



Little Calumet River Basin Development Commission

6100 Southport Road
Portage, Indiana 46368

(219) 763-0696 Fax (219) 762-1653

E-mail: littlecal@nirpc.org

WILLIAM BILLER, Chairman
Governor's Appointment

ROBERT MARZALEK, Vice Chairman
Governor's Appointment

R. KENT GURLEY, Treasurer
Lake County Commissioners' Appointment

MARK GORDISH, Secretary
Mayor of Hammond's Appointment

WILLIAM BAKER
Governor's Appointment

DAVID BURRUS
Porter County Commissioners' Appointment

ARLENE COLVIN
Mayor of Gary's Appointment

DAN DERNULC
Governor's Appointment

ROBERT HUFFMAN
Governor's Appointment

RON McAHN
Dept. of Natural Resources' Appointment

JOHN MROCKOWSKI
Governor's Appointment

VACANCY
Executive Director

LOU CASALE
Attorney

MEETING NOTICE

THERE WILL BE A MEETING OF THE
LITTLE CALUMET RIVER BASIN
DEVELOPMENT COMMISSION
AT 6:00 P.M. WEDNESDAY, DECEMBER 3, 2008

AT THE MUNSTER TOWN HALL
1005 Ridge Road, Munster, Indiana

5:30 p.m. WORK STUDY SESSION

AGENDA

1. Call to order by Chairman William Biller

2. Pledge of Allegiance

3. Recognition of Visitors and Guests

4. Approval of Minutes:

- Regular Board meeting November 5, 2008
- Special meeting of November 17, 2008

5. Chairman's Report

- Resignation of Robert Marszalek, Governor's Appointment
- Contact with State Board of Accounts regarding October 1st audit

6. Action Required:

Finance:

Approval of Budget Transfer

Approval of claims for November 2008

Approval of O&M claims for November 2008

7. Standing Committees:

A. Search Committee - Chairman Dave Burrus

- Request for Proposals

Nominating Committee
Arlene, Kent,
Gordish

Search Committee
D, RMC,
AC, MG

1-7

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10-11

12

13-15

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17-18

Appt new V-C

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Jim ✓
Judy ✓
Lorraine ✓
Jody ✓
Sandy ✓

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black jacket
bel of white 05 top

- B. Finance Committee – Treasurer Kent Gurley
- Financial Status Report for end of October 2008
 - 2009 Budget

19

- C. Land Acquisition/Land Management Committee –
Land Acquisition
- Acquisitions for Stage VII & VIII

20-29

Land Management

- D. Project Engineering Committee – Chairman Bob Huffman
- Status of Stage V-2 pipeline corridor
 - Status of Stage VII & Stage VIII utilities

- E. Operation & Maintenance – Chairman Bob Huffman

- F. O&M Funding Committee – Chairman Kent Gurley

- G. Legislative Committee –
- 2009/2011 legislative session starts January 1, 2009

- H. Environmental Committee – / No

- I. Recreational Development Committee – Chairman Bob Huffman ✓

- J. Policy Committee –

7. Other Issues / New Business
8. Statements to the Board from the Floor
9. Set date for next meeting; adjournment

MINUTES OF THE LITTLE CALUMET RIVER BASIN DEVELOPMENT
COMMISSION HELD AT 6:00 P.M. WEDNESDAY, NOVEMBER 5, 2008
Lake County Convention and Visitors Bureau
7770 Corinne Drive, Hammond, IN

Chairman Bill Biller called the meeting to order at 6:10 p.m. Nine (9) Commissioners were present. Pledge of Allegiance was recited. Chairman Biller thanked the visitors for coming.

Development Commissioners:

Mark Gordish
Robert Huffman
Robert Marszalek
William Baker
Ron McAhron
Kent Gurley
Bill Biller
Dave Burrus
Dan Dernulc

Staff:

Jim Pokrajac
Sandy Mordus
Lou Casale
Judy Vamos
Lorraine Kray
Jody Melton

Visitors:

Steve Vekel – Munster resident
Diane Gleason – Munster resident
Jonathon Gleason – Munster resident
Denis Buksa – Munster resident
Judy Buksa – Munster resident
Michael Kroll – Munster resident
Thomas Hayes – Munster resident
Marcia Taylor – Munster resident
Mark Taylor – Munster resident
Irene Behling – Munster resident
Mike Wood – Munster resident
Dick Servi – Munster resident

Visitors:

Bill Petrites – Highland resident
Tula Kavadias – Munster resident
Susan Brown – The Times
Vanessa Villarreal - USACE
Lynne Whelan - USACE
Tim Hus – Munster resident
Karen Lorenz – Hammond resident
Mike Kenney – TSC, Merrillville
John Mogle- Munster resident
Patricia Piekarczyk – Munster resident
David Nellans – Town of Munster
Helen Brown – Town of Munster
Bill Howard – Munster resident
Patricia Huber – Munster resident
Sheldon Edd – USACE
Elizabeth Johnson - Congressman's Office
Imad Samara – USACE
Bridget Bodefelf – Munster resident
Senator Frank Mrvan, Jean Mrvan
Christine Kittler - Hammond
Rob Mangus – Town of Munster
Ruth Mores – Southmoor Road group
Sean Adley – Munster resident
Elizabeth Howard – Munster resident
Mark Lopez – Congressman's Office
Ronnie Smith – Munster resident
George Janiec – Hammod resident
Bob & Pat Olson – Munster residents
Carol Milici – Munster resident
Carolyn Marsh – Sand Ridge Audubon

Bob Huffman made a motion to approve the minutes of the September 29 special meeting; motion seconded by Dave Burrus; motion passed unanimously.

With two corrections to the October 1 minutes by adding Commissioner Bob Marszalek in attendance and deleting Steve Davis and a second correction in Statements from the Floor, Ron Howard stated that he said the dike was built in the 50's (not the bridge) a motion was made by Bob Marszalek to approve the minutes as corrected; motion seconded by Bob Huffman; motion passed unanimously.

/

Bob Marszalek made a motion to approve the minutes of the October 16 special meeting; motion seconded by Kent Gurley; motion passed unanimously.

Chairman's Report – Chairman Biller recognized the new members on the Commission. They include Ron McAhron, IDNR appointment; William Baker, Governor's appointment; Dan Dernulc, Governor's appointment; and introduced Jody Melton, appointed as Interim Director until the end of the year.

- Chairman Biller proceeded to ask members to vote by paper ballot for three Commission members to serve on the Nominating Committee. The top three vote-getters will become the Nominating Committee, in which they will meet and come back to the Board at the January meeting with a slate of officers to serve in 2009.

Action Required – Treasurer Kent Gurley presented items for action.

- Mr. Gurley made a motion to approve the October claim sheet for ongoing project development in the amount of \$121,736.57; motion seconded by Bob Huffman; motion passed unanimously.
- Mr. Gurley proceeded to make a motion to approve the O&M claims in the amount of \$20,225.77; motion seconded by Bob Huffman; motion passed unanimously. Mr. Gurley asked staff to explain the claim of \$15,689.90 to Dyer Construction. Jim Pokrajac explained the claim and why it was needed. During the peak flood period, a log jam needed to be removed west of MLK Drive and no one had the funds available to do so. Homeland Security said the removal could not be done unless someone had a signed agreement to do this work. The Commission agreed to take that responsibility and drafted an emergency agreement whereby Dyer Construction Co. would be contracted out to do the clean-up. We are hoping that this money will be reimbursed to the Commission by FEMA since it was part of emergency operations during the flood. Bob Huffman asked how long it took for this work. Mr. Pokrajac replied that they started about 3 p.m. and finished about 1 a.m. Mr. Huffman commended Dyer and Mr. Pokrajac for a job well done. Treasurer Gurley added that there is \$23,481.45 in the O&M account so we have sufficient funds on hand to pay the O&M claims.
- Mr. Biller inquired whether or not the city of Gary had already taken over O&M, and would this log jam removal be done under their jurisdiction and cost. Mr. Pokrajac replied that it would have been their responsibility but, at this point in time, there is no O&M agreement in place with the city. There is no defined procedure that identifies a responsible party to keep the river clear of log jams and debris. Usually the municipalities work together, even sharing costs, to get the job done when needed. The Commission has spent minimal dollars on O&M, and has only done so on jobs where it was absolutely necessary to keep the project features working. It is critical to turn over all the O&M to each respective municipality. There was further discussion on the Corps O&M manual and whether all O&M is addressed in that manual.
- Mr. Gurley made a motion to approve a payment of \$6,000 to USGS for the O&M for the gaging station at Hart Ditch in Munster to be drawn from the state; motion seconded by Bob Huffman; motion passed unanimously. Mr. Pokrajac explained how the gage monitors river levels and how it is helpful during emergency response.
- Mr. Gurley made a motion to approve the Munster claims in the amount of \$75,310 for DC-1223, DC-1227, and DC-1254; motion seconded by Bob Huffman; motion passed unanimously. There is only \$73,933 remaining from the original \$302,000 that Munster

approved; this is what will be submitted to Munster. The Commission will State draw the additional \$1,377 so these claims can be paid.

Land Acquisition/Management - Committee Chairman Bob Marszalek referred to an item on the agenda regarding a request from IN American Water Company who is requesting a 1-acre parcel of land in order to construct a water booster pumping station. Mr. Marszalek made a motion to table the request until the attorney can pursue additional information and bring it back to the Board when more information is acquired; motion seconded by Dave Burrus; motion passed unanimously.

• Mr. Marszalek referred to the second item on the agenda for action. We have received a request letter from View Outdoor Advertising asking for an extension of the 12 current billboard license agreements for an additional 10 years. If the approval is granted, they have indicated they are willing to pay the lease money (\$108,000 up front) as a total lump sum (instead of individual monthly payments). Attorney Casale indicated that they are currently in a 10 year lease with approximately six years remaining. This would extend the leases an additional 10 years after that. Most of the agreements with them are in the third year. Both Bill Baker and Dan Dernulc wanted to table the request until we could find out the market value to assure we will be getting the most money at the time the existing agreements expire. After a lengthy discussion, Kent Gurley made a motion authorizing Jody Melton to check the market and meet with View Outdoor and report back at the next meeting; motion seconded by Bob Marszalek; motion passed unanimously. At the Commissioners' request, staff will provide a summary of the existing sign agreements. Bill Baker also asked staff to provide information as to what other assets the Commission has.

Search Committee – As Committee Chairman, Dave Burrus referred to the proposed Request for Proposal distributed to Commission members. There are two versions of the RFP (concept is the same, different format). The Committee is now asking for member input and to get their changes to either Dave Burrus or Ron McAhron. The job has turned out to be a bigger job than anticipated and there is a need to get it out on the street as soon as possible. Mr. Burrus made a motion that would authorize the Committee to make the suggested changes as needed, work with the attorney, and produce a final document that can be advertised before the next meeting. No one will be selected without total input from the Commission; this is just the authorization for advertising; motion seconded by Bob Huffman; motion passed unanimously. Mr. Gurley asked if this would be a public document advertised in public domain. Ron McAhron replied that it would be. The State has a list of qualified firms that it will be sent to. It will also be sent to local firms, and will be published in the local papers.

Finance Committee – Treasurer Kent Gurley referred to the Financial Statement that lists Committed Funds and Uncommitted Funds. It will give the members a clearer understanding of funds that the Commission can spend. Mr. Gurley then referred to the proposed end of year cash flow/budget he has prepared, listing an interim budget of \$1,689,835. This budget is high because of immediate utility relocation costs. After having prepared this budget, he referred to a Corps letter asking for \$606,500 for the Commission's 7% cash match and if this was needed by the end of this year. Imad Samara indicated it was. A lengthy discussion pursued. Mr. Gurley explained that some kind of budget needs to be in place that would allow the Commission to keep the project from being delayed and to keep working. It is clear that funds from the RDA are frozen until the state

audit is released. With funds being needed immediately, the only other avenue is to go to the State. Some mechanism needs to be identified on how to proceed. Commissioner Bill Baker felt that a project-end figure needs to be identified and it would not be acceptable to the State to propose an interim budget figure. Mr. Gurley did not agree in that he felt it was not feasible at this time. We need an interim budget to keep from delaying the project until a final total source of funding can be identified. With condemnations taking place in Stage VIII, there is no money to pay into court to acquire these easements. Claims currently exist that total over \$299,000 that cannot be paid. We need an emergency budget; we are trying to identify the costs that are needed until FY'09. We need to identify the costs for the interim budget and will continue to further identify overall costs to complete the project. Mr. Baker questioned the method. Chairman Biller added that once the audit is complete, he is hoping that RDA will release the \$4.6 million previously approved by them. The proposed budget now shows a need for a larger amount. Ron McAhron added that we have to have a plan to obtain the money to finish the project. Mr. Gurley added that he knows a project-end figure needs to be identified quickly because of the upcoming 2009/2011 budget session. A motion was made to approve the proposed cash flow/budget as presented by the Finance Committee; motion seconded by Bob Huffman. Discussion continued. Ron McAhron asked Imad Samara, Corps project manager, when utility costs are incurred and agreements put in place, does the V-2 utilities funding have to be in place. Imad stated that all utility relocation costs are borne by the Commission. Kent Gurley asked Imad when the 7% cash match of \$606,500 was needed and does it need to be in place before Stage VII is let. Imad replied that the payment is needed for Stage VII, Pump Station 2B and V-2 and is needed in about one month. Mr. Gurley proceeded to withdraw his motion for approval of the proposed budget. The Finance Committee will meet and work on a revised document. Mark Lopez, Congressman's Office, reiterated that the Congressman wants a final number. A list needs to be identified immediately showing all costs. Senator Frank Mrvan added that the Governor will help but wants to see this project end as soon as possible. He also needs to know how much money will be required to finish it. He indicated that the Appropriations Committee will begin meeting in November to start discussions. He questioned why we have not contacted the State Board of Accounts to see when the audit will be completed; he will send a letter. Ron McAhron added that the Committee is working on a final number but there are still several unknowns; i.e. total utility cost, four houses west of Hohman, contentious Stage VIII acquisitions, and the Griffith levee. Progress will stop if no monies can be identified. Mr. McAhron made a motion to complete an end of project budget in December with the help of the Corps; motion seconded by Bob Huffman; motion passed unanimously.

