company and the Commission is that the area will be restored to its condition prior to the billboard placement. He also indicated that a total of 9 signs will be placed along I-94. Discussions will be required on how the contractor will be compensated since the material will not recover based on the damage by the sign contractors.

# IN PROJECT MITIGATION

## Calumet Area Office Construction Progress Report Thru End of: Jun 2007

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

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

ORIGINAL CONTRACT AWARD DATE/AMOUNT:	29-Sep-02	921,102.68
NTP DATE/CURRENT CONTRACT AMOUNT: Mods P00021	7-Nov-02	1,405,940.96
ORIGINAL CONTRACT COMPLETION DATE/ORIGINAL DURATION:	11-Jan-04	430
REVISED CONTRACT COMPLETION DATE/REVISED DURATION:	7-Nov-07	1826
PENDING SCHEDULED COMPLETION DATE/PENDING TIME EXTENSIONS:	7-Nov-07	0

### ESTIMATED PROGRESS

A. Present Earnings as of Pay Est. No. 17	1,380,244.96
B. Estimated Earnings thru end of reporting period	0.00
C. Value of work Performed on Directed Mods (Earnings not paid for)	0.00
TOTAL ESTIMATED PROGRESS (A+B+C)	1,380,244.96

D. Work Paid for but not in Place (Materials in Storage)	0.00
TOTAL VALUE OF PHYSICAL PROGRESS (A+B+C-D)	1,380,244.96

E. Potential Termination Costs (% of Remaining Costs){If Applicable}	0.00
FINANCIAL PROGRESS - (A+B+C+D-E)	1,380,244.96

TOTAL ESTIMATED FINAL CONTRACT AMOUNT	
F. Current Contract Amount thru Mod. P00021	1,405,940.96
G. Current Value of Overruns/Underruns (+/-)	0.00
H. Directed, Pending Modifications	0.00
TOTAL ESTIMATED FINAL CONTRACT AMOUNT (F+G+H)	1,405,940.96

FUNDS OBLIGATED FOR PAYMENT: thru Modification P00021	1,405,940.96
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ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)	98.17%
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SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)	98.00%
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TOTAL EARNINGS AT THE END OF FY06	1,341,844.96
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### PROJECT STATUS/MAJOR ISSUES:

-Contractor is in maintenance and monitoring period - field work resumed 1st week of May 2007

# N. 5<sup>th</sup> PUMP STATION - REHABILITATION

## Calumet Area Office Construction Progress Report Thru End of: Jun 2007

CONTRACT NO.:	DACW27-01-C-0008	TS-C-S
CONTRACTOR:	Overstreet Engineering and Construction, Inc.	D. Anderson
DESCRIPTION:	<u>Little Calumet River - North Fifth Ave. Pump Station Rehabilitation</u>	G. Anderson
		Craib
ORIGINAL CONTRACT AWARD DATE/AMOUNT:	21-Feb-01	2,387,500.00
NTP DATE./CURRENT CONTRACT AMOUNT: Mods A00014 thru P00012	16-Apr-01	2,518,988.44
ORIGINAL CONTRACT COMPLETION DATE/ORIGINAL DURATION	17-Mar-03	700
REVISED CONTRACT COMPLETION DATE/REVISED DURATION:	27-Jan-04	1,016
PENDING SCHEDULED COMPLETION DATE/PENDING TIME EXTENSIONS	27-Jan-04	0
ESTIMATED PROGRESS		
A. Present Earnings as of Pay Est. No. 23		2,494,289.22
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)		2,494,289.22
D. Work Paid for but not in Place (Materials in Storage)		0.00
TOTAL VALUE OF PHYSICAL PROGRESS (A+B+C-D)		2,494,289.22
E. Potential Termination Costs (% of Remaining Costs){If Applicable}		0.00
FINANCIAL PROGRESS - (A+B+C+D-E)		2,494,289.22
TOTAL ESTIMATED FINAL CONTRACT AMOUNT		
F. Current Contract Amount thru Mod. A00014 thru P00012		2,518,988.44
G. Current Value of Overruns/Underruns (+/-)		0.00
H. Directed, Pending Modifications (A00013 & A00014)		-15,206.36
TOTAL ESTIMATED FINAL CONTRACT AMOUNT (F+G+H)		2,503,782.08
FUNDS OBLIGATED FOR PAYMENT: thru Modification A00014 thru P00012		2,518,988.44
ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)		99.62%
SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)		100.00%
TOTAL EARNINGS AT THE END OF FY06		2,494,289.22

### PROJECT STATUS/MAJOR ISSUES:

- Contract substantial completion date was 27 January 2004.
- The Corps sent Overstreet a "Show Cause" Notice by email on 16 AUG 2005.
- We have not been able to contact Overstreet - phone line is no longer in service. They have not provided an invoice for work performed since AUG 2004. The work is physically complete.
- District office has prepared the As-Builts and they have been signed and distributed.
- A modification is in progress (\$15,206.36 Credit) to delete cost to complete As-Built drawings and costs to repair a latent defect.
- The CO is checking with Legal to determine how a Release of Claims and Final Pay Estimate will be addressed for close-out.

# PUMP STATION - PHASE 1A

## Calumet Area Office Construction Progress Report Thru End of: Jun 2007

CONTRACT NO.:	DACW27-01-C-0001	TS-C-S
CONTRACTOR:	Overstreet Electric Co., Inc.	D. Anderson
DESCRIPTION:	Little Calumet River - Pump Station Rehabilitation Phase 1A	G. Anderson
		Craib
ORIGINAL CONTRACT AWARD DATE/AMOUNT:	5-Oct-00	4,638,400.00
NTP DATE./CURRENT CONTRACT AMOUNT: Mods A00015 & P00020	7-Nov-00	4,262,835.48
ORIGINAL CONTRACT COMPLETION DATE/ORIGINAL DURATION	8-Oct-02	700
REVISED CONTRACT COMPLETION DATE/REVISED DURATION:	21-Oct-04	1,444
PENDING SCHEDULED COMPLETION DATE/PENDING TIME EXTENSIONS	21-Oct-04	0
ESTIMATED PROGRESS		
A. Present Earnings as of Pay Est. No. 30		4,239,286.58
B. Estimated Earnings thru end of reporting period		0.00
C. Value of work Performed on Directed Mods (Earnings not paid for)		0.00
TOTAL ESTIMATED PROGRESS (A+B+C)		4,239,286.58
D. Work Paid for but not in Place (Materials in Storage)		0.00
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. A00015 & P00020		4,262,835.48
G. Current Value of Overruns/Underruns (+/-)		0.00
H. Directed, Pending Modifications		0.00
TOTAL ESTIMATED FINAL CONTRACT AMOUNT (F+G+H)		4,262,835.48
FUNDS OBLIGATED FOR PAYMENT: thru Modification A00015 & P00020		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 FY06		4,239,286.58

### PROJECT STATUS/MAJOR ISSUES:

- 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.

Met with the bonding company on 22 MAR 2007 to discuss relet of the contract to complete the Pump 1A contract.

USACE met with HSD on 22 MAR 2007 to address PUMP 1A issues.

The bonding company conducted a Prebid Meeting and site visit on 05 APR 2007.

Bid Opening was 19 APR 2007

The bonding company notified us on 24 APR 2007 that Thieneman Construction is the low bidder.

Contracting requires that a Surety Takeover Agreement be in place before work begins.

A meeting is being planned between USACE and the Hartford to discuss the Surety Takeover Agreement.



# Pump Sta. 1A - EMERGENCY INSPECTION

## Calumet Area Office Construction Progress Report Thru End of: Jun 2007

CONTRACT NO.: W912P6-07-M-0008  
CONTRACTOR: Austgen's Electric, Inc.  
DESCRIPTION: LCR - Pump 1A South Kennedy - Emergency Pump 3 Inspection

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

ORIGINAL CONTRACT AWARD DATE/AMOUNT:	15-Mar-07	3,500.00
NTP DATE./CURRENT CONTRACT AMOUNT: Mods	23-Mar-07	3,500.00
ORIGINAL CONTRACT COMPLETION DATE/ORIGINAL DURATION:	30-Mar-07	5
REVISED CONTRACT COMPLETION DATE/REVISED DURATION:	30-Mar-07	0
PENDING SCHEDULED COMPLETION DATE/PENDING TIME EXTENSIONS:	30-Mar-07	0

### ESTIMATED PROGRESS

A. Present Earnings as of Pay Est. No.	None	0.00
B. Estimated Earnings thru end of reporting period		3,500.00
C. Value of work Performed on Directed Mods (Earnings not paid for)		0.00
TOTAL ESTIMATED PROGRESS (A+B+C)		3,500.00

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)	3,500.00
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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)	3,500.00
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### TOTAL ESTIMATED FINAL CONTRACT AMOUNT

F. Current Contract Amount thru Mod.	None	3,500.00
G. Current Value of Overruns/Underruns (+/-)		0.00
H. Directed, Pending Modifications		0.00
TOTAL ESTIMATED FINAL CONTRACT AMOUNT (F+G+H)		3,500.00

FUNDS OBLIGATED FOR PAYMENT: thru Modification	None	3,500.00
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ACTUAL PERCENT COMPLETE (A+B+C+D-E)/(F+G+H)	100.00%
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SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)	0.00%
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TOTAL EARNINGS AT THE END OF FY06	0.00
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### PROJECT STATUS/MAJOR ISSUES:

Contract Awarded 3/15/2007

Austgen completed Phase I Inspection on 27 MAR 2007.

Electrically the No. 3 Pump appeared to be in order - however mechanically the pump could not be rotated.

An (Phase 1A) inspection by Austgen was proposed to determine cause of locked pump.

RFP for Phase 1A was issued on 4/30/2007 - Austgen has not responded - response due date was 5/7/2007.

Work may be suspended now that The Hartford has identified a bidder for relet of Pump Rehab Phase 1 contract.

# ***LAND ACQUISITION REPORT***

**For meeting on Wednesday, July 11, 2007**

***(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 1 – July 5, 2007)***

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## **EAST REACH – REMAINING ACQUISITIONS**

1. In compliance with the Congressman's request to complete the project by December, 2009, we are reviewing remaining East Reach acquisitions for acquisition either on tax sale or from landowner. (Ongoing)
  - **The Lake County Treasurer's Office has sent us three tax bills. We have contacted them to make our properties listed as "non-taxable".**
2. The offer on DC813 (WLTH Radio) has been rejected and we are preparing condemnation filings.
  - **The condemnation was filed May 10. In a conversation on 6/1/07, the owner is planning to attend the court hearing in August and state that LCRBDC project increases the depth of water on his radio tower and causes lost air time. (Ongoing)**

## **STATUS (Stage IV – Phase 1 South) EJ&E RR to Burr St – South Levee:**

1. Construction on the SALEM Corporation (formerly the WIND Radio station property) has been completed using a right-to-construct. We need an easement on the WIND property for maintenance purposes.
  - **Our attorney is preparing the offer for \$29,200.**

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

1. Of the 30 original acquisitions needed, only two (NSRR & NIPSCO) have not signed. This is, however, a fluid situation and may be signed by 7/13/07; the date the Corps wants the ROE signed for Stage V-2. The remaining acquisitions are INDOT, Hammond parcels, and two private landowners, (which are new acquisitions recently given to us), will be attached as exceptions to the contract. We anticipate acquisition of these by this fall, the time of levee construction (The two Visitors Center, two Interstate Plaza properties, and Cabela's have all signed their easements).
    - **The "90% BCOE back check review" set was sent to all of them for comments and concerns on June 20, 2007; with a July 6 deadline (Refer to Eng. Report).**
  3. NIPSCO easements
    - **NIPSCO submitted comments to the COE on July 2 and indicated several of their engineering concerns were not addressed from our April 20, 2007 technical coordination meeting.**
  4. INDOT easements on both sides of U.S. 41, north of the river, are being coordinated with the INDOT LaPorte District.
    - **Legals and descriptions of required easements, along with the perpetual easement agreement, were submitted to Mike McGuire (INDOT Real Estate Coordinator) for review and comment on June 18, 2007.**
- /



- A follow-up was sent on June 29, 2007 indicating a July 13 deadline has been given by the COE to sign the ROE.

2

5. Received the CADD files from the Corps on May 7 requesting additional easements to accommodate the revised recreational trail bridge west of Kennedy Avenue.
  - These would include modifying the existing NIPSCO easement, adding a new residential, and modifying one residential easement.
  - These easements will not meet the Stage V deadline of 7/13/07. The Corps has agreed to make these acquisitions an option to the Stage V contract.

**STATUS (Stage VI-Phase 1 South) – Kennedy to Liabe - South of the river:**  
**Land Acquisition deadline July, 2004**

1. Construction is continuing on this segment. (July 28, 2007 projected completion date)

**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. (October 6, 2007 projected completion date)

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

1. Construction is continuing on this segment. (June 1, 2007 projected completion date)

**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. Stage VII has 14 acquisitions on the Hammond (north) and the appraisals are completed and approved. Offers to private landowners have been sent and one has been accepted Hammond easements will be taken to City for appropriate signing (City, Park Board, and Redevelopment Commission) (Ongoing) We need easements from the City, the Park & Recreation Board, and the Redevelopment Commission.
  - On the Munster side, we have received all the approved appraisals and are forwarding them to our attorney's office. Paperwork on the offers will be prepared but not sent until we get a positive answer from Munster that they will help fund the offers.
2. A new team has been put together to review and update the engineering. (A field walk-thru on May 24, 2007).
  - A final engineering review will be forthcoming.
  - An email was sent to the Corps indicating status of real estate and to keep any changes in engineering within the existing easements.
  - Submitted a request to the Hammond City Engineer to research their records to see if they can find any easements, as-built drawings, inspection results, or correspondence to allow us to proceed with the Corps.

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

1. The preliminary real estate drawings were submitted by the Corps for review on January 30, 2007. We have identified 90 parcels (+) as acquisitions.
  - LCRBDC submitted comments for review & submitted to Buffalo on February 6, 2007.
  - Received responses back from Buffalo on February 22, 2007, as well as the hard copies to do final review. (Copies of comments & responses available upon request)
  - Distributed copies to Munster/Hammond on February 22, 2007.
  - Meetings held with Munster on February 28 and Hammond on March 1 to discuss and review general work limits.