Land Acquisition/Land Management Committee – Committee Chairman Bob Marszalek referred to Judy Vamos for a report. She reported that all 48 easement acquisitions in Stage VII have been accepted; we are only waiting for one utility agreement from BP Pipelines. In Stage VIII, there are 96 easement acquisitions. 23 are in condemnation; 3 in negotiations; and 70 are accepted and closed. Attorney Casale added that 16 out of 26 are in court already; 16 takings order by the Court; 10 contested or are awaiting hearings. Staff is working with CSX RR; they do not approve the Corps easement language and negotiations will continue.

- Discussion took place regarding a letter received from the town of Munster in which they requested the Commission to purchase the four homes west of Hohman. Munster Town Councilwoman Helen Brown stated that the letter was sent from staff, with no input from

the Board. Her and Mr. Nellans, also a Munster Councilman, indicated they would talk to their staff and the residents involved to determine what needs to be done. They were not aware of the letter. At this time, the Commission will not address the letter.

Project Engineering Committee – Committee Chairman Bob Huffman gave the committee report. He reported that the V-2 option was exercised and when the contractor completes the Corps paperwork, they can commence construction on the pipeline corridor. Pre-construction meetings were held on October 22 and 30. Mr. Pokrajac added that there are many ongoing issues in this pipeline corridor. There are eight pipeline agreements that covers 16 different pipelines. It has been a slow process but work should be starting soon. The Commission is responsible for all utility costs, although the Corps has to review and approve the estimated cost received from the pipeline company to determine if it is fair and reasonable. Once that is determined, the agreements are put in place. It has taken so long because the utilities will not review their cost estimates until they at least have the 100% Corps design drawings.

- Mr. Pokrajac stated that he has been, and continues to be, in contact with BP Pipelines, trying to finalize the agreement so we can give the Corps a right-of-entry for Stage VII ((Northcote to Columbia).

Operation & Maintenance Committee – There was no report.

O&M Funding Committee – There was no report.

Legislative Committee – There was no report.

Environmental Committee – Commissioner Bob Huffman commended Ron McAhron on his efforts with working with IDEM and IDNR, that the possible soils contamination issue found in the V-2 area, is no longer an issue. A letter from IDEM determined that sampling of the soil was found to have levels below the risk assessment based closure levels.

Recreation Committee – There was no report.

Policy Committee – There was no report.

Other Business – Interim Director Jody Melton stated that as a result of the post flood inspection of the levee features that the Corps and LCRBDC found that there were several different areas that contained log jams. The town of Munster took care of the log jams in their portion of the river; NSRR is taking care of the log jam at their bridge; Lake County Highway Dept. took care of the Kennedy Avenue bridge in Highland. Jody has left several messages with the other railroad west of MLK Drive, but has not received an answer yet. He will follow up.

- Kent Gurley added that now that the election is over, he hopes that the Attorney General's Office moves forward and approves the agreement for turnover of lands to the city of Gary. He asked the attorney to follow up.

- Chairman Biller announced that the Nominating Committee will consist of Arlene Colvin, Mark Gordish, and Kent Gurley.

Statements from the Floor – Numerous statements were received from the floor.

- By a request from the audience, the Commissioners, as well as staff, introduced themselves, their appointing authority or position, and how long they have been either a Board member or staff.
- Mark Taylor, resident from Munster, expressed his concern regarding the securing of the Northcote bridge before the next two years before the project is completed. His concern is that flooding could happen again. Jim Pokrajac answered that the levee construction on the east side of the bridge is being completed as part of Stage V-2 construction and should be completed very soon. The west side of the bridge will be brought up to final design elevation as part of the upcoming Stage VII construction. There will be an emergency response coordination meeting in the near future with all municipalities and agencies so coordination will be pre-established throughout the project.
- Helen Brown, Munster Town Councilwoman, informed Imad Samara that she wrote a letter to the Corps asking what they could do to pursue the continuation of the floodwall across the Northcote Bridge but did not want to hold the project up with any re-design. They also sent a letter to the Lake County Highway Dept. Imad responded that the owner of bridge decides what to do with the bridge. The Corps cannot change the plans unless the owner asks them to. Mrs. Brown would prefer eliminating the bridge and installing lines of protection both north and south of the river, as do most of the Munster residents who flooded.
- Dave Nellans, Munster Town Councilman, stated that the town works very well with the city of Hammond when it comes to clearing out debris from the river, even sharing in the cost if necessary. He stressed the need for an entity to be responsible for the O&M with the ample funds to be able to perform the O&M.
- Denis Buksa, owner of one of the four houses west of Hohman in Hammond, stated that he realizes funding is an issue. He remembers that the Commission has not received requested funds from the State to keep on schedule with the proposed Corps construction schedule. He asked for a copy of the amount of money we have asked for and what we received from the State.
- Trudy Wasik, Southmoor resident, asked if there is no budget because there is no complete plan. She feels Corps plans are inadequate and that proper drainage does not exist in the current plans. She feels the Commission is not representing the residents.
- Karen Lorenz stressed the need for an O&M plan to be put in place. She stated that the residents themselves have cleared debris from the river. She also stressed her disappointment that she had not received an answer to her letter to the Congressman's Office. She is still concerned that the Corps design for landside drainage is not adequate.
- Discussion was held on making the Southmoor Road area an option to the contract so that Stage VIII can move forward. Attorney Casale stated that making that area as an option was originally planned but the Congressman opposes options to the contract. It makes the process longer and increases the costs.
- Bob Pauslon – Inquired why the Hammond dike is higher than the Munster side. He indicated that Cabela's is raising their dike right now. Jim Pokrajac stated that some of the construction in that area is the ongoing Corps Stage V-2 construction (Kennedy to Northcote, both sides of the river) and is being built to Corps design elevations.
- When asked about the billboards, Jim Pokrajac answered that the Commission owns excess land along I-80/94 between the levee and INDOT right-of-way where we have license agreements with several billboard companies. This revenue provides administration money to the Commission.
- Discussion took place regarding the time schedule of the condemnation hearings.

- Carolyn Marsh – Expressed her concern about new development coming into the area and building in floodplains. With Phase 2 development that will take place at Cabela's and possible development at the Griffith golf course; she opposes additional development in these areas. She stated that IDNR has always sat on this Commission and they should have taken a more active role years ago. She asked to be included in any meetings the Commission may have regarding the 200 acres in Gary if it was to be developed by NRCS.
- Steve Enger – Asked Jim Pokrajac and Imad Samara to develop a time line chart to be shared with residents.
- Barbara Whitaker – Stressed the importance of maintenance now – not in two years. She inquired whether or not there were holding areas in Gary where storage water would be detained. Imad answered that there are ponding area easements as well as overbank floodwater areas between the existing levees that the Commission has secured for this purpose. She asked whether or not an agency would be forthcoming to accept the responsibility of O&M.
- It was stated that at this point in time, the four homes west of Hohman Avenue are not in the project.

There being no further business, the meeting was adjourned. The next meeting is scheduled for Wednesday, December 3. The meeting will probably take place at the Munster Town Hall.

MINUTES OF THE LITTLE CALUMET RIVER BASIN
DEVELOPMENT COMMISSION
SPECIAL MEETING
HELD AT 5:00 P.M. MONDAY, NOVEMBER 17, 2008
at the LCRBDC Commission Office
6100 Southport Road
Portage, IN

Chairman Bill Biller called the meeting to order at 5:00 p.m. Eight (8) Commissioners were present. Pledge of Allegiance was recited. Chairman Biller thanked the members for attending the Special meeting on short notice.

Development Commissioners:

William Biller
Robert Marszalek
Kent Gurley
Mark Gordish
William Baker
Arlene Colvin
Robert Huffman
John Mroczkowski

Staff:

Lou Casale, Attorney
Jody Melton, Interim Director
Sandy Mordus, Business Coordinator

Chairman Biller announced that the Special meeting was held to address one item. The Finance committee has met and this meeting was called as a result of the committee meeting. He proceeded to turn the meeting over to Treasurer Kent Gurley.

Mr. Gurley reminded the members that he had attempted to pass a budget at the last Commission meeting but that did not happen. He had attempted to identify budget figures for the end of year 2008 and budget figures until the end State fiscal year June 09. Additional budget figures to the project end was not identified at that time. Mark Lopez, from the Congressman's Office, did not approve that approach. He was adamant, as well as Senator Mrvan, that cost figures be identified to the project end immediately.

Mr. Gurley further indicated that he is not comfortable with some of the costs that out there and some costs are not known at this time. He felt that project costs have been difficult for the staff to capture and he is recommending an outside person be brought in to prepare a project end budget for the Commission. It would be a short term contract for a cost not to exceed \$20,000; the person is experienced in project management. This is the recommendation of the Finance Committee. William Baker questioned why the committee did not consider a firm to do the budget, rather than an individual person. He was informed that the RFP is still going forward and is being finalized and will be released for advertising before the December meeting. The committee did not consider waiting for a firm to be selected; they wanted to move forward quickly. Since this meeting was called, Mark Lopez indicated that he wanted to meet with staff and the Corps first, before we spend additional money, to see what kind of budget figures could be assembled to do a budget ourselves. After a lengthy discussion, a motion was made by Kent Gurley to appropriate up to \$20,000 for engaging a consultant, be it a person or a firm, on a limited basis to assist the Commission in preparing an interim and long term budget, with the Chairman and Treasurer having the authority to make the offer; motion was seconded by Bob Huffman; motion passed unanimously.

There being no further business, the meeting was adjourned.

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November 17, 2008

Honorable Mitch Daniels
Governor, State of Indiana
State House
Room 206
Indianapolis, Indiana 46204

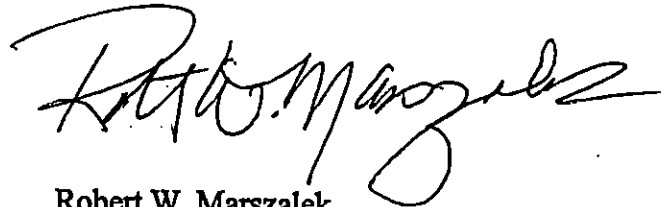
Dear Governor Daniels:

Please accept this letter as my formal notification that I am resigning as a member of the Little Calumet River Basin Development Commission, effective immediately.

I would like to thank you for the opportunity to have served the past seven years.

I have enjoyed my years of service, but feel it is time to leave the Commission.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Robert W. Marszalek", written in a cursive style.

Robert W. Marszalek

cc: William Biller, LCRBDC Chairman



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RON McAHRON
Dept. of Natural Resources' Appointment

JOHN MROCZKOWSKI
Governor's Appointment

VACANCY
Executive Director

LOU CASALE
Attorney

November 18, 2008

Mr. Bruce Hartman, CPA
State Examiner
State Board of Accounts
State House
Indianapolis, Indiana 46204

Dear Mr. Hartman:

As Chairman of the Little Calumet River Basin Development Commission, I am asking for an update on the status of the state audit that has been ongoing since October 1, 2008.

As I'm sure you are aware, the Development Commission is quickly approaching the position of having no funds available to it to allow the continuation of acting as Local Sponsor to the Federal government for the Little Calumet River Flood Control/Recreation Project. The completion of the state audit is critical to the next step for the Commission to obtain additional funding for continuing project acquisition.

Our next Board meeting is December 3, 2008. I would like to be able to give an update at that meeting. If you would please respond back to me with any pertinent information you can share, I would appreciate it. Thank you for your immediate response to my request.