- Received responses to comments from Buffalo on March 22, 2007. Received final real estate drawings on March 20, 2007 and distributed to all (3) surveyors to begin legals.
  - Received the Notice to Acquire from the Corps on April 4, 2007 indicating that they have reviewed the current real estate plans and that they are approved for acquisition. Property identification and **title work is complete.**
2. Conference calls with the Chicago Corps, Buffalo Corps, and the LCRBDC are held every other Wednesday to discuss status & update of tasks.
  3. A meeting was held on March 21, 2007 with seven (7) new appraisers/reviewers to develop a plan to complete this large stage.
    - We have received four estimates from appraisers to either complete or review the 90+ appraisals. All are within a similar cost range. For the 90 appraisals, we will assign 20 or 25 appraisals each to possibly four appraisers. Our current appraisers will also be considered for review work. **We are also considering a national firm to do all the review work. Their fee is within the customary charge of local appraisers.**
    - All surveys were completed and submitted to the LCRBDC for final review on May 23. With the exception of several parcels being modified for engineering reasons, these are available for appraisal usage.
    - Our time frame was to start appraisals mid-May and finish 60 days (mid-July). Due to our lack of funding, we cannot proceed with the appraisal plan. The appraisers have been called and asked to expect the work possibly in mid-July thru August.
  4. A neighborhood meeting was held with Dan Gardner, Jim Pokrajac, and several residents west of Hohman Avenue on Forest Avenue.
    - Levee was constructed to Federal standards years ago, but it appears no easements exist for maintenance, flood fighting, or inspections.
    - Received an email from the COE on December 15, 2006 indicating this section will not be part of Stage VIII contract. The LCRBDC will be responsible for any work on that levee.
    - **The Hammond City Engineer found no records of “as-built” drawings or any signed agreements. LCRBDC to schedule inspection with the COE to determine what is currently required for certification.**

#### **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. **Project currently completed**

#### **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. The ROE was signed by the LCRBDC on July 24<sup>th</sup>, 2006, and forwarded to the Army Corps.
2. **Construction started mid June 2007.**

#### **27<sup>th</sup> and Chase – Pump Station Remediation**

1. We received a request to obtain real estate from the Army Corps on July 24, 2006. There are five new acquisitions that need to be surveyed, appraised, etc. (Two private landowners; one INDOT; one city of Gary; one Gary Sanitary District).



- Discussions with the Corps that a right-to-construct may be sufficient rather than a recorded easement.
- **COE requested LCRBDC to get legals, and then real estate for this area (Ongoing)**

### **PUMP STATION REHABILITATION – CONTRACT 2**

1. A letter was sent from the Corps to the Hammond Sanitary District requesting a field visit to gather information, and requesting real estate information to begin the easement process.
  - A letter of response was sent by the HSD to the COE on January 9, 2007; and the COE responded on January 24, 2007. Refer to Engineering Report – Pump Station Rehabilitation – Contract 2.
2. **Received 50% engineering review set on June 20 with comments due on July 6.**
  - **LCRBDC contracted SEH (Dean Button) on a cost/hour basis to submit.**

3

### **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 offer to the landowner was certified mail (as all offers are) on August 15, 2006. The landowner had 30 days to accept or reject.
  - We received a letter of rejection on 8/7/06.
3. Landowner met with Corps and LCRBDC on 1/10/07 to discuss modifications to the real estate requirements. Owner's possible buyer is to submit plans that address hydrology concerns before Corps can change real estate requirements.
4. **LCRBDC wrote a letter of support to the IDNR on June 22, 2007 indicating their plan is compatible with the Little Calumet River flood control project and provides additional (compensatory) storage for flood waters.**
  - **LCRBDC received a public notice for permit application from V3 (Realty agent) dated May 7, 2007 and received May 25, 2007 (copy available upon request).**

4-5

### **+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) A letter was sent to INDOT on August 29, 2006 requesting technical information and associated costs for the Broadway and Grant interchanges on I-80/94. (Ongoing)
  - INDOT indicated they had the package put together with "as-built" drawings, quantities, and breakdowns and would forward this to the LCRBDC on February 26, 2007. (Ongoing)
2. **Total land acquisition costs that are creditable equal \$6,717,024. We still have 30 tracts submitted to the Detroit Corps for approval. These 30 tracts total \$809,506.24**
3. The appraisal on Cabela's dated 9/26/06 for a land value of \$3.3 million is being contested by the Corps. They have requested another appraisal which was assigned and will be submitted mid-June. Setting a land value for Cabela's is strictly for crediting, since Cabela's is expected to donate the easement but need a number for their taxes for 2007.
  - **Detroit Real Estate in monthly Real Estate meetings with LCRBDC has stated they will probably accept this second appraisal. Our appraiser is nearly finished with the appraisal. We will schedule a meeting with Detroit Real Estate, the appraiser, and LCRBDC to discuss the methodology used in this second appraisal.**



# Little Calumet River Basin Development Commission

6100 Southport Road  
Portage, Indiana 46368

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

WILLIAM BILLER, Chairman  
*Governor's Appointment*

ROBERT MARSZALEK, Vice Chairman  
*Governor's Appointment*

R. KENT GURLEY, Treasurer  
*Lake County Commissioners' Appointment*

CHARLIE RAY, Secretary  
*Porter County Commissioners' Appointment*

GEORGE CARLSON  
*Hammond Mayors' Appointment*

ARLENE COLVIN  
*Gary Mayors' Appointment*

STEVE DAVIS  
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*Governor's Appointment*

DR. MARK RESHKIN  
*Governors' Appointment*

VACANCY  
*Governor's Appointment*

DAN GARDNER  
*Executive Director*

LOU CASALE  
*Attorney*

TO: Mike McGuire, INDOT  
FROM: Jim Pokrajac, Agent, Engineering, LCRBDC  
DATE: June 18, 2007  
SUBJECT: Permanent Levee Easements on US41, north of the Little Calumet River, Hammond IN

As per our previous conversations regarding the easements we will be needing from INDOT on US41, north of the river, I am faxing you the drawings and legal descriptions of those properties we need along with a copy of the perpetual easement agreement, which was based upon a previously approved agreement submitted to you for comment on May 25. (This area was west of Cline Avenue and south of I-80/94 and was approved and signed by INDOT on April 2, 2004.) As per your email to me on June 4 indicating that the form appeared to be correct, I would like you to review and comment on the information we are faxing you.

The schedule for construction in this segment is to advertise this project in the middle of July 2007. The total project includes all of the construction along both sides of the river from Kennedy Avenue to Northcote and includes the Cabela's line of protection from the Little Calumet River.

In a conversation with Imad Samara, project manager from the Army Corps, we would like to meet with you at your headquarters to discuss this agreement, as well as providing you a set of the 100% engineering drawings that will be provided to me on Wednesday June 20. I will try to get you the associated drawings for this area upon which we are requesting easements. I will email you after the 20<sup>th</sup> to schedule a date to meet that is good for you.

If you have any questions regarding this request, please let me know. Thank you for attention to this matter.

/encl.

**Jim Pokrajac**

---

**From:** "Jim Pokrajac" <jpokrajac@nirpc.org>  
**To:** "Mcguire, Mike" <MMCGUIRE@indot.IN.gov>  
**Cc:** "Lou Casale" <lcasale@cwblawfirm.com>; "Lavicka, Kelsey W CPT LRC" <Kelsey.W.Lavicka@lrc02.usace.army.mil>; "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>; "Kotwicki, Victor L LRE" <Victor.L.Kotwicki@lre02.usace.army.mil>; <jvamos@nirpc.org>  
**Sent:** Friday, June 29, 2007 2:37 PM  
**Subject:** Re: LCRBDC EASMENTS ALONG US 41

Mike,

Could you please let me know the status of your review of the documents, legals and drawings for the two easements that we submitted to you on June 18th for the property either side of Indianapolis Boulevard North of the Little Calumet River. It is the intent of the army corps to have us sign the right-of-entry no later than July 13th, and in order to include these parcels we really need to expedite whatever is needed to complete this issue. If you need anything else, want us to make any changes, or need additional information please let me know.