Respectfully Submitted,

William Biller
Chairman
Little Calumet River Basin
Development Commission

/sjm



State of Indiana

Senate

Senator Frank Mrvan
6732 Maryland Ave.
Hammond, IN 46323
Residence (219) 844-3375
Fax (219) 844-5025

Committees
Appropriations, R.M.M.
Economic Development & Technology
Tax & Fiscal Policy

November 7, 2008

Bruce Hartman, State Examiner
State Board of Accounts
c/o Office of Management & Budget
200 West Washington Street, Room 212
Indianapolis, Indiana 46204

Re: State Audit of Little Calumet River Basin Development Commission Flood Project

Dear Mr. Hartman:

I am urging you to complete the audit of The Little Calumet River Basin Development Commission and send the report to the Northwest Indiana Regional Development Authority and the Commission.

The audit is important to funding the project, since no funding is available until the various interested parties (State Legislature, R.D.A., and Congressman Peter Visclosky) receive the audit. I fear progress will soon come to a stand-still for lack of funding.

The people along the Little Calumet River had a devastating flood destroying homes and causing great harm. I urge you to finish the audit and send it to the proper authorities, before more devastation occurs. The people are counting on you.

I am including my email address, S1@iga.in.gov, and fax number, (219) 844-5025. Please send copies to the attention of Senator Frank Mrvan.

With a great sense of urgency,

Frank Mrvan
Indiana State Senator
Senate District 1

BUDGET TRANSFER

put in
✓

- **Approval to transfer \$1,478.53 from Budget Line 5825 (Meeting expenses) into Budget Line 5812 (NIRPC Services) to cover NIRPC expense**
- **Approval to transfer \$508.51 from Budget Line 5825 (Meeting expenses) into Budget Line 5824 (Telephone expenses) to cover telephone expense**

✓
put in

NORTHWESTERN INDIANA REGIONAL PLANNING COMMISSION

6100 SOUTHPORT ROAD
PORTAGE, INDIANA 46368

TELEPHONE : (219) 763-6060
FAX: (219) 762-1653

INVOICE

To:	<u>Little Calumet River Basin Dev. Commission</u>	Date:	<u>13-Nov-08</u>
For:	<u>Services Performed: October 2008</u>	Billing Code:	<u>1201-1012-03-09</u>

DESCRIPTION	AMOUNT
Salaries & Fringe: Sandy Mordus	4,700.00
Salaries & Fringe: Jody Melton	1,863.43
Overtime: Sandy Mordus	261.55
Occupancy Fees:	2,110.00
Accounting Services: Administrative	800.00
Accounting Services: Project Relating Accounting	800.00
Postage:	140.23
Copier Charges @ \$5.00/month plus \$.06 per copy: # 6,526	396.56
Color Prints made on Color Copier @ \$0.20 per page # 643	128.60
Fax machine/long distance @ \$5.00 plus current charges:	5.00
Graphics, printing & clerical time @ \$40 per hour: # 5	200.00
Petty Cash Distributions:	-
TOTAL DUE:	\$ 11,405.37

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION
MONTHLY BUDGET REPORT

	2008							ALLOCATED	UNALLOCATED
	BUDGET	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	TOTAL	BUDGETED
									BALANCE
5801 PER DIEM EXPENSES	7,000.00	0.00	0.00	0.00	0.00	0.00	2,250.00	2,250.00	4,750.00
5811 LEGAL EXPENSES	3,500.00	283.33	283.33	283.33	283.33	283.33	283.33	1,699.98	1,800.02
5812 NIRPC SERVICES	149,000.00	13,001.37	0.00	14,085.52	14,033.34	15,022.21	26,479.89	82,622.33	66,377.67
5821 TRAVEL/MILEAGE	2,000.00	36.40	7.60	28.80	30.00	30.80	544.00	677.60	1,322.40
5822 PRINTING/ADVERTISING	1,000.00	985.04	0.00	0.00	0.00	0.00	0.00	985.04	14.96
5823 BONDS/INSURANCE	8,000.00	257.00	0.00	6,406.25	0.00	0.00	0.00	6,663.25	1,336.75
5824 TELEPHONE EXPENSES	6,500.00	793.07	561.95	530.28	478.15	622.82	582.55	3,568.82	2,931.18
5825 MEETING EXPENSES	3,000.00	0.00	0.00	0.00	0.00	59.20	70.00	129.20	2,870.80
5840 PROFESSIONAL SERVICES	842,539.00	84,750.52	67,775.93	114,554.88	90,076.24	58,099.53	49,047.65	464,304.75	378,234.25
5860 PROJECT LAND PURCHASE EXP.	842,539.00	15,545.00	21,510.00	25,369.00	29,019.00	150,078.00	25,272.00	266,793.00	575,746.00
5882 UTILITY RELOCATION EXP.	1,250,000.00	0.00	1,153.51	42,592.12	0.00	0.00	39,722.00	83,467.63	1,166,532.37
5883 PROJECT LAND CAP. IMPROV.	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
5884 STRUCTURES CAP. IMPROV.	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
5892 PROJECT COSTSHARE/ESC ACCT	1,226,025.00							0.00	0.00
	4,341,103.00	115,651.73	91,292.32	203,850.18	133,920.06	224,195.89	144,251.42	913,161.60	3,427,941.40

	2008							ALLOCATED	UNALLOCATED
	BUDGET	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	TOTAL	BUDGETED
									BALANCE
5801 PER DIEM EXPENSES	7,000.00	0.00	0.00	0.00	0.00	0.00		2,250.00	4,750.00
5811 LEGAL EXPENSES	3,500.00	283.33	283.33	283.33	283.33	283.33		3,116.63	383.37
5812 NIRPC SERVICES	149,000.00	13,413.74	14,812.44	14,214.59	13,910.14	11,505.29		150,478.53	-1,478.53
5821 TRAVEL/MILEAGE	2,000.00	38.28	25.08	17.60	33.88	11.00		803.44	1,196.56
5822 PRINTING/ADVERTISING	1,000.00	0.00	0.00	0.00	0.00	0.00		985.04	14.96
5823 BONDS/INSURANCE	8,000.00	0.00	0.00	0.00	0.00	0.00		6,663.25	1,336.75
5824 TELEPHONE EXPENSES	6,500.00	527.04	735.99	562.38	956.52	657.76		7,008.51	-508.51
5825 MEETING EXPENSES	3,000.00	0.00	0.00	0.00	0.00	0.00		129.20	2,870.80
5840 PROFESSIONAL SERVICES	842,539.00	87,634.54	74,357.30	46,665.43	69,772.81	39,733.00		782,467.83	60,071.17
5860 PROJECT LAND PURCHASE EXP.	842,539.00	109,821.00	8,700.00	21,475.00	22,320.00	12,470.00		441,579.00	400,960.00
5882 UTILITY RELOCATION EXP.	1,250,000.00	35,448.79	90,905.44	2,566.25	14,459.89	45,243.98		272,091.98	977,908.02
5883 PROJECT LAND CAP. IMPROV.	0.00	0.00	0.00	0.00	0.00	0.00		0.00	0.00
5884 STRUCTURES CAP. IMPROV.	0.00	0.00	0.00	0.00	0.00	0.00		0.00	0.00
5892 PROJECTCOSTSHARE/ESC ACCT	1,226,025.00	0.00	0.00	0.00	0.00	0.00		0.00	0.00
	4,341,103.00	247,166.72	189,819.58	85,784.58	121,736.57	109,904.36	0.00	1,667,573.41	2,673,529.59

CLAIMS PAYABLE FOR NOVEMBER 2008

ACCT	VENDOR NAME	AMOUNT	EXPLANATION OF CLAIM
5811	CASALE ,WOODWARD & BULS LLP	283.33	MONTHLY RETAINER THROUGH NOVEMBER 21, 2008
5812	NIRPC	11,405.37	SERVICES PERFORMED OCTOBER 2008
5812	CARDMEMBER SERVICES	60.93	TONER FOR PRIN TER
5812	UPS	38.99	OVERNIGHT MAIL
5821	SANDY MORDUS	11.00	NOVEMBER MILEAGE
5824	AT & T	495.83	BILLING PERIOD 10/14/08-11/13/08(TOTAL BILL 514.45,KRBC 18.62)
5824	VERIZON NORTH	161.93	BILLING PERIOD 11/16/08-12/16/08(TOTAL BILL 287.52,KRBC 125.59)
5841	ALLSTATE APPRAISALS	750.00	APPRAISAL RE: DC-1366A
5843	TICOR TITLE	435.00	TITLE WORK RE: DC-1254
5843	TICOR TITLE	415.00	TITLE WORK RE: DC-1322
5843	MERIDAN TITLE	760.00	TITLE WORK RE: DC-1173 INV# 824105-212678
5843	MERIDAN TITLE	105.00	TITLE WORK RE: DC-1173 INV# 823860-212662
5843	MERIDAN TITLE	425.00	TITLE WORK RE: DC-1301 INV# 824276-212643
5843	MERIDAN TITLE	105.00	TITLE WORK RE: DC-1301 INV# 824279-212518
5843	MERIDAN TITLE	105.00	TITLE WORK RE: DC-1310 INV# 824274-212659
5843	MERIDAN TITLE	425.00	TITLE WORK RE: DC-1435 INV# 822213-209934
5844	JAMES E POKRAJAC	262.68	OCTOBER MILEAGE
5844	JAMES E POKRAJAC	6,973.80	ENGINEERING/LAND AGENT 10/16/08-10/31/08
5844	JAMES E POKRAJAC	5,200.80	ENGINEERING/LAND AGENT 11/1/08-11/15/08
5844	JUDITH VAMOS	4,188.10	LAND ACQUISITION AGENT SERVICES 10/16/08-10/31/08
5844	JUDITH VAMOS	74.36	OCTOBER MILEAGE
5844	JUDITH VAMOS	2,191.70	LAND ACQUISITION AGENT SERVICES 11/1/08-11/15/08
5844	G. LORRAINE KRAY	1,414.35	CREDITING TECH & LAND ACQUISITION ASST 10/16/08-10/31/08
5844	G. LORRAINE KRAY	1,144.95	CREDITING TECH & LAND ACQUISITION ASST 11/01/08-11/15/08
5844	SANDY MORDUS	159.00	CREDITING TECHNICIAN SERVICES 10/16/08-10/31/08
5844	SANDY MORDUS	159.00	CREDITING TECHNICIAN SERVICES 11/1/08-11/15/08
5849	CASALE WOODWARD BULS	14,395.26	LAND ACQUISITION/LEGAL SERVICES THROUGH 11/21/08
5849	CASALE WOODWARD BULS	44.00	UTILITY RELOCATION LEGAL SERVICE THROUGH 11/21/08
5861	NIPSCO	3,910.00	PURCHASE PRICE OF DC-1254 ~VII
5861	RUDOLPH SZANY	700.00	PURCHASE PRICE OF DC-1204
5861	RICHARD A SZANY	700.00	PURCHASE PRICE OF DC-1204
5861	TERRENCE J. SZANY	700.00	PURCHASE PRICE OF DC-1204
5861	SHARON R. SZANY	700.00	PURCHASE PRICE OF DC-1204
5861	KAREN HOTT	700.00	PURCHASE PRICE OF DC-1204
5861	KATHLEEN OLSON	700.00	PURCHASE PRICE OF DC-1204
5861	CECELIA BRAGG	700.00	PURCHASE PRICE OF DC-1204
5861	VICTOR OR SHARON SZANY	700.00	PURCHASE PRICE OF DC-1204
5861	GERARD SZANY	700.00	PURCHASE PRICE OF DC-1204
5861	JUDITH CIMAROLLI	700.00	PURCHASE PRICE OF DC-1204
5861	JEANINE SZANY	700.00	PURCHASE PRICE OF DC-1204
5861	LAKE COUNTY RECORDER	236.00	TITLE WORK RE: DC-1205,1209,1254,1320,1321,1332,1340, & 1374
5861	LAKE COUNTY RECORDER	270.00	RECORDING OF EASEMENTS RE: DC-1205A,1210,1213,1214,1317,1391 1399C,1226
5861	LAKE COUNTY RECORDER	354.00	RECORDINGS RE: DC-1359,1360,1369,1373
5882	MARATHON PIPE LINE LLC	11,331.76	REVIEW & ENGINEERING UTILITY RELOCATION COSTS SV-2
5882	SEH	2,729.65	UTILITY RELOCATION SVII
5882	SEH	714.65	UTILITY RELOCATION SVII
5882	NIPSCO	23,154.67	UTILITY RELOCATION SV-2
5882	NIPSCO	7,313.25	UTILITY RELOCATION SV-2

TOTAL

109,904.36

ADMINISTRATIVE

LAND ACQUISITION
FUNDS DRAWN

FUNDS NEED
TO BE DRAWN

**APPROVAL TO PAY THE FOLLOWING INVOICES
FROM O&M FUND
NOVEMBER, 2008**

-
- **\$75.93 to T-Mobile for costs incurred for cell phone for engineer field work; monthly service 10/11/08 – 11/10/08**
 - **\$1,050.00 to Austgen Electric Inc. for pump station inspections**
 - **\$4,325.00 to C&H Mowing, Inc. for 2nd cycle mowing & trimming of levee segments**

Total

\$ 5,450.93

✓
Burr St. p.s. (\$ about \$5,000)
actual proposal is \$4985.
Already approved by meter on 12/3.
Withdraw when we receive invoice

**REQUEST FOR PROPOSALS FOR CONSULTANT MANAGEMENT TEAM
FOR THE
LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION**

The Little Calumet River Basin Development Commission (LCRBDC) is requesting proposals for a consultant management team to manage the LCRBDC, which acts as the local sponsor for the U. S. Army Corps of Engineers (COE) flood control levee construction project for the Little Calumet River. The LCRBDC was created by IC 14-13-2 to act as the local sponsor for the COE project. The levee construction has been ongoing for about 16 years through several phases of construction and has progressed westward from the city of Gary toward the Illinois state line. Funding for the LCRBDC is made up of funds subject to appropriation and approval by the Indiana General Assembly and State Budget Committee, as well as voluntary local contributions.

It is the intent of the LCRBDC to solicit responses to the Request for Proposals in accordance with the statement of work, proposal preparation section, and specifications contained in this document.

It is our expectation that this project be approached by a multi-disciplinary team (Project Team) led by a consulting engineering firm which has experience in project management of various civil engineering projects to include levee and/or dam construction and flood control design expertise, knowledge, and/or work with COE-led projects, and Federal land acquisition requirements recommended. The firm must be licensed in the State of Indiana.

A detailed Request for Proposals may be obtained by contacting the

Little Calumet River Basin Development Commission
6100 Southport Road
Portage, Indiana 46368
Phone 219-763-0696
Email: littlecal@nirpc.org

which will furnish one (1) copy to each entity considering submitting a proposal.

All proposals must be received at the address below by the LCRBDC no later than 4 p.m. CST on December 17, 2008. Each respondent must submit one original (marked "Original") and five (5) complete copies of the proposal, including the transmittal letter and other related documentation as required in this RFP. A complete copy of the proposal must be provided on a Compact Disk. No more than one proposal per respondent should be submitted. Each copy of the proposal must follow the format indicated in Section 2 on this document. Unnecessarily elaborate brochures or other presentations, beyond that sufficient to present a complete and effective proposal, are not desired. All proposals must be addressed to:

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

All proposal packages must be clearly marked with the RFP title, due date, and time due. Any proposal received by the LCRBDC after the due date and time will not be considered. Any late proposals will be returned, unopened.

This notice given this 24th day of November, 2008.

William Biller
Chairman
LCRBDC

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION
FINANCIAL STATEMENT
JANUARY 1, 2008 - OCTOBER 31, 2008

CASH POSITION - JANUARY 1, 2008

CHECKING ACCOUNT	
LAND ACQUISITION	192,304.22
GENERAL FUND	81,335.09
TAX FUND	0.00
INVESTMENTS	
SAVINGS	89,504.55
ESCROW ACCOUNT INTEREST	13,568.68
	<hr/>
	376,712.54

RECEIPTS - JANUARY 1, 2008 - OCTOBER 31, 2008

LEASE RENTS	63,182.36
INTEREST INCOME(FROM CHECKING)	1,112.72
LAND ACQUISITION	1,453,410.94
ESCROW ACCOUNT INTEREST	13,706.55
MISC. RECEIPTS	54,760.67
CHECK #9616 ARLENE COLVIN	200.00
CHECK #9626 ARLENE COLVIN	28.80
STEWART TITLE	100.00
VOIDED CHECK #9727	49,500.00
SEH	4,931.87
KRBC REIMBURSEMENT RE: TELEPHONE CHARGE	1,559.80
TRANSFERRED FROM SAVINGS	91,505.07
CITY OF MUNSTER FOR PROPERTIES	36,070.00
TOTAL RECEIPTS	1,715,308.11

DISBURSEMENTS - JANUARY 1, 2008 - OCTOBER 31, 2008

ADMINISTRATIVE	
2007 EXPENSES PAID IN 2008	68,261.17
PER DIEM	5,650.00
LEGAL SERVICES	2,833.30
NIRPC	123,763.66
TRAVEL & MILEAGE	1,496.96
PRINTING & ADVERTISING	1,160.91
BONDS & INSURANCE	6,738.25
TELEPHONE EXPENSE	7,768.21
MEETING EXPENSE	113.50
LAND ACQUISITION	
LEGAL SERVICES	131,971.75
APPRAISAL SERVICES	109,550.00
ENGINEERING SERVICES	36,905.54
LAND PURCHASE CONTRACTUAL	44,382.00
FACILITIES/PROJECT MAINTENANCE SERVICES	0.00
OPERATIONS SERVICES	52,660.00
LAND MANGEMENT SERVICES	210,073.58
SURVEYING SERVICES	197,281.47
MISCELLANEOUS EXPENSES	0.00
ECONOMIC/MARKETING SOURCES	0.00
PROPERTY & STRUCTURE COSTS	536,226.76
MOVING ALLOCATION	0.00
TAXES	0.00
PROPERTY & STRUCTURES INSURANCE	0.00
UTILITY RELOCATION SERVICES	196,791.19
LAND CAPITAL IMPROVEMENT	0.00
STRUCTURAL CAPITAL IMPROVEMENTS	0.00
BANK CHARGES HARRIS BANK	37.00
PASS THROUGH FOM SAVINGS (O&M)	89,825.72
PAYBACK TO SAVINGS	
TOTAL DISBURSEMENTS	1,755,229.80

CASH POSITION - OCTOBER 31, 2008

CHECKING ACCOUNT HARRIS BANK	
LAND ACQUISITION	133,056.42 A
GENERAL FUND	86,954.65
TAX FUND	
TOTAL FUNDS IN CHECKING ACCOUNT	220,011.07

CHASE SAVINGS ACCOUNT BALANCE #4414 19,837.85
(LAND ACQ IN HOUSE PROJECT FUNDS)
(O & M MONIES) **19,567.16

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

SAVINGS INTEREST 270.69
CHASE SAVINGS ACCOUNT BALANCE #4747 467,899.61
ARMY CORP CONSTRUCTION MONEY 461,345.00 B
ESCROW ACCOUNT INTEREST AVAILABLE 6,554.61

TOTAL OF BOTH SAVINGS ACCOUNTS 487,737.46

TOTAL OF ALL ACCOUNTS 707,748.53 C

COMMITTED FUNDS: (FROM ABOVE)

LAND ACQUISITION	A	133,056.42
ARMY CORP ESCROW MONEY	B	461,345.00
UNCOMMITTED FUNDS AVAILABLE)	C-(A+B)	113,347.11

19 add actual state monies

Handwritten notes:
 - "remove" with an arrow pointing to the TAX FUND line.
 - "(6100) Foot note at bottom." with an arrow pointing to the **Note section.
 - "funds expended" with an arrow pointing to the SAVINGS INTEREST line.
 - "show acct. #" with an arrow pointing to the 86,954.65 line.
 - "19 add actual state monies" at the bottom.

The Times
November 6, 2008

Columbia Avenue bridge to be raised

Story

Discussion

BY STEVE ZABROSKI

Times Correspondent | Thursday, November 06, 2008 | 1 comment Font Size:
(s)

HAMMOND | Hammond and Munster will share the cost of raising the Columbia Avenue bridge over the Little Calumet River.

An intergovernmental agreement approved Thursday by the Board of Public Works and Safety provides for a 50/50 split of the estimated \$300,000 cost to elevate the crossing, which was under more than four feet of water at the height of September's record flooding.

The bridge was already scheduled for replacement next year by the Lake County Highway Department, and officials from both communities decided it would be a good time to increase the height of the structure, said Hammond City Engineer Stanley Dostatni.

County engineers designing the \$1.5 million replacement project have not yet determined just how high the bridge will be raised, but Dostatni said it could be as much as 5.5 feet, bringing its elevation to more than 17 feet over the river's normal level.

The timetable for the upgrade calls for work on the bridge to begin next spring.

The county is already installing concrete culverts under the Sohl Avenue bridge across the Grand Calumet River near downtown Hammond to replace the aging steel piping which collapsed during the September storms.

The Times
November 6, 2008

Little Calumet River Commission blasted for budget lapse

Comments

Recommend

November 6, 2008

By Erik Potter Post-Tribune staff writer

In yet another widely attended and hotly debated meeting, the Little Calumet River Basin Development Commission took heat for not having come up with a final budget for the completion of the flood protection project.

The Commission had hoped to have a short-, medium- and long-term budget prepared by Wednesday's meeting.

The board stated that it needs roughly \$2.5 million before the end of the year in order to keep construction going and staff working, but had not yet completed a long-term budget that showed the project's financial needs from now until completion.

The board reported that the Regional Development Authority informed Chairman William Biller that the commission would not receive another staunch of money from the RDA until the State Board of Accounts completed its audit of the panel, leaving the board wondering where the cash infusion would come from.

Mark Lopez, a staff member for U.S. Rep. Peter Visclosky, D-Merrillville, and state Sen. Frank Mrvan, D-Hammond, criticized the panel for asking for a short-term cash infusion without presenting a long-term picture.

Mrvan chastised the board for not informing the board of accounts of its situation and asking it to hurry its report.

"Send the letter; make up your mind how much (money) you need, and let's get her done," Mrvan said.

The board had also hoped to have a preliminary job description for a permanent executive director for the board to review. It will instead distribute that description to board members by e-mail next week and advertise the position before the December meeting.

Wednesday's meeting, held at the Lake County Convention and Visitors Bureau office, was attended by about 60 residents from the Munster, Hammond and Highland area. Proceedings frequently broke down into back-and-forth comments and arguments between board members and residents frustrated with the pace of the project.

Contact Erik Potter at 648-3120, or epotter@post-trib.com. Comment on this story at www.post-trib.com.

The Times
November 4, 2008

Little Cal board financially adrift

Story

Discussion

BY SUSAN BROWN

sbrown@nwtimes.com

219.836.3780 | Thursday, November 06, 2008 | 3 comment(s)

Font Size:

HAMMOND | Meeting at the more spacious Lake County Visitors and Recreation Center on Wednesday instead of its usual Portage headquarters, the Little Calumet River Basin Development Commission faced an even larger crowd of angry homeowners and officeholders demanding a timeline for the completion of the federal levee project.

Joining some 50 homeowners were Mark Lopez, a former Little Cal commissioner now representing U.S. Rep. Pete Visclosky, and state Sen. Frank Mrvan Jr.

Lopez pummeled the commission for not delivering a point-by-point plan to get the job done while Mrvan insisted the commission deliver to Gov. Mitch Daniels and the Legislature a budget tailored to prevent the commission from asking for more money.

But the members of the commission, particularly treasurer Kent Gurley, strove to explain the need for some \$3.5 million in more immediate funding in order to keep the project going as long-term funding is addressed.

The commission's cash flow problem grew even more dismal last week when it received a letter from Tim Sanders, executive director of the Northwest Indiana Regional Development Authority, informing the commission the RDA will withhold any further funding of the levee project until the state audit sought by lawmakers is completed.

Earlier this year, the RDA had committed \$6 million in loans to the commission to expedite the project. The commission so far has drawn down only some \$1.3 million. Another \$6 million committed by the state through the Indiana Economic Development Commission to expedite the segment of the project containing property owned by Cabela's has fallen short by \$2 million.

Federal dollars for the construction costs incurred by the U.S. Army Corps always have been plentiful, but state contributions until 2006 routinely were millions below the budget requests made by the commission. The commission is prohibited from using state money for anything but land acquisition, utility relocation and construction escrow accounts required by the corps in order for the corps to let construction contracts. A \$700,000 certificate of deposit provided by the state to the commission for its administrative costs has dried up.

Gurley withdrew his motion for the commission to approve a budgeted amount good through the end of this year and into the first quarter of 2009 when informed by Imad Samara the corps would require another \$606,000 to continue work on the project. Instead, the commission and Samara agreed to come to December's meeting with a plan detailing the work still needed to be done and its cost.

The commission also agreed to advertise next week for a professional management team to replace former Executive Director Dan Gardner. The task had proved more complex than expected, according to newly named Commissioner Ron McAhron. Among the complexities is just how the team would be paid given the funding shortage.

Are Indiana lawmakers to blame for levee delay?

Little Cal board cites state funding shortages for woes

BY SUSAN BROWN
sbrown@nwitimes.com
219.836.3780

HAMMOND | When the still embattled Little Calumet River Basin Development Commission met last week, this time at the Lake County Visitors and Recreation Center to accommodate homeowners living in the flood plain, the question of state funding surfaced yet again.

Over the years, the commission and others familiar with the project have heaped the blame for the long delay in completing the federal levee project on the General Assembly. In contrast, U.S. Rep. Pete Visclosky, D-Ind., is consistently praised for his ability to bring in federal dollars.