Jim Pokrajac

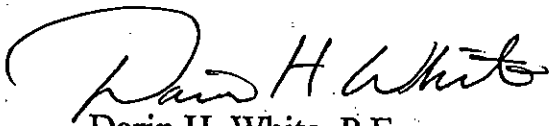
----- Original Message -----

**From:** Mcguire, Mike  
**To:** Jim Pokrajac  
**Sent:** Monday, June 04, 2007 10:26 AM  
**Subject:** LCRBDC EASMENTS ALONG US 41

Jim, this form appears to be correct. Please prepare the documents for our review and forward them to me at the District Office. We will review and make requested change if necessary. Sorry for the delay in responding to you sooner things have been busy around here.

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

Forwarded for your review are two complete sets of the 50% Plans, accompanying calculations, outline of specifications, draft specification sections 01 11 00 "Summary of Work" and 22 10 00 "Vertical Pumps, Axial Flow and Mixed Flow Impeller Type", and updated baseline cost estimate for the Little Calumet River, Phase 2 Pump Station Rehabilitation, Hammond, Indiana. A CD with all the documents for review has also been included for your convenience. The review will start on 25 June 07 and end on 6 July 2007. Please enter your comments in DRCHECKS. If you have any issues or questions, please contact Darin White at (304) 399-5654 or Russ Witten at (304) 399-5201.



Darin H. White, P.E.  
USACE, Huntington District  
Lead Engineer





# Little Calumet River Basin Development Commission

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**DAN GARDNER**  
*Executive Director*

**LOU CASALE**  
*Attorney*

June 22, 2007

IN Dept. Natural Resources  
Division of Water  
402 W. Washington Street  
Indianapolis, Indiana 46204-2739

Attn. Construction in a Floodway – Permits Section

Gentlemen:

I write to the IDNR to comment on, and provide support for, a proposed 56 acre development on the Griffith golf course along the Little Calumet River's floodway in Griffith IN. The Development Commission's comments are that this development is compatible with the U.S. Army Corps of Engineers Little Calumet River Flood Control/Recreation Project; and the plan provides for the additional storage required by the Army Corps that they have directed the Commission to acquire.

The Development Commission, as the non-federal project sponsor, is required by the Army Corps to acquire all lands, easements, and rights-of-way to allow federal construction, as well as any needed flood storage easements. The Development Commission has worked with the property owner, Robert Farag, and the engineering consultant, V3 Companies of Illinois, and the Army Corps to outline a plan that would meet the federal requirements of the project, as well as meet Mr. Farag's desire to develop the site. The plan submitted, we believe, has achieved this; and as such, the Commission endorses its permitting. (Obviously, the site plan must be approved by the local jurisdiction, the town of Griffith, for their local building requirements.) We believe it is a "win-win" scenario with the private developer committing to develop flood storage over and above the site requirements to be consistent with the Little Calumet River project. This provides a savings to the taxpayers, while the Commission will receive credit from the Army Corps.

June 22, 2007  
Page 2

If you have any questions or need additional information from me, I can be reached at 219-763-0696 or [dgardner@nirpc.org](mailto:dgardner@nirpc.org).

Sincerely,

A handwritten signature in black ink that reads "Dan Gardner". The signature is fluid and cursive, with the first name "Dan" and last name "Gardner" clearly distinguishable.

Dan Gardner  
Executive Director

/sjm

Cc: Mark Lopez, Congressman's Office  
Elizabeth Johnson, Congressman's Office  
Ron McAhron, IDNR  
Jomary Baller, IDNR  
Stan Dobosz, Town of Griffith  
Imad Samara, US Army Corps  
Pat Fox, V3

# ***LAND MANAGEMENT REPORT***

***For meeting on Wednesday, July 11, 2007***

**(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 1 – July 5, 2007)**

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## **A. LAMAR OUTDOOR ADVERTISING**

- We currently have 3 leases with LAMAR for billboards

## **B. VIEW OUTDOOR BILLBOARDS**

- A letter was received from the COE on December 27, 2006 indicating the billboards could be installed as long as they did not impact project flood control features, and that the proposed locations were in areas where they would not.
- Received a memo from View Outdoor on January 29, 2007 with color, aerial copies of the sign locations. It appears only 2 of the 9 locations will be on the river side of the levee.
- Received a letter from the IDNR on February 8, 2007 indicating there will be “no discernable impact to the flood stage”. Also received a letter from the Corps dated February 20, 2007 expressing their concurrence that the signs should go forward.
- View Outdoor obtained construction permits; met on site on March 12 to verify exact locations of billboards construction
- **As of June 15, all (8) billboards have been installed and revenues have begun.**

## **C. 32 acre parcel of Excess Land (East of Clay Street, north of Burns Ditch)**

- A letter was sent to LEL on December 27, 2006 requesting they sign a waiver to terminate their option on this land. If signed, the LCRBDC could then put together a bid package to qualified entities to develop this land as a wetland mitigation bank.
- Staff is in the process of developing an RFP for the 32 acres east of Clay.
- Attorney has drafted a proposed RFP; in process of finalizing

## **D. Wetland Reserve Program (Chase to Grant – between levees)**

- Dan Gardner & Jim Pokrajac met with the “Conservation Implementation Team” on the site on May 18, 2007.
- Points of contact were established and they will begin their site analysis and procedure as part of their evaluation.
- The LCRBDC was provided the Wetland Reserve Program for Indiana “preliminary plan and ranking form guidance”



## **OPERATION AND MAINTENANCE REPORT**

**For meeting on Wednesday, July 11, 2007**

**(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 1 – July 5, 2007)**

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### **GENERAL SUMMARIZATION (EAST REACH TURNOVER)**

1. A meeting was held with the city of Gary, and their new representatives on July 20<sup>th</sup>, 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.)

- Mailed handouts of this meeting to Geraldine Tousant (Deputy Mayor), Gwen Malone (Public Works Director), and Luci Horton (GSD Director) on September 6.

2. A coordination meeting was held at the Gary City Hall on February 28, 2007 to discuss status of O&M and what will be required to turn over excess lands.

- LCRBDC will start turnover process with State (anticipate six months-end of August, 2007), and anticipate remaining O&M maintenance items to be completed to "as-built" condition by end of July 2007.
- A follow-up meeting was held on March 22, 2007 and the LCRBDC submitted a "repair" commitment schedule along with a modified "Sluice Gate/Flap Gate Inspection Report"

3. **Scheduling of inspections**

- Email sent to Army Corps on June 6 indicating we are currently getting prices from Austgen Electric to complete miscellaneous items for pump stations, sluice gates, and flap gates and will notify them when we're ready for inspections. 1-2
- Forwarded list of remaining sluice gates and flap gates that need work for cost estimates on June 8. Field rep currently getting prices. 3
- Gave authorization to Austgen to remediate pump station items (copy of their inspection results available upon request) on June 15. 4
- Received cost estimates from Austgen Electric to clean & test remaining sluice gates for (10) gates for a total of \$30,690; and to clean and install lift cables for (11) flap gates for \$38,460 for a total cost of \$69,150. 5-7
- Authorization to proceed was given to Austgen on July 5, 2007. 8



4. A meeting was held with the LCRBDC on May 23 to discuss funding and strategies to get additional money due to the shortfall in the State Budget.
  - Separate funds are needed to be used to complete the remediation of East Reach features before the final inspections and before the final turnover.
  - A schedule was put together on March 22, 2007 and estimated costs to repair were put together on May 23, 2007. **(Ongoing)**

#### **OPERATION AND MAINTENANCE BREAKDOWN STATUS**

##### **A. PUMP STATION TURNOVER** (Will be first items to turn over)

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 32<sup>nd</sup> & Cleveland and Marshalltown. (Tentative schedule to complete & turn over July 13, 2007)
2. An inspection of the six (6) pump stations in Gary was held on August 22 and 23, 2006 with the COE, representatives from Gary, and the LCRBDC.
  - Each of the three (3) parties have submitted results of the inspection which included accepted items, items to be put on a punch list, and any questions/clarifications regarding safety or intent of design.
  - A letter was sent to GSD on September 18 indicating the LCRBDC will provide the material for telemetry and a one year subscription in the amount of \$10,490 based upon Commission approval at our September 6 Board meeting.
  - A final punch list has been comprised by the LCRBDC, and is currently being reviewed by the Army COE and representatives from Gary. These items will be paid for and facilitated by the LCRBDC, to assure the stations are operating in "as-built" condition before turnover.
3. Survey work for the six (6) pump stations has been completed and was provided to the LCRBDC attorney on March 23, 2007, and will require coordination with the city of Gary attorney as part of the O&M turnover.
4. Austgen has been given authority to get current status of all (6) stations and do necessary remediation. An inspection with GSD, COE, and LCRBDC will follow shortly.
  - **Costs to remediate have been received and Austgen has been given authorization to proceed as of June 27, 2007.**

##### **B. SLUICE GATE/FLAP GATE TURNOVER**

1. General Note: There are a total of 51 different closure areas in the East Reach.
  - Gary (41 sluice gates/41 flap gates)
  - Griffith (4 sluice gates/4 flap gates)
  - INDOT (6 sluice gates/6 flap gates)
  - INDOT gates were included as part of this inspection
  - Griffith gates will be inspected in the near future as part of the overall O&M turnover to Griffith
2. It is the intent to complete remediation of sluice gates, and flap gates separately from the pump stations and will include lubrication, clean-up, and repair, as noted in inspection reports.



- Minor items for lubrication or gear boxes are scheduled to be completed by United Water. (Ongoing)
- 3. Agreements were signed on March 21, 2007 authorizing Austgen Electric to clean, and assure seal for (5) flap gates. This should leave (8) to be completed by May 18 (which is the LCRBDC “repair” commitment to Gary).
  - The inspection of the (5) flap gates were completed on April 9 and were found to seal.
  - **The remaining sluice/flap gate work has been authorized on July 5, 2007 for (10) sluice gates and (11) flap gates for a total cost of \$69,150. (Refer to General Summarization in this report on page 1 for status).**
  - LCRBDC had Austgen install cables to the flap gates (fastened overhead to the handrails) to ease opening & cleaning in the future.

#### C. LEVEE, I-WALL TURNOVER

1. A levee inspection was held with the COE, LCRBDC, and Gary on April 25, 26, 27, 2006. (Additional levee inspection will be scheduled in mid-summer 2007)
2. LCRBDC received a letter from Col. Drolet (current Chicago District Commander) on August 3, 2006 indicating an additional I-wall inspection needs to be conducted in the near future due to a new Federal analysis following Hurricane Katrina. (Ongoing)
  - Corps wants to complete this no later than the end of summer 2007.
  - **Mowing of the levees was completed as of July 6. Levee inspections should be scheduled by the middle of August.**

#### D. TRANSFER OF EXCESS LANDS TO CITY OF GARY

1. Transfer of excess lands (approximately 359 acres) were discussed as part of a meeting held with the city of Gary on March 22, 2007. Gary is in concurrence with the format of the agreement. **(Ongoing)**
2. A letter was sent to City of Gary attorney requesting that we proceed with coordination of agreements and what is required for land transfers of LCRBDC properties on September 22, 2006. **(Ongoing)**
3. Surveys were completed on April 25, 2006 for excess lands which 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 approximately 196 acres)
  - The other area is between Chase and Grant adjacent to both sides of 35<sup>th</sup> Avenue (This is approximately 189 acres).

#### E. TURNOVER OF SPARE PARTS, MANUALS, AND “AS-BUILT” DRAWINGS (COMPLETED)

1. Spare Part Turnover Process
  - 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.
  - Received a letter from GSD on August 30, 2006 acknowledging receipt of spare parts lists and assigning a GSD representative to work with Debra Harris to confirm inventory.



2. A letter was sent to city of Gary on October 3, 2006 indicating that the LCRBDC has the (6) electric sluice gate operating drills for inspections.

#### F. GRIFFITH – O&M TURNOVER (GENERAL)

1. 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)
2. In addition to the certification of the existing Cline to EJ&E RR levee, Griffith will also be required for O&M responsibility from EJ&E RR to Colfax (Burr St. Phase I & southern part of Stage IV-1 South).
  - A meeting will be scheduled to discuss O&M responsibilities and turnover coordination. (Ongoing)

#### GENERAL SUMMARIZATION (WEST REACH TURNOVER)

##### A. North 5<sup>th</sup> Pump Station Turnover

1. A final inspection was held with Highland on February 28, 2006 (Contractor was Overstreet)
  - 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.
2. Pump Station turnover coordination
  - An email was sent to the COE on December 22 requesting information on turnover; Overstreet legal problems, COE requirements, and inspection requirements. (Ongoing)
  - Turned over (2) sets of “as-built” drawings along with a set of Volumes 1 & 2 of the Operation & Maintenance Manual on March 23, 2007
3. Final pump tests are currently ongoing.
4. **Training, spare parts, and final testing will be completed by July 13 and a coordination meeting will be held with Highland to begin the O&M turnover process.**

#### EMERGENCY RESPONSE COORDINATION

##### A. Acceptance of Emergency Response by each project municipality

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.
2. 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 2006 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. (Ongoing)
3. A meeting will be scheduled with all the municipalities in the summer of 2007 to provide updated emergency response plans and to incorporate the Little Cal plan accordingly.
- B. Replace river data loggers by the COE and USGS
1. LCRDAN upgrades (river data loggers) in conjunction with the USGS has been agreed upon by the COE to be provided to replace existing outdated units in Crown Point, Hammond, and Gary.
    - A conference call was held on May 24, 2005 with the COE, LCRBDC, USGS, National Weather Service, and the communities to discuss updating current river level monitoring equipment.
    - A summary of this call was distributed by the COE on May 24 (afternoon).
    - COE provided an update of the status on August 24, 2006. (COE anticipates completion by end of September) (Ongoing)

#### MISCELLANEOUS

- A. Received a letter and prints from GRW Engineers, Inc. on February 19, 2007 requesting coordination, and easements on LCRBDC property (where flood protection has been completed west of Grant Street) to install a pump station and 30" water line to expand water service in Lake County.
1. This will be the responsibility of the LCRBDC in the future, after all construction is completed, to coordinate any construction, easements, agreements, as part of the O&M turnover.
  2. Information has been forwarded to the Corps for engineering review and comments on February 24, 2007.
  3. Received a letter from GRW on May 11 following up on their original request. This was faxed to the Corps on May 16.
    - Received a letter from the Corps dated April 12, 2007 on May 18, 2007 regarding Corps comments and recommendations for their installation of a 30" water line.
      - > This was forwarded to GRW on May 20, 2007. Suggested a conference call to discuss.
  4. **Met with GRW on June 28, 2007 (Doug Corey) and reviewed their modified plans, real estate requirements, and did a site visit for field familiarization.**
    - **LCRBDC submitted a summarization of the upcoming coordination required with them, the Corps, and the LCRBDC.** 9-10
- B. **LCRBDC executed the agreement with C&H Mowing on June 27, 2007 to mow all levee segments not included in the Landscaping Phase 2 project by July 6, with a second mowing to be done no later than October 8, 2007.** 11-12
- **First mowing cost \$3,750; second mowing cost \$3,250 – with total cost not to exceed \$7,000 without written approval.**



**Jim Pokrajac**

---

**From:** "Jim Pokrajac" <jpokrajac@nirpc.org>  
**To:** "Rochford, William A LRC" <William.A.Rochford@lrc02.usace.army.mil>; "Ackerson, Rick D LRC" <Rick.D.Ackerson@lrc02.usace.army.mil>  
**Sent:** Wednesday, June 06, 2007 4:16 PM  
**Subject:** Re: Little Cal Inspections (UNCLASSIFIED)

I am currently getting a price from Austgen to do a current field assessment of all six stations and am directing him to make any necessary remediations to reduce the amount of items on the punch list. Austgen told me he thought it wouldn't take too long to complete this task. As soon as we get his proposal and get a signed agreement he indicated they could start immediately. I'll let you know as soon as their work is beginning in order to schedule the inspections. I'll also have to coordinate with representatives from Gary to assure they will accept O&M responsibilities. Any questions, please let me know.