"The money just dribbled in," commission attorney Lou Casale said of the state's contributions at the close of another long evening of blistering attacks on the commission.

The state appropriations are

LEVEE MONEY

\$4 million

Received from the Indiana Economic Development Commission

\$1.3 million

Drawn down from a \$6 million loan from the Northwest Indiana RDA

\$6.7 million

Amount the Little Calumet River Basin Development Commission says it is short

Continued from A1

used to cover land acquisition, utility relocation and escrow accounts, Casale said.

During the past two years, a frustrated Visclosky has used his influence to pry more money out of the General Assembly, this year securing a \$6 million loan from the Northwest Indiana Regional Development Authority with the cooperation of Gov. Mitch Daniels.

The state, through the Indiana Economic Development Commission, earlier had been persuaded to commit \$6 million to expedite the levee project at the site of Cabela's in Hammond.

With the expected addition of another \$2 million as the state's biennium contribution, that brought a total of \$14 million into play, and Visclosky wants to know where it went and how the commission has been spending its money.

Since Visclosky's crack-down, members of the Northwest Indiana legislative delegation have demanded a state audit of the commission, which as of Friday has not been released. Field auditors, however, appear to have completed collecting data.

In the meantime, the state development commission has taken the stance its commitment has been fulfilled at \$4 million, not \$6 million. And the \$6 million RDA loan, of which only \$1.3 million has been drawn down, has been put on hold until the audit results are known.

When combined, that leaves the commission short by \$6.7 million.

Most critically, the commission will run out of money to pay administrative costs by the end of the year.

According to the commission, the state has failed to make provisions to pay

salaries and other overhead expenses since the original \$700,000 certificate of deposit it provided ran dry.

That the commission's former executive director, Dan Gardner, indicated to the RDA that the commission may need more than the \$6 million it agreed to has angered Visclosky.

In recent months, Gardner and other commissioners repeatedly contended the figures they've submitted are by necessity based on estimates and further complicated by the state and federal governments operating on different fiscal years.

On Friday, Charles Brimmer, Visclosky's chief of staff, conceded the state's funding has been sporadic, but he also was critical of the commission's accounting practices.

"It is impossible for the Little Cal commission to demonstrate simple accounting principles," he said. "Until they do, the public will not trust them."

Nor does Brimmer, who manages a \$1.3 million budget to operate Visclosky's two offices, buy the commission's contentions about the difficulty of estimating costs. In his own experiences with the U.S. Army Corps of Engineers, Brimmer said the corps tends to estimate high, coming in at less than projections.

Brimmer said the task set out for the commission is to report its current economic position, develop a timeline to finish the project and determine how it will accomplish what it needs to do with the assets at hand and any shortfall.

In addressing whether the state will meet the commission's final budget request in full, Brimmer said, "I can't speak for the state, but Gov. Daniels has been committed to this project like no other governor."

FUNDING HISTORY

Here are the two-year funding requests by the Little Calumet River Basin Development Commission and the amount received from the Indiana General Assembly:

Fiscal years	Commission request	Amount received
1985-1987	\$6 million	\$3 million
1987-1989	\$3 million	\$2 million
1989-1991	\$3 million	\$2 million
1991-1993	\$3 million	\$2 million
1993-1995	\$7 million	\$4 million
1995-1997	\$8 million	\$2 million
1997-1999	\$4 million	\$2 million
1999-2001	\$6 million	\$1.5 million
2001-2003	\$12 million	\$3 million*
2003-2005	\$7 million	\$3 million**
2005-2007	\$5 million	\$3 million
2007-2009	\$8 million	\$2 million
TOTAL	\$72 million	\$29.5 million

* \$5.5 million was appropriated, but \$2.5 million was rescinded

** \$5 million appropriated, but \$2 million was rescinded

Source: Little Calumet River Basin Development Commission

The Times
November 13, 2008

Lawmaker prods state for audit

Little Cal board's report set
for release in 2 to 4 weeks

BY SUSAN BROWN

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219.836.3780

The release of the state audit of the Little Calumet River Basin Development Commission may be two to four weeks away as the agency limps toward soon running out of money to pay staff and other administrative expenses.

State Examiner Bruce Hartman on Tuesday said the final piece of information needed to complete the audit was received from the State Budget Agency last week and forwarded to his staff. The state was asked whether there were any written restrictions to the spending of the state dollars, he said.

"For the most part it's pretty well wrapped up," Hartman said of the audit. As mentioned to Sen. (Frank) Mrvan, we should be done very quickly.

See AUDIT, A9

THE ISSUE

State officials are pushing for the release of the Little Calumet River Basin Development Commission's audit. The document may be two to four weeks from completion. The Northwest Indiana Regional Development Authority has taken the stance it will not allow the commission to draw down any further money from the \$6 million loan granted earlier this year.

Audit

Continued from A3

Hartman said the time now will be spent in writing up the report, projecting a release within two to four weeks.

Following last week's commission meeting in Hammond, Mrvan had written Hartman urging a speedy completion of the audit.

"The audit is important to funding the (Little Cal) levee project, since no funding is available until the various interested parties (state, Legislature, RDA, and U.S. Rep. Pete Visclosky) receive the audit," Mrvan wrote in a letter provided to The Times.

"I fear progress will soon come to a standstill for lack of

funding," he continued. "I urge you to finish the audit and send it to the proper authorities before more devastation occurs. The people are counting on you."

Mrvan asked copies of the audit be mailed to his attention.

Currently the Northwest Indiana Regional Development Authority has taken the stance it will not allow the commission to draw down any further money from the \$6 million loan granted earlier this year until the results of the audit are in.

"But even if the RDA relents, its loan money can be spent only on nonadministrative expenses, which does not solve the problem of the commission's lack of operating funds."

The Times
November 16, 2008

RD || SUNDAY, NOVEMBER 16, 2008 || PAGE D2

Build levees, not more excuses

The Little Calumet River Basin Development Commission has earned criticism for taking so long to complete its work. Impediments to that end goal must be removed quickly.

Standing in the way of the agency finishing the decades-long project is an audit by the State Board of Accounts. That audit is expected in two to four weeks.

The Northwest Indiana Regional Development Authority refuses to give the LCRBDC any additional funding for the levee project until the audit is finished. It is difficult to fault the RDA for wanting to make sure its money is being spent wisely.

But the clock is ticking on this project. Already, the failure to complete the levee project has cost millions of dollars in damage to properties along the river and an incalculable amount of anguish felt by those property owners.

OUR OPINION

The Little Calumet River Basin Development Commission needs to finish its work quickly, using eminent domain more aggressively to acquire the land necessary to finish the project. There must be no more excuses for this long-delayed project.

YOUR OPINION

And don't forget the shutdown of the Borman Expressway, Northwest Indiana's traffic lifeline, because of flood water that should have been contained by the completed levee system. That flooding caused costly delays in delivering freight and in getting passengers to their destinations on time.

Once that audit is completed, the LCRBDC needs to hit the ground running.

This project has continued for years and years, long beyond the expected completion date.

The agency needs to spell out exactly how much it needs to complete the project and then get the work done within that final budget.

Use eminent domain more aggressively, if necessary, to acquire the land necessary to finish the project.

There must be no more excuses for this long-delayed project. The heavy rains will come again, and the region must be prepared next time.

How would you rate the Little Calumet River Basin Development Commission's progress to date?

Share your thoughts at nwi.com/opinion

The Times
November 19, 2008

Little Cal panel eyes hiring out budget analysis

Visclosky, Mrvan want final
figures on flood control plan

BY SUSAN BROWN

sbrown@nwitimes.com

219.836.3780

The Little Calumet River Basin
Development Commission may
hire an interim project manager to
develop a comprehensive budget to
cover completing the federal flood control
project.

Arriving at a final
budget figure to finish the levee system
has been a top priority of U.S. Rep. Pete

Visclosky and state
Sen. Frank Mrvan since massive
flooding in mid-September.

Since the resignation of the
commission's longtime executive
director, the commission has set an
agenda to develop the final budget.

See LITTLE CAL, A6

Little Cal

Continued from A3

numbers sought by Visclosky
and Mrvan, but the plan was
met with a barrage of criticism
when the commission met earlier
this month.

On Monday, the commis-
sion embarked on a different
route.

"It came out of the last
meeting when we tried to pre-
sent the budget or our view of
the budget, and it didn't go
anywhere," said Kent Gurley,
the commission's treasurer and
finance chairman. "I think
intuitively we decided we
needed some muscle or a third
party to look at it."

That someone may be Sam
Dimopoulos, a colleague of
Gurley's. Dimopoulos, the hus-
band of Hammond Deputy
City Clerk Susan Dimopoulos,
confirmed he has been
approached about the job,
which would pay a maximum
\$20,000 up to the end of
December.

Gurley said Dimopoulos, a
project manager, is qualified to
tackle budgets for capital pro-
jects and is available to take on
a short-term assignment.

Dimopoulos acknowledged
an interest in the job but
added he's seen nothing in
writing.

"Anything I would have to
say would be premature," he
said.

Jody Melton, the commis-
sion's interim executive direc-
tor, said Dimopoulos also
comes equipped with having
served on the commission sev-
eral years ago and being famil-
iar with the levee system.

"The frustration is coming
up with the final number to
build this project," Melton
said of the pressure the com-
mission is facing. "The finance
committee had set up a short-
term budget and a longer-term
budget, so nothing would stop
the progress."

A final figure is elusive
because of the complexity of
the project, said Melton, who
also serves as the director of
the Kankakee River Basin
Commission. "The commis-

sion itself is not convinced the
staff is capable of coming up
with that number," Melton
said.

For example, most recently
the BP pipeline relocation, the
last acquisition needed for the
next-to-last stage of the pro-
ject, has come in substantially
higher than estimated, he said.

Jacob Ritvo, director of
communications for Visclosky,
on Tuesday sharply down-
played the idea of hiring an
interim project manager as
potentially delaying progress.
Visclosky is urging contracting
with a construction manage-
ment firm on an incentive-
driven basis.

If the interim executive
director doesn't have the skill
set to fulfill these duties, and if
the staff, some of whom have
been there for over 15 years,
can't figure out what's needed
to finish the project, they
"shouldn't be there," Ritvo
said. "It's only taken them two
months to tell us they don't
know what they don't know.
That's why we need a private
construction management
firm."

RO | THURSDAY, NOVEMBER 20, 2008 | PAGE A10

Little Cal panel needs kick-start

The Little Calumet River Basin Development Commission has reached the point when the "lead, follow or get out of the way" admonition applies.

In the wake of the catastrophic flooding last summer, which was directly tied to the failure to complete the levee system on time, the commission promptly forced out Executive Director Dan Gardner.

It has hired Jody Melton, who successfully led the Kankakee River Basin Commission, to be executive director, and the staff has been retained.

Now there's a push to spend

\$20,000 on a project manager

to serve for the remainder of

the year. That amounts to

\$20,000 for a month's work —

hardly advisable when the

commission has just over

\$100,000 left to its name.

It is even more inadvisable

when considering that the

commission is poised to hire someone with

strong political connections to do that work.

What the commission needs instead is a project

manager who will complete the project, not

work just until the end of the year.

A project manager is experienced at complet-

ing projects on time without exceeding the

budget — something the Little Calumet commis-

sion has no experience doing.

The Little Calumet levee project has been

dragging on for decades now, long past the

expected completion date, and the cost has esca-

lated far beyond the amount originally projected.

OUR OPINION

The rainy season

is coming, and we

expect big signs

of progress

before then. If it

means staff and

board changes, so

be it.

Now is the perfect time to go shopping for a project manager. The construction industry is hurting bad because of the credit crunch, so the cost of hiring someone for that position should be favorable. And there are plenty of people with experience — and without political connections — looking for work.

Gov. Mitch Daniels has four appointments to the seven-member board. Three of those positions are newly filled. If any of his appointees doesn't have the same eagerness for a speedy, under-budget completion that Daniels has expressed, he should replace them.

Daniels and U.S. Rep. Pete Visclosky, who has secured the lion's share of the financing for this project, need to take control of the commission. They're paying for the project, so they have a vested interest in its success.

If commission members need to be replaced to get this work done quickly, so be it. If staff members need to be replaced, so be it.

The rains will come again, regardless of whether the commission has made progress toward completion of the project. There is much at stake: just ask the homeowners and affected business owners.

Further delay is inexcusable.

The Times
November 20, 2008

Commissioners ponder Northcote bridge fate

Munster wants structure
closed, defying Hammond

BY BILL DOLAN

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219.662.5128

CROWN POINT | Lake County commissioners again find themselves in a political no-man's land between Munster and Hammond officials debating the future of the

Northcote Street bridge.

Commissioner Fran DuPey, D-Hammond, said Wednesday they have received a petition signed by 500 residents of Munster's Wicker Park Neighborhood Association demanding the bridge over the Little Calumet River be closed again.

Last month, Hammond Mayor Thomas McDermott Jr. asked commissioners to intercede on his

See **BRIDGE, A11**

Bridge

Continued from A1

behalf to open the bridge after Munster town officials closed it.

DuPey and her fellow commissioners voted Wednesday to get a legal opinion from the county attorney on the extent of commissioners' authority over the bridge by the time they meet again Dec. 17.

Munster town officials closed their end of the bridge last month. They want the bridge removed because its surface is 2 feet or more below the top of a proposed earthen dam designed to wall off homes from future flood crests.

McDermott argues the bridge is an essential traffic artery that Hammond residents need to access Munster.

DuPey said elevating the bridge over the proposed flood wall would be expensive and require the demolition of two homes from which owners are unwilling to move.

08R-24

SPONSORED BY ENTIRE
HAMMOND COMMON COUNCIL

RESOLUTION NO. R24

A RESOLUTION OF THE HAMMOND COMMON COUNCIL TO REQUEST THE USE OF STIF FUNDS TO FUND THE CAPITAL AND OPERATING COSTS OF THE LEVY PROJECT

WHEREAS, The Hammond Common Council is aware of the severe flooding that struck the area near the little Calumet River this September, and the devastation and loss associated with this flooding, and wishes to protect the future public health and safety against future flood events; and

WHEREAS, Since the flooding the Little Calumet Task Force and the LCRBC have been unable to make any significant progress on preventing future flooding due to a lack of Capital for a local match; and

WHEREAS, Upon completion of the project, there will be significant Operating Costs associated with maintaining, repairing and general upkeep of the project, for which funds are not available at the present time, which cause failure of completed portions of the project; and

WHEREAS, Hammond is geographically unique in being able to access Sales Tax Increment Financing (STIF); such STIF funding presently is used for debt service on infrastructure improvements, however, with a change in the STIF legislation, such a STIF district could be utilized in the area of the Cabela's store and the future development in that area for the purpose of Levy completion and maintenance; and

WHEREAS, The STIF funds generated from the marginal increase increment in Sales Tax from the new Cabela's store, and future commercial development in that area, could be used, and dedicated exclusively to the improvement and maintenance of the levy project, and Hammond wishes to ask its Representatives in the Legislature to make such a change in the law; and


WHEREAS, use of STIF funds in this manner must be enabled by the General Assembly, and the Council now wishes to express its will, on behalf of the Citizens of Hammond and the entire Calumet Region, and formally request that STIF legislation be amended to permit funds be authorized and used for this purpose and that authorization be given in the interest of public safety and Regional Government; and

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Hammond as follows: The City of Hammond, its Common Council and Mayor, wish the General Assembly and the Governor to permit the dedication of all STIF funds, generated by the marginal increase increment in Sales Tax generated in the geographic region of Cabela's and future development in this area, be applied to, used and dedicated towards Capital Local Match and Operating Costs on the LCRBC, and Little Calumet Task Force Levy project to insure its prompt completion and continual maintenance to insure the safety and health of the surrounding communities.

A RESOLUTION OF THE HAMMOND COMMON COUNCIL TO REQUEST THE USE OF STIF FUNDS TO FUND THE CAPITAL AND OPERATING COSTS OF THE LEVY PROJECT

NOW BE IT FURTHER RESOLVED, that a copy of this Resolution be tendered to all Lake County, General Assembly Representatives, Congressman Peter Visclosky, and the Governor of the State of Indiana.

RESOLVED this 8th day of December, 2008



Dan Repay, President
Hammond Common Council

ATTEST:



ROBERT J. GOLEC, City Clerk

PRESENTED BY ME, the undersigned City Clerk of the City of Hammond to the Mayor said City for approval on the 9th day of December, 2008.



ROBERT J. GOLEC, City Clerk

The foregoing Resolution No. B24 consisting of two (2) typewritten pages, including this page, approved by the Mayor on the 15th day of December, 2008.



THOMAS M. MCDERMOTT, JR., Mayor
City of Hammond, Indiana

PASSED by the Common Council on the 8th day of December, 2008.

ROBERT J. GOLEC, City Clerk

**Construction Progress
Report
Thru End of October
2008**

CONTRACT NO.:	W912P6-07-C-0011	CONTRACT TYPE:	Construction	TS-C-S
CONTRACTOR:	Dyer Construction Co., Inc.			D. Anderson
DESCRIPTION:	LCR, Local Flood Protection, Stage 5-2			Edd/Ibrahim Babcock

ORIGINAL CONTRACT AWARD DATE/AMOUNT:	29-Sep-07	13,140,189.41
NTP DATE./CURRENT CONTRACT AMOUNT: Mods	A00007/P00008	17-Oct-07
ORIGINAL CONTRACT COMPLETION DATE/ORIGINAL DURATION:	5-Nov-09	16,276,989.69
REVISED CONTRACT COMPLETION DATE/REVISED DURATION:	5-Nov-09	750
PENDING SCHEDULED COMPLETION DATE/PENDING TIME EXTENSIONS:	5-Nov-09	750
AREA ENGINEER'S ESTIMATED SUBSTANTIAL COMPLETION DATE:	30-Jun-10	0

ESTIMATED PROGRESS

A. Present Earnings as of Pay Est. No.	9	9,346,109.40
B. Estimated Earnings thru end of reporting period (est. work in place)		422,138.14
C. Value of work Performed on Directed Mods (Earnings not paid for)		0.00
TOTAL ESTIMATED PROGRESS (A+B+C)		9,768,247.54

TOTAL ESTIMATED FINAL CONTRACT AMOUNT

D. Current Contract Amount thru Mod.	A00007/P00008	16,276,989.69
E. Current Value of Overruns/Underruns (+/-) (over strip/impervious)		1,350,000.00
F. Directed, Pending Modifications (see comments below for descr.)		1,090,000.00
TOTAL ESTIMATED FINAL CONTRACT AMOUNT (D+E+F)		18,716,989.69

FUNDS OBLIGATED FOR PAYMENT: thru Modification	A00007/P00008	12,123,671.93
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ACTUAL PERCENT COMPLETE (A+B+C)/(D+E+F)	52.19%
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SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)	52.00%
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TOTAL EARNINGS AT THE END OF FY0 (Includes \$790,000.00 accruals made in FY08)	9,768,247.54
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PROJECT STATUS/MAJOR ISSUES:

This Contract is incrementally funded. - The Contractor has requested a total of 61 work days (not calendar days) for in-process contract modifications due to interference from utilities that were not relocated in advance, contract changes, and differing site conditions. The Contractor is also due an increase of 33 work days as compensation for unusually severe weather through September 2008. This is a total of 94 work days time extension to the current Contract Completion Date of November 5, 2009. Because of the anticipated winter shutdown period, the 94 work day extension will result in a contract extension approximately to the end of June 2010. This estimate does not include additional modifications or more unusually severe weather. Sheet piling essentially installed, Working on 5N Levee, Many DSC/Debris instances, LCRBDC has taken care of some interfering existing abandoned utilities.

- Pending mods- not all listed * Abandoned Pump Sta Fndtn. * Trail/Fence Changes,-RFP issued

* Baring Ave Pump Sta overflow outlet DSC, RFP issued, proposal received to be re-designed and reissued

* DSC - location of 96" pump station outfall/Delete 96" pipe shown on Civil, RFP Issued *

* RFP issued for 18" CMP DSC Wicker Park I-Wall. Proposal Received * Excess excav material, 6N

* Imperv. Quant. Bust - \$897,000.00 add to contract value * Overstrip/Imperv. fill in var. locns. - \$480,000 add to contract

* Seepage concerns - 1040 If of cutoff structures RFP issued, design change to impervious cut off trench, work complete

Due to permit issues, will separate riprap from Hart Ditch and No. Drive I-Wall changes. IDEM review pending.

**Construction Progress
Report
Thru End of October
2008**

CONTRACT NO.:	W912P6-05-C-0006	CONTRACT TYPE: Construction	TS-C-S
CONTRACTOR:	Dyer Construction Company		D. Anderson
DESCRIPTION:	Little Calumet River, Stage VI-Phase II		Edd/Nielsen Babcock

ORIGINAL CONTRACT AWARD DATE/AMOUNT:	18-Oct-05	4,205,644.17
NTP DATE./CURRENT CONTRACT AMOUNT: Mods	A00003/P00007	4,219,329.46
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
AREA ENGINEER'S ESTIMATED SUBSTANTIAL COMPLETION DATE:	NA	

ESTIMATED PROGRESS

A. Present Earnings as of Pay Est. No.	14	4,162,588.37
B. Estimated Earnings thru end of reporting period		56,741.09
C. Value of work Performed on Directed Mods (Earnings not paid for)		0.00
TOTAL ESTIMATED PROGRESS (A+B+C)		4,219,329.46

TOTAL ESTIMATED FINAL CONTRACT AMOUNT

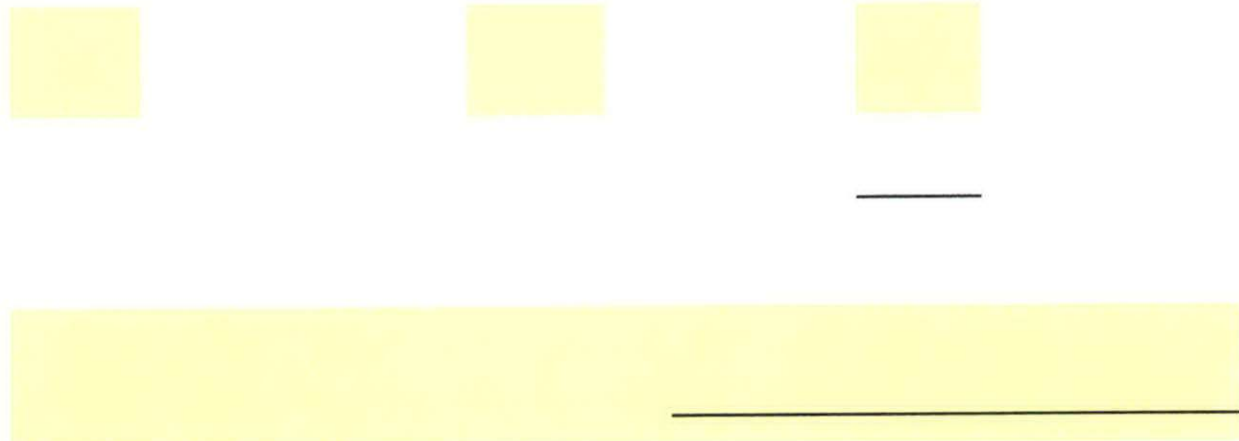
D. Current Contract Amount thru Mod.	A00003/P00007	4,219,329.46
E. Current Value of Overruns/Underruns (+/-)	(Variations in Final Quantities)	77,494.16
F. Directed, Pending Modifications		0.00
TOTAL ESTIMATED FINAL CONTRACT AMOUNT (D+E+F)		4,296,823.62

FUNDS OBLIGATED FOR PAYMENT: thru Modification	A00003/P00007	4,219,329.46
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ACTUAL PERCENT COMPLETE (A+B+C)/(D+E+F)	98.20%
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SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)	99.00%
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TOTAL EARNINGS AT THE END OF FY08 (Includes \$56,741.09 accruals made in FY08)	4,219,329.46
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Contract is fully funded - ACCRUALS LIMITED TO CURRENT OBLIGATIONS

- Final Inspection held on August 22, 2007. Final Insp. letter with punch list issued August 28, 2007.
- Final Quantities being determined in preparation for Variation in Estimated Quantities Change Order.
- Preliminary As-Builts returned to Contractor for processing.
- Final inspection punch list items completed, trees were replaced. Trees to be moved will need to be by others.