Jim

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

**From:** "Rochford, William A LRC" <William.A.Rochford@lrc02.usace.army.mil>  
**To:** "Ackerson, Rick D LRC" <Rick.D.Ackerson@lrc02.usace.army.mil>  
**Cc:** "Jim Pokrajac" <jpokrajac@nirpc.org>  
**Sent:** Friday, June 01, 2007 4:36 PM  
**Subject:** RE: Little Cal Inspections (UNCLASSIFIED)

Classification: UNCLASSIFIED  
 Caveats: NONE

Rick

OK on inspection of the levees. The pump stations will require Mechanical and Electrical. So see if you can start scheduling with Bob Sezenov, Kiril and Ernie. I think they have some conflicts this month.

Bill Rochford

-----  
 (312) 846-5450  
[william.a.rochford@usace.army.mil](mailto:william.a.rochford@usace.army.mil)

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

**From:** Ackerson, Rick D LRC  
**Sent:** Wednesday, May 30, 2007 2:24 PM  
**To:** Rochford, William A LRC  
**Cc:** 'Jim Pokrajac'  
**Subject:** Little Cal Inspections (UNCLASSIFIED)

6/6/2007

Classification: UNCLASSIFIED

Caveats: NONE

Bill,

Fyi, Jim Pokrajac and I just discussed Little Cal inspections. At this point, Jim would rather schedule the pump station inspections next, probably around mid-July rather than the levees. He would rather have the levee inspections later in the summer after they are mown.

Rick

Rick D. Ackerson  
Hydraulic Engineer  
U.S. Army Corps of Engineers  
Chicago District  
111 N. Canal St.  
Chicago, IL 60606  
Phone: (312)-846-5511  
e-mail: [rick.d.ackerson@usace.army.mil](mailto:rick.d.ackerson@usace.army.mil)  
Fax: (312)-353-2156  
Classification: UNCLASSIFIED  
Caveats: NONE

Classification: UNCLASSIFIED

Caveats: NONE

**Jim Pokrajac**

---

**From:** "Jim Pokrajac" <jpokrajac@nirpc.org>  
**To:** <mike@austgen.com>  
**Cc:** <dgardner@nirpc.org>; <wbiller@hammondsd.com>; "Bob Huffman" <huffmun@sbcglobal.net>  
**Sent:** Friday, June 08, 2007 11:59 AM  
**Subject:** Fw: Sluice Gates

Mike,

The attached e-mail from Eric would be a good starting point for doing the work to assure the closure of the sluice gates. In addition, the 2 sluice gates adjacent to the Burr St. Pump Station can not be operated. Maybe because they are stuck in position in the muck in the bottom of the pit which could just require cleaning. You may refer to the latest revision sheet dated March 19, 2007 of the "SLUICE GATE/FLAP GATE INSPECTION RESULTS".

On the same list you may also refer to the flap gate closures indicated in orange that have not already been completed. These would include the following gates:

12a, 12b, 15, 16a, 20a, 20b, 22, 23, 27a, 28, 30b, and 33.

This appears, at this point in time to be a total of 11 sluice gates and 12 flap gates. I know it will be difficult to get me any kind of accurate estimate until you physically visit the site. Many of these are barely not able to seal, maybe only a matter of inches, but the corps requires a complete seal. Please get me your estimates, let me review these with our commission, and I'll get back to you as to how and when to proceed.

Thanks,

Jim

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

**From:** Tonk, Eric  
**To:** Jim Pokrajac  
**Sent:** Monday, March 19, 2007 9:45 AM  
**Subject:** Sluice Gates

Jim,

Here are the sluice gates that I have listed as not fully seating.

1. Structure ID No. 11 – Intersection of 35<sup>th</sup> Ave and Chase Street
2. Structure ID No. 20a & 20b – Adjacent to Broadway
3. Structure ID No. 22 – Near NIPSCO Right of Way (South Bank @ Pennsylvania Street)
4. Structure ID No. 23 – INDOT Closure (we did not even try to operate this one since it was fully of sand)
5. Structure ID No. 27a – East of Georgia Street (North Gate)
6. Structure ID No. 28 – East of River North of I-80/94
7. Structure No. 30b – Ironwood Pump Station (South Gate)

If you have a conflicting site, or have any questions, please contact me.

*Eric Tonk*

Greeley and Hansen LLC  
 567 S. Lake Street  
 Gary, Indiana 46403  
 ph (219)938-8354  
 fax (219)938-8376

3

**Jim Pokrajac**

---

**From:** "Jim Pokrajac" <jpokrajac@nirpc.org>  
**To:** <mike@austgen.com>  
**Cc:** <dgardner@nirpc.org>; <wbiller@hammondsd.com>; <william.a.rochford@lrc02.usace.army.mil>;  
"Lou Casale" <lcasale@cwblawfirm.com>; "Smales, Donald" <dsmales@greeley-hansen.com>;  
<etonk@greeley-hansen.com>  
**Sent:** Friday, June 15, 2007 11:51 AM  
**Subject:** Re: Pump station report.

Mike,

As per our conversation today I am giving you authorization to remediate these items as you listed. When you submit invoices for this work please include a breakdown of manhours, equipment, and/or material costs to substantiate our paying the invoice. Also, as we discussed, it is my intent to schedule an inspection of these stations with the corps and representatives from Gary as the first step toward turning over these stations to Gary for O&M responsibility. I would also like you and/or representatives from your company to technically represent the Little Calumet River Basin Commission. Give me an idea when you think this may be completed so I can begin coordination for these inspections.

Thank you,

Jim Pokrajac

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

**From:** Mike Austgen  
**To:** 'Jim Pokrajac'  
**Sent:** Wednesday, June 13, 2007 2:02 PM  
**Subject:** Pump station report.

Jim please attached station report. I have three copies at the front desk for you.

Let me know which items you would like me to take care of.

Mike Austgen  
Austgen Electric Inc.  
801 East Main Street  
Griffith, IN 46319  
219-924-7528  
Fax 219-922-8409

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4

6/15/2007

**Jim Pokrajac**

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**From:** "Mike Austgen" <mike@austgen.com>  
**To:** "Jim Pokrajac" <jpokrajac@nirpc.org>  
**Sent:** Tuesday, July 03, 2007 2:22 PM  
**Attach:** Gate-Repair-07-03-07-All.pdf  
**Subject:** Gate-Repair-07-03-07-All.pdf

Jim, attached is the gate proposal. These gates are much worse than the ones we did previous.

Mike

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7/3/2007

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Ph. 219-924-7528  
Fax 219-922-8409  
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Fleet Service

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

July 3, 2007

Re: Proposal to clean and test flap and sluice gates.

Proposal does not include and mechanical work on gates. A repair proposal will be produced after the gates are cleaned and freed up.