***** THE WORK WAS DETERMINED TO BE SUBSTANTIALLY COMPLETE ON NOVEMBER 30, 2007 *****

**Construction Progress
Report
Thru End of October
2008**

CONTRACT NO.:	W912P6-05-C-0010	CONTRACT TYPE:	Construction	TS-C-S
CONTRACTOR:	Illinois Constructors Corporation			D. Anderson
DESCRIPTION:	<u>Local Flood Protection Little Calumet River, Indiana Stage VI-1 North Levee</u>			Edd
				Lee

ORIGINAL CONTRACT AWARD DATE/AMOUNT:	30-Sep-05	5,566,871.00
NTP DATE./CURRENT CONTRACT AMOUNT: Mods	A00007 & P00012	5,751,905.19
ORIGINAL CONTRACT COMPLETION DATE/ORIGINAL DURATION:	21-Jul-07	640
REVISED CONTRACT COMPLETION DATE/REVISED DURATION:	27-Nov-07	769
PENDING SCHEDULED COMPLETION DATE/PENDING TIME EXTENSIONS:	27-Nov-07	0
AREA ENGINEER'S ESTIMATED SUBSTANTIAL COMPLETION DATE:	N/A	

ESTIMATED PROGRESS

A. Present Earnings as of Pay Est. No.	15	5,238,793.88
B. Estimated Earnings thru end of reporting period		287,711.31
C. Value of work Performed on Directed Mods (Earnings not paid for)		0.00
TOTAL ESTIMATED PROGRESS (A+B+C)		5,526,505.19

TOTAL ESTIMATED FINAL CONTRACT AMOUNT

D. Current Contract Amount thru Mod.	A00007 & P00012	5,751,905.19
E. Current Value of Overruns/Underruns (+/-)	(Variations in estimated Quantities)	-40,000.00
F. Directed, Pending Modifications	(Misc Changes in Progress)	14,600.00
TOTAL ESTIMATED FINAL CONTRACT AMOUNT (D+E+F)		5,726,505.19

FUNDS OBLIGATED FOR PAYMENT: thru Modification	A00007 & P00012	5,751,905.19
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ACTUAL PERCENT COMPLETE (A+B+C)/(D+E+F)	96.51%
SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)	94.00%

TOTAL EARNINGS AT THE END OF FY08 (Includes \$287,711.31 accruals made in FY08)	5,526,505.19
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FULLY FUNDED PROJECT Field work for Levee Crack investigation drilling and pit sampling was completed on 04/24/08. Contractor directed to replace non-conforming satisfactory fill, 100% Contractor respon. Sampling Plan for sat fill appvd, soil samples taken, awaiting results.. Final Inspection on hold until the Levee Crack/Sat. Fill issues are resolved. Most work essentially completed. Pre-Final Punchlist assembled. ** Change orders pending for Kennedy Pump Sta outlet change, debris in the drive line, deletion of 7-1C pre-load. ** Wetland fill violation at Oxbow outside work limits an issue between LCRBDC, City of Hammond, Corps Regulatory and IDEM. RESOLUTION UNKNOWN - in hands of LCRBDC. ****SUBSTANTIAL COMPLETION WAS 11/27/07 - LEVEE CRACK RESOLUTION MAY AFFECT*****

**Construction Progress
Report
Thru End of October
2008**

CONTRACT NO.:	W912P6-04-C-0007	CONTRACT TYPE:	Construction	TS-C-S
CONTRACTOR:	Illinois Constructors Corporation			D. Anderson
DESCRIPTION:	<u>Local Flood Protection Little Calumet River, 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& A00011	4-Nov-04	7,641,424.85
ORIGINAL CONTRACT COMPLETION DATE/ORIGINAL DURATION:	4-Dec-06	760
REVISED CONTRACT COMPLETION DATE/REVISED DURATION:	5-Sep-07	1035
PENDING SCHEDULED COMPLETION DATE/PENDING TIME EXTENSIONS:	5-Sep-07	0
AREA ENGINEER'S ESTIMATED SUBSTANTIAL COMPLETION DATE:		

ESTIMATED PROGRESS

A. Present Earnings as of Pay Est. No. 26		7,460,874.27
B. Estimated Earnings thru end of reporting period		97,969.48
C. Value of work Performed on Directed Mods (Earnings not paid for)		0.00
TOTAL ESTIMATED PROGRESS (A+B+C)		7,558,843.75

TOTAL ESTIMATED FINAL CONTRACT AMOUNT

D. Current Contract Amount thru Mod. P00015& A00011		7,641,424.85
E. Current Value of Overruns/Underruns (+/-) (Variations in Final Quant)		-65,326.10
F. Directed, Pending Modifications (two mod issues pending)		-15,500.00
TOTAL ESTIMATED FINAL CONTRACT AMOUNT (D+E+F)		7,560,598.75

FUNDS OBLIGATED FOR PAYMENT: thru Modification P00015& A00011		7,641,424.85
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ACTUAL PERCENT COMPLETE (A+B+C)/(D+E+F)		99.98%
SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)		100.00%
TOTAL EARNINGS AT THE END OF FY0 (Includes \$97,969.48 accruals made in FY 08)		7,558,843.75

PROJECT STATUS/MAJOR ISSUES:

Contract fully funded. - North Drive Pump Station being fully operated by Town of Highland.

Punch List Completed

Existing Grace Street Pump Station demolished by Town September 2008.

Final Inspection was held on Oct 12, 2007. Final quantities established.

====> Liquidated damages of \$20,748.00 assessed Sep 6 thru Sep 19, 2007.

***** WORK CONSIDERED SUBSTANTIALLY COMPLETE ON 09/19/2007 *****

**Construction Progress
Report
Thru End of October
2008**

CONTRACT NO.:	W912P6-07-C-0003	CONTRACT TYPE:	Construction	TS-C-S
CONTRACTOR:	Dyer Construction Co., Inc.			D. Anderson
DESCRIPTION:	<u>LCR, Local Flood Protection, Burr Street Phase 2 East</u>			Edd/Nielsen Craib

ORIGINAL CONTRACT AWARD DATE/AMOUNT:	28-Feb-07	3,342,583.22
NTP DATE./CURRENT CONTRACT AMOUNT: Mods A00004	13-Mar-07	3,248,951.86
ORIGINAL CONTRACT COMPLETION DATE/ORIGINAL DURATION:	5-Jul-08	480
REVISED CONTRACT COMPLETION DATE/REVISED DURATION:	30-Jul-08	505
PENDING SCHEDULED COMPLETION DATE/PENDING TIME EXTENSIONS:	30-Jul-08	0
AREA ENGINEER'S ESTIMATED SUBSTANTIAL COMPLETION DATE:	30-Jul-08	

ESTIMATED PROGRESS

A. Present Earnings as of Pay Est. No. 8	2,831,385.55
B. Estimated Earnings thru end of reporting period	180,000.00
C. Value of work Performed on Directed Mods (Earnings not paid for)	0.00
TOTAL ESTIMATED PROGRESS (A+B+C)	3,011,385.55

TOTAL ESTIMATED FINAL CONTRACT AMOUNT

D. Current Contract Amount thru Mod. A00004	3,248,951.86
E. Current Value of Overruns/Underruns (+/-) (unsuitable Levee Fndtn Matl and levee fill)	0.00
F. Directed, Pending Modifications (Mult. Changes)	123,000.00
TOTAL ESTIMATED FINAL CONTRACT AMOUNT (D+E+F)	3,371,951.86

FUNDS OBLIGATED FOR PAYMENT: thru Modification A00004	3,248,951.86
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ACTUAL PERCENT COMPLETE (A+B+C)/(D+E+F)	89.31%
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SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)	95.00%
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TOTAL EARNINGS AT THE END OF FY0 (Includes \$180,000.00 accruals made in FY08)	3,011,385.55
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PROJECT STATUS/MAJOR ISSUES:

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

- All current major features of work completed. RR Closure Plates installed.
- RFP sent to Contractor for miscellaneous mod, received preliminary approval from LCRBDC. Proposal being reviewed.
- Proposal received to extend Sheet Pile Wall at West Closure, LCRBDC discussed and changed to small levee section instead of sheet pile extension to back of Burr St.curb. RFP re-issued to changed design.
- Final Quantities being determined.

**Construction Progress
Report
Thru End of October
2008**

CONTRACT NO.:	W912P6-08-C-0016	CONTRACT TYPE:	Construction	TS-C-S
CONTRACTOR:	Theineman Construction			D. Anderson
DESCRIPTION:	<u>PUMP STATION 2A Rehabilitation</u>			M. Ibrahim R.Craib

ORIGINAL CONTRACT AWARD DATE/AMOUNT:	26-Jun-08	1,644,000.00
NTP DATE./CURRENT CONTRACT AMOUNT: Mods	None	15-Jul-08 0.00
ORIGINAL CONTRACT COMPLETION DATE/ORIGINAL DURATION:	22-Jun-09	340
REVISED CONTRACT COMPLETION DATE/REVISED DURATION:	15-Jul-08	0
PENDING SCHEDULED COMPLETION DATE/PENDING TIME EXTENSIONS:	15-Jul-08	0
AREA ENGINEER'S ESTIMATED SUBSTANTIAL COMPLETION DATE:	31-Oct-09	

ESTIMATED PROGRESS

A. Present Earnings as of Pay Est. No.	1	12,208.00
B. Estimated Earnings thru end of reporting period		0.00
C. Value of work Performed on Directed Mods (Earnings not paid for)		0.00
TOTAL ESTIMATED PROGRESS (A+B+C)		12,208.00

TOTAL ESTIMATED FINAL CONTRACT AMOUNT

D. Current Contract Amount thru Mod.	None	1,644,000.00
E. Current Value of Overruns/Underruns (+/-)		0.00
F. Directed, Pending Modifications		0.00
TOTAL ESTIMATED FINAL CONTRACT AMOUNT (D+E+F)		1,644,000.00

FUNDS OBLIGATED FOR PAYMENT: thru Modification	None	1,644,000.00
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ACTUAL PERCENT COMPLETE (A+B+C)/(D+E+F)	0.74%
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SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)	0.00%
--	-------

TOTAL EARNINGS AT THE END OF FY08	15,000.00
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PROJECT STATUS/MAJOR ISSUES

The contractor is in the process of submitting preconstruction submittals. Recent flooding prevented the contractor for accessing the site for mobilization.

CONTRACT NO.:	W912P6-08-C-0027	CONTRACT TYPE:	Construction	TS-C-S
CONTRACTOR:	Garner Services, LLC			D. Anderson
DESCRIPTION:	<u>Little Calumet River, Pump Station 2B</u>			N. Mills
				R. Craib

ORIGINAL CONTRACT AWARD DATE/AMT.:	30-Sep-08	18,903,380.00
NTP DATE./CURRENT CONTRACT AMOUNT: Mods	None	18,903,380.00
ORIGINAL CONTRACT COMPLETION DATE/ORIGINAL DURATION:	0-Jan-00	
REVISED CONTRACT COMPLETION DATE/REVISED DURATION:	0-Jan-00	
PENDING SCHEDULED COMPLETION DATE/PENDING TIME EXTENSIONS:	0-Jan-00	0
AREA ENGINEER'S ESTIMATED SUBSTANTIAL COMPLETION DATE:	30-Jun-08	

ESTIMATED PROGRESS

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

TOTAL ESTIMATED FINAL CONTRACT AMOUNT

D. Current Contract Amount thru Mod.	None	18,903,380.00
E. Current Value of Overruns/Underruns (+/-)		0.00
F. Directed, Pending Modifications		0.00
TOTAL ESTIMATED FINAL CONTRACT AMOUNT (D+E+F)		18,903,380.00

FUNDS OBLIGATED FOR PAYMENT: thru Modification

None	100,000.00
------	------------

ACTUAL PERCENT COMPLETE (A+B+C)/(D+E+F)

0.00%

SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)

0.00%

TOTAL EARNINGS AT THE END OF FY08

0.00

Contract Awarded 30 September 2008

**Construction Progress
Report
Thru End of October
2008**

CONTRACT NO.:	DACW27-01-C-0001	CONTRACT TYPE:	Construction	TS-C-S
CONTRACTOR:	Overstreet Electric Co., Inc.			D. Anderson
DESCRIPTION:	<u>Little Calumet River - Pump Station Rehabilitation Phase 1A</u>			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
AREA ENGINEER'S ESTIMATED SUBSTANTIAL COMPLETION DATE:	T4D - Not Applicable	

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

TOTAL ESTIMATED FINAL CONTRACT AMOUNT

D. Current Contract Amount thru Mod. A00015 & P00020	4,262,835.48
E. Current Value of Overruns/Underruns (+/-)	0.00
F. Directed, Pending Modifications	-23,548.90
TOTAL ESTIMATED FINAL CONTRACT AMOUNT (D+E+F)	4,239,286.58

FUNDS OBLIGATED FOR PAYMENT: thru Modification A00015 & P00020

	4,262,835.48
--	--------------

ACTUAL PERCENT COMPLETE (A+B+C)/(D+E+F)

	100.00%
--	---------

SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)

	100.00%
--	---------

TOTAL EARNINGS AT THE END OF FY08

	4,239,286.58
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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.
- Work will be completed under the Pump 1A Surety Takeover Agreement contract.
- Surety Takeover Agreement between USACE and bonding company signed 25 JAN 2008.
- Final Transfer of Remaining Earnings and Retained Percentage in progress. \$23,548.90 to be refunded to Government.
- Contract Close-Out in Progress.