Little Cal to provide gear motor for operation of sluice gates, Austgen to provide generator.

Cleanup and dispose of debris in a public landfill.

Cleanup of hazardous waste not included.

Provide a report on each gate with pictures of before and after.

Gate 33 is not included the construction stopped us from getting to it.

Time to complete work is approximately 6 weeks.

Price is based on doing flap and sluice gates together.

Please see attached spreadsheet for individual costs.

Total cost all gates listed \$69,150.00

Respectfully submitted,

Mike Austgen  
President

If you default in payment, you agree to pay the holder of this proposal all costs of collection including reasonable attorney fees, court costs, and interest at the rate of 1.5% per month-annual percentage rate 18% from the date of the default, without relief from valuation & appraisement laws. Terms 30 days net. No retainage allowed. Quote valid for 10 days.

Date \_\_\_\_\_ **Acceptance** By \_\_\_\_\_

Equal Opportunity Employer

M:\Projects\Little\_cal\2007\Gate-Repair-07-03-07.doc

801 East Main Street  
Griffith, IN 46319  
Ph. 219-924-7528  
Fax 219-922-8409  
austgen.com



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Description	Flap Gate	Material	Labor	Equipment	Boat	Cost
Clean & Install Lift Cable	15	\$ 410.00	\$ 2,400.00	\$ 1,000.00		\$ 3,810.00
Clean & Install Lift Cable	22	\$ 400.00	\$ 1,600.00	\$ 1,000.00		\$ 3,000.00
Clean & Install Lift Cable	23	\$ 340.00	\$ 3,200.00	\$ 1,000.00		\$ 4,540.00
Clean & Install Lift Cable	28	\$ 230.00	\$ 1,600.00	\$ 1,000.00		\$ 2,830.00
Clean & Install Lift Cable	12A	\$ 160.00	\$ 2,400.00	\$ 1,000.00		\$ 3,560.00
Clean & Install Lift Cable	12B	\$ 140.00	\$ 1,600.00	\$ 1,000.00		\$ 2,740.00
Clean & Install Lift Cable	16A	\$ 390.00	\$ 2,400.00	\$ 1,000.00	\$ 100.00	\$ 3,890.00
Clean & Install Lift Cable	20A	\$ 240.00	\$ 2,400.00	\$ 1,000.00		\$ 3,640.00
Clean & Install Lift Cable	20B	\$ 220.00	\$ 1,600.00	\$ 1,000.00		\$ 2,820.00
Clean & Install Lift Cable	27A	\$ 590.00	\$ 2,400.00	\$ 1,000.00		\$ 3,990.00
Clean & Install Lift Cable	30B	\$ 240.00	\$ 2,400.00	\$ 1,000.00		\$ 3,640.00
						\$ 38,460.00

Description	Sluice Gates	Material	Labor	Equipment	Boat	Cost
Clean & Test	11	\$ 190.00	\$ 1,600.00	\$ 1,000.00		\$ 2,790.00
Clean & Test	20A	\$ 240.00	\$ 3,200.00	\$ 1,000.00		\$ 4,440.00
Clean & Test	20B	\$ 170.00	\$ 1,600.00	\$ 1,000.00		\$ 2,770.00
Clean & Test	30B	\$ 330.00	\$ 4,000.00	\$ 2,000.00		\$ 6,330.00
Clean & Test	28	\$ 220.00	\$ 1,600.00	\$ -		\$ 1,820.00
Clean & Test	23	\$ 370.00	\$ 3,200.00	\$ -		\$ 3,570.00
Clean & Test	27A	\$ 260.00	\$ 2,400.00	\$ -		\$ 2,660.00
Clean & Test	22	\$ 290.00	\$ 2,400.00	\$ -		\$ 2,690.00
Clean & Test	8A	\$ 220.00	\$ 1,600.00			\$ 1,820.00
Clean & Test	8B	\$ 200.00	\$ 1,600.00			\$ 1,800.00
						\$ 30,690.00

\$ 69,150.00

**Jim Pokrajac**

---

**From:** "Jim Pokrajac" <jpokrajac@nirpc.org>  
**To:** <mike@austgen.com>  
**Cc:** <dgardner@nirpc.org>; "Bob Huffman" <huffmun@sbcglobal.net>; "Lou Casale" <lcasale@cwblawfirm.com>; <wbiller@hammondsd.com>; "Ackerson, Rick D LRC" <Rick.D.Ackerson@lrc02.usace.army.mil>; <william.a.rochford@lrc02.usace.army.mil>  
**Sent:** Thursday, July 05, 2007 3:37 PM  
**Subject:** Re: Gate-Repair-07-03-07-All.pdf

Mike,

Dan Gardner and I have reviewed your proposal and find the costs to be fair and reasonable. Accordingly, this is your authorization to do this work under the same terms and conditions of the previous work you have completed with terms of liability, hold harmless clause, and fee schedule. We request that each sluice/flap gate be billed on an individual basis/gate number with the attached breakdown of the associated costs.

Would you please provide me with your best estimate for scheduling for all remediation, including pump station work, sluice/flap gate work, or any other associated work. The corps is wanting to start inspections of these features and I need to know in advance projected completion dates to come up with some inspection dates that are good for the LCRBDC, representatives from Gary, and the corps.

Thanks Mike,

Jim Pokrajac

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

**From:** Mike Austgen  
**To:** 'Jim Pokrajac'  
**Sent:** Tuesday, July 03, 2007 2:22 PM  
**Subject:** Gate-Repair-07-03-07-All.pdf

Jim, attached is the gate proposal. These gates are much worse than the ones we did previous.

Mike

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**Jim Pokrajac**

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**From:** "Jim Pokrajac" <jpokrajac@nirpc.org>  
**To:** "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>; "Lavicka, Kelsey W CPT LRC" <Kelsey.W.Lavicka@lrc02.usace.army.mil>  
**Cc:** "Anderson, Douglas M LRC" <Douglas.M.Anderson@lrc02.usace.army.mil>; "Shinbori, Yuki J LRC" <Yuki.J.Shinbori@lrc02.usace.army.mil>; <william.a.rochford@lrc02.usace.army.mil>; <dcorey@grwinc.com>  
**Sent:** Thursday, June 28, 2007 2:53 PM  
**Subject:** Re: 30" Water Line- Chase to Grant Area

Today I met with Mr. Doug Corey from GRW Engineers regarding the coordination of this proposed construction. Several things were discussed as follows:

1. Doug will forward and coordinate with Yuki to get you the most recent drawings. Doug indicated that they had made few changes from the original plans.
2. Doug is in the process of addressing the four Technical Review Comments as part of Shamel's letter dated April 12th.
3. I told Doug that you could provide him an electronic file of the as-built drawings of the Stage III Remediation drawings that would include plan and profiles of the pump station at 32nd and Cleveland as well as location and depths of the tiles and tie ins to the collector ditch. This will assist him in determining the depth of any bores for the pipe.
4. Doug indicated to me that he will be staying at least 15' away from the toe of the levee. He also said that they would stay approx. 10' deep except in areas under the levee which would be 15' deep.
5. I assume that the LCRBDC would require some type of letter from the corps indicating you have reviewed his plans and found them acceptable.
6. Upon receipt of this letter we will pursue real estate agreements whereby they would have the right to construct, maintain, or inspect. Currently, we have drawings and legal descriptions of these easements as currently are guided by their engineering.
7. My understanding is that this project is already funded and is only waiting for engineering concurrence and them obtaining necessary real estate.

I will work with you and them to try to complete this task in order that they may get their bid documents out. If you have any questions please let me know.

Thanks,

Jim

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

**From:** Jim Pokrajac  
**To:** Jim Pokrajac ; Samara, Imad LRC ; Lavicka, Kelsey W CPT LRC  
**Cc:** Anderson, Douglas M LRC ; Shinbori, Yuki J LRC ; william.a.rochford@lrc02.usace.army.mil  
**Sent:** Thursday, June 28, 2007 9:21 AM  
**Subject:** Re: 30" Water Line- Chase to Grant Area

All,

Sorry, I was out of the office most of yesterday with a family emergency. Going through my e-mails I didn't see anyone responding that they would want to be on a call. I'm not sure it is absolutely necessary because I could always forward any questions back to you for a response, but it might be easier to coordinate if you could actually answer their questions or concerns at that point in time. I wish I could have had more time to allow for better coordination, but it was a spur of the moment meeting. Let me know if any of you would like to be involved and what number you could be reached. It is not a dial in, but I would call you to bring you in.

Thanks again,

Jim

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

**From:** Jim Pokrajac

**To:** Samara, Imad LRC ; Lavicka, Kelsey W CPT LRC

**Cc:** Anderson, Douglas M LRC ; Shinbori, Yuki J LRC ; [william.a.rochford@lrc02.usace.army.mil](mailto:william.a.rochford@lrc02.usace.army.mil)

**Sent:** Wednesday, June 27, 2007 9:54 AM

**Subject:** 30" Water Line- Chase to Grant Area

Imad,

I have a meeting tomorrow (June 28th) with Mr. Doug Corey from GRW engineers from Indianapolis at 10:00 A.M. in my office. They are the firm contracted out by Gary to facilitate the design and coordination for the installation of a new 30" transmission water main in the area of our Stage III construction. I have forwarded you all of their drawings, correspondence, and scheduling information. Since that time Shamel wrote a letter on April 12th providing technical review comments to them, and I know that we will have to establish some type of field representation during and after their construction to assure they do not damage or effect any of our project features. I will coordinate any real estate coordination if necessary. I'm not sure of the intent of tomorrow's meeting, but I would like to have someone available by phone to represent the corps in this coordination. Would you please let me know who might be available at what phone number/numbers in order to dial you in.

I think we will probably discuss their scheduling, they may have technical questions, we need to establish whatever the corps feels is necessary to assure the integrity of our project, and I will review any real estate concerns ( I'm pretty sure we own all the lands in fee). This is one of the first construction projects that will be done in the vicinity of our line of protection and would establish what will be required in the future for any other upcoming construction

I appreciate your help in this matter,

Jim



# Little Calumet River Basin Development Commission

6100 Southport Road  
Portage, Indiana 46368

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

WILLIAM BILLER, Chairman  
*Governor's Appointment*

ROBERT MARSZALEK, Vice Chairman  
*Governor's Appointment*

R. KENT GURLEY, Treasurer  
*Lake County Commissioners' Appointment*

CHARLIE RAY, Secretary  
*Porter County Commissioners' Appointment*

GEORGE CARLSON  
*Hammond Mayors' Appointment*

ARLENE COLVIN  
*Gary Mayors' Appointment*

STEVE DAVIS  
*IN. Dept. of Natural Resources Appointment*

ROBERT HUFFMAN  
*Governors' Appointment*

JOHN MROCZKOWSKI  
*Governor's Appointment*

DR. MARK RESHKIN  
*Governors' Appointment*

VACANCY  
*Governor's Appointment*

DAN GARDNER  
*Executive Director*

LOU CASALE  
*Attorney*

June 27, 2007

Mr. Kelly G. Hall  
President  
C&H MOWING, INC.  
918 South 250 West  
Hebron, Indiana 46341

Dear Kelly:

Enclosed please find 3 copies of the agreement between C&H MOWING and the Little Calumet River Basin Development Commission to provide two (2) full mowings for all levee segments not included as part of the ongoing "Landscaping - Phase II" project within the city of Gary and Griffith, Indiana.

If you are agreeable to all of the terms provided therein, please sign all copies, keeping one for yourself and returning the other two to this office. Once I have received your signed copies, you may consider this letter as your notice to proceed.

Upon completion of the work, please call me and I will meet with you at the site for a final field inspection. If you have any questions at any time, you can reach me at the above number.

Sincerely,

James E. Pokrajac, Agent  
Land Management/Engineering

/sjm  
encl.

## AGREEMENT FOR MOWING


C&H Mowing, Inc. (*Contractor*) agrees to contract with Little Calumet River Basin Development Commission (*Owner*) and hereby agrees to provide all labor, materials, tools and equipment necessary to provide two (2) full mowings no later than July 6, 2007 and October 8, 2007 for the levee segments not included as part of the "Landscaping - Phase II" project in Gary and Griffith, Indiana as described hereby in this agreement.

The following shall apply to this agreement:

1. The amount is based upon the *Contractor's* proposal dated January 25, 2007, and as per the general information and specifications. The total cost to complete this scope of work as per all terms and conditions will be based upon this proposal.
  - The first cycle to be completed no later than July 6, 2007 in the amount of \$3,750.
  - The second cycle to be completed no later than October 8, 2007 in the amount of \$3,250.
  - The total cost shall not exceed the quote of \$7,000.00 without written authorization from the *Owner*.
2. The *Contractor* shall complete all work as follows:
  1. El&E to Colfax Street (south of N.S. RR) (3500' grass)
  2. Calhoun to Burr Street (north of N.S. RR) (1370' grass)
  3. El&E RR to Colfax (north of NIPSCO R/W) (3100' stone)
  4. Chase Street to Grant Street - North levee (5600' grass)
  5. Chase Street to Grant Street - South levee (8400' total - 6500' stone, 1900' grass)
  6. Grant to Harrison - North levee (2868' grass)
  7. Harrison to Broadway - North levee (2260' grass)
  8. Georgia to MLK Drive - South levee
  - *Contractor* to mow all levees (landside and riverside) full width to the toe of the levees and one (1) pass on each side along the toe.
  - *Contractor* to mow levee crest down to grade (4" - 6")
  - *Contractor* will mow no lower than 10" in height on all levee side slopes.
  - On the expressway side of the levees, the *Contractor* will mow from the levee crest to the existing INDOT fence line (from Chase Street to MLK Drive, as required).
  - *Contractor* shall be aware of, and be responsible for, hand trimming around the existing landscaping or structures previously installed as part of the flood control/recreation project.
  - Any other areas of levees that cannot be cut by tractor must still be cut as included in the total cost.
  - First mowing will be completed no later than July 6, 2007, and the second mowing no later than October 8, 2007.
  - The *Contractor* shall avoid the mowing of the south levee (north of Indiana University) with Spencer Cortwright, 980-7760. (Refer to Item #11 above - No mowing south levee anywhere unless authorized).
3. Upon completion of mowing, the *Contractor* will be responsible for all cleanup.
4. *Contractor* shall provide workmen's compensation insurance in the statutory amount for all persons, employees, contractors or agents working on this job and will provide liability insurance in a minimum amount of \$300,000/\$1,000,000 naming the *Owner* as co-insured.
5. The *Contractor* hereby agrees to hold harmless and indemnify the *Owner* from any suit damage, claim, liability or action caused as the direct result of the work performed by the *Contractor* that is the subject of this agreement.
6. Final payment will be made upon completion of the field inspection to the satisfaction of the *Owner*.

  
Kelly G. Hall, President  
*Contractor*  
C&H MOWING, INC.

Accepted by:

  
Dan Gardner, *Owner*  
Little Calumet River Basin  
Development Commission

Dated this 27 day of June, 2007.