**Construction Progress
Report
Thru End of October
2008**

CONTRACT NO.:	W81G6680523765	CONTRACT TYPE:	Construction	TS-C-S
CONTRACTOR:	The Hartford			D. Anderson
DESCRIPTION:	<u>Little Calumet River - Pump Station Phase 1A - Surety Takeover Agreement</u>			G. Anderson Craib
ORIGINAL CONTRACT AWARD DATE/AMT. (SURETY TAKEOVER SIGNED):				25-Jan-08 725,845.54
NTP DATE./CURRENT CONTRACT AMOUNT: Mods None				17-Jul-08 725,845.54
ORIGINAL CONTRACT COMPLETION DATE/ORIGINAL DURATION:				12-Jul-09 360
REVISED CONTRACT COMPLETION DATE/REVISED DURATION:				12-Jul-09 360
PENDING SCHEDULED COMPLETION DATE/PENDING TIME EXTENSIONS:				12-Jul-09 0
AREA ENGINEER'S ESTIMATED SUBSTANTIAL COMPLETION DATE:				30-Jun-09
ESTIMATED PROGRESS				
A. Present Earnings as of Pay Est. No.				0.00
B. Estimated Earnings thru end of reporting period				0.00
C. Value of work Performed on Directed Mods (Earnings not paid for)				0.00
TOTAL ESTIMATED PROGRESS (A+B+C)				0.00
TOTAL ESTIMATED FINAL CONTRACT AMOUNT				
D. Current Contract Amount thru Mod. None				725,845.54
E. Current Value of Overruns/Underruns (+/-)				0.00
F. Directed, Pending Modifications				0.00
TOTAL ESTIMATED FINAL CONTRACT AMOUNT (D+E+F)				725,845.54
FUNDS OBLIGATED FOR PAYMENT: thru Modification None				725,845.54
ACTUAL PERCENT COMPLETE (A+B+C)/(D+E+F)				0.00%
SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)				0.00%
TOTAL EARNINGS AT THE END OF FY08				0.00

PROJECT STATUS/MAJOR ISSUES:

Contract between the bonding company and Thieneman Construction signed 22 JAN 2008.
 Surety Takeover Agreement between USACE and bonding company signed 25 JAN 2008.
 Preconstruction Meeting held 11 JUN 2008.
 Major Submittals approved. NTP acknowledged on 17 JUL 2008.
 Government is reviewing various pump submittals.
 South Kennedy Pump No. 3 scheduled for testing 11 NOV 2008.

**Construction Progress
Report
Thru End of October
2008**

CONTRACT NO.:	DACW27-01-C-0008	CONTRACT TYPE:	Construction	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 P00013	16-Apr-01	2,464,289.22
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
AREA ENGINEER'S ESTIMATED SUBSTANTIAL COMPLETION DATE:	27-Jan-04	

ESTIMATED PROGRESS

A. Present Earnings as of Pay Est. No. 23	2,464,289.22
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)	2,464,289.22

TOTAL ESTIMATED FINAL CONTRACT AMOUNT

D. Current Contract Amount thru Mod. A00014 thru P00013	2,464,289.22
E. Current Value of Overruns/Underruns (+/-)	0.00
F. Directed, Pending Modifications (A00013 & A00014)	0.00
TOTAL ESTIMATED FINAL CONTRACT AMOUNT (D+E+F)	2,464,289.22

FUNDS OBLIGATED FOR PAYMENT: thru Modification A00014 thru P00013	2,464,289.22
ACTUAL PERCENT COMPLETE (A+B+C)/(D+E+F)	100.00%
SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)	100.00%
TOTAL EARNINGS AT THE END OF FY08	2,464,289.22

PROJECT STATUS/MAJOR ISSUES:

- The work is physically complete.
- District office has prepared the As-Built and they have been signed and distributed.
- Surety Takeover Agreement on DACW27-01-C-0001 Pump Sta. 1A signed 25 JAN 2008 -final disposition on funds finalized.
- Modification P00013 completed unilaterally (\$15,206.36 Credit for As-builts & latent defect and \$9,492.86 unclaimed earnings) credited to Pump 1A Surety Takeover contract).
- Contract Close-Out in Progress.

THE WORK WAS DETERMINED TO BE SUBSTANTIALLY COMPLETE ON 27 JANUARY 2004.

**Construction Progress
Report
Thru End of October
2008**

CONTRACT NO.:	DACW23-02-C-0011	CONTRACT TYPE:	Service /Supply	TS-C-S
CONTRACTOR:	Renewable Resources			D. Anderson
DESCRIPTION:	<u>Little Calumet River - Mitigation</u>			G. Anderson Babcock

ORIGINAL CONTRACT AWARD DATE/AMOUNT:	29-Sep-02	921,102.68
NTP DATE./CURRENT CONTRACT AMOUNT: Mods	P00025	1,405,845.29
ORIGINAL CONTRACT COMPLETION DATE/ORIGINAL DURATION	11-Jan-04	430
REVISED CONTRACT COMPLETION DATE/REVISED DURATION:	31-May-08	1895
PENDING SCHEDULED COMPLETION DATE/PENDING TIME EXTENSIONS:	31-May-08	0
AREA ENGINEER'S ESTIMATED SUBSTANTIAL COMPLETION DATE:	31-May-08	

ESTIMATED PROGRESS

A. Present Earnings as of Pay Est. No.	19	1,405,845.29
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)		1,405,845.29

TOTAL ESTIMATED FINAL CONTRACT AMOUNT

D. Current Contract Amount thru Mod.	P00025	1,405,845.29
E. Current Value of Overruns/Underruns (+/-)		0.00
F. Directed, Pending Modifications		0.00
TOTAL ESTIMATED FINAL CONTRACT AMOUNT (D+E+F)		1,405,845.29

FUNDS OBLIGATED FOR PAYMENT: thru Modification	P00025	1,405,940.96
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ACTUAL PERCENT COMPLETE (A+B+C)/(D+E+F)	100.00%
---	---------

SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)	100.00%
--	---------

TOTAL EARNINGS AT THE END OF FY08	1,405,845.29
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PROJECT STATUS/MAJOR ISSUES:

- Final Quantities Modification P00022 was completed 22 OCT 2007 (-\$95.67)
- Modification P00024 completed 15 JAN 2008 to extend contract to 31 MAY 2008 to achieve final burn.
- Wet weather prevented final burn - this was voluntary work by Contractor not Contract requirement.
- Final Inspection completed 11 JUL 2008 - no punch list items remain.
- Contract close-out in progress.
- **WORK CONSIDERED SUBSTANTIALLY COMPLETE ON 05/31/2008.**

**Construction Progress
Report
Thru End of October
2008**

CONTRACT NO.:	W912P6-04-C-0003	CONTRACT TYPE:	Construction	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 P00008	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
AREA ENGINEER'S ESTIMATED SUBSTANTIAL COMPLETION DATE		

ESTIMATED PROGRESS

A. Present Earnings as of Pay Est. No. 11	509,245.95
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)	509,245.95

TOTAL ESTIMATED FINAL CONTRACT AMOUNT

D. Current Contract Amount thru Mod. P00008	648,995.23
E. Current Value of Overruns/Underruns (+/-)	0.00
F. Directed, Pending Modifications	0.00
TOTAL ESTIMATED FINAL CONTRACT AMOUNT (D+E+F)	648,995.23

FUNDS OBLIGATED FOR PAYMENT: thru Modification P00008

	648,995.23
--	------------

ACTUAL PERCENT COMPLETE (A+B+C)/(D+E+F)

	78.47%
--	--------

SCHEDULED PERCENT COMPLETE (per NAS or Progress Chart)

	77.00%
--	--------

TOTAL EARNINGS AT THE END OF FY08

	490,962.43
--	------------

PROJECT STATUS/MAJOR ISSUES:

- Awaiting request from Mr. Pokarjac to remove a portion of the damaged area from the contract work. Mr. Pokarjac will also had the levee's surveyed to compare to as-built drawings. The sponsor's surveys show results with elevations as much as 8" below design elevations. The surveys should be reviewed by geotech to determine if the sponsors elevations are accurate. CAO sent an email on 27 November to follow up on this issue.
- Some bare areas exist along the project stretch. The Contractor plans to reseed the areas, a detailed plan will be provided from the Contractor.
- The Government is evaluating correspondence from the Contractor in regards to areas inundated with water, areas affected by the billboard contractor, and bare spots. The Contractor has reseeded these areas.
- The Contractor is working on the monitoring portion of the project.

**WORK STUDY SESSION
ACQUISITION COMMITTEE
3 December 2008**

Robert Marszalek, Chairman

(ACTION ITEMS: There are three (3) possible condemnations and we need Commission authority to condemn. DC 837,838,841)

The overflow area at 28th and Chase is now a priority. Uniform land Offers mailed out are coming back as "Unclaimed." Phone calls to possible relatives and neighbors in the same neighborhood as the tax card addresses have no results.

- 1.) **DC 837** Lot 24 Block 34 in Tolleston Club Property.
Offer is \$500 for Temporary Work Area easement.
- 2.) **DC 838** Lot 25 Block 34 Tolleston Club Property.
Offer is \$550 for a Culvert Easement and a Temporary Work Area easement.
- 3.) **DC 841** Lot 136 Taft Street Plat.
Offer is \$200 for Permanent Drainage and Temporary Work Area easement.

STAGE VII UPDATE – (Northcote to Columbia)

All 48 acquisitions have been accepted and recorded.

We are still waiting on one utility relocation (BP Amoco) to be signed for the LCRBDC to sign the Right-of Entry for the Corps to advertise bids for Stage VII.

STAGE VIII UPDATE: (Columbia to Hohman Avenue)

Of 96 acquisitions

- 70 are accepted and in process to be recorded,
- 23 are in condemnation,
- 3 are in negotiations.

(We're discussing easement language changes with CSX RR and NICTD. The Hammond Clinic offer for the second easement was sent 21 November 08.

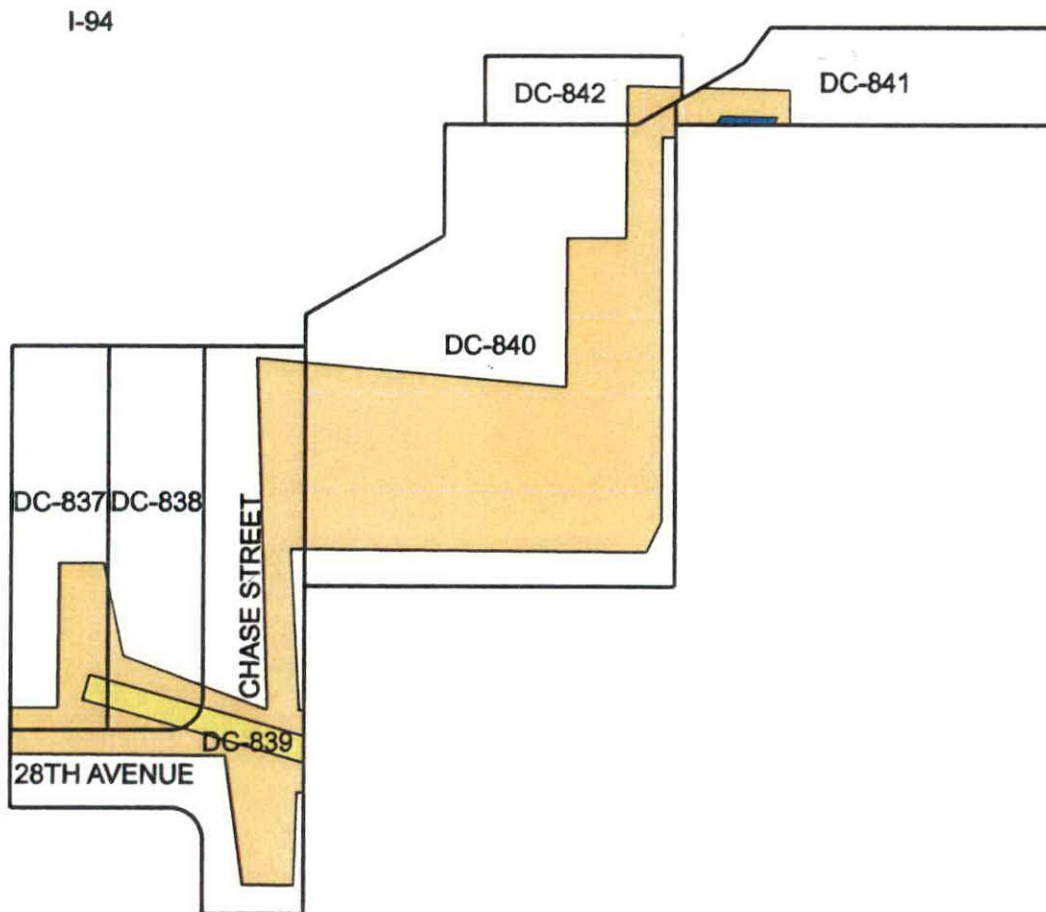
COUNTY: LAKE
SECTION: 17
TOWNSHIP: 36 N
RANGE: 8 W

KEY MAP

CHASE & 28TH STREET



LIT 31



Little Calumet River Basin
Development Commission

6100 Southport Road Portage, Indiana 46368



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LITTLE CALUMET RIVER, INDIANA
LOCAL FLOOD PROTECTION

SHEET 1 OF 1

SCALE: 1" = 150'

DATE: 11/08/2007

LIT 31

1. The first part of the document is a list of the names of the persons who have been appointed to the various offices of the city of New York.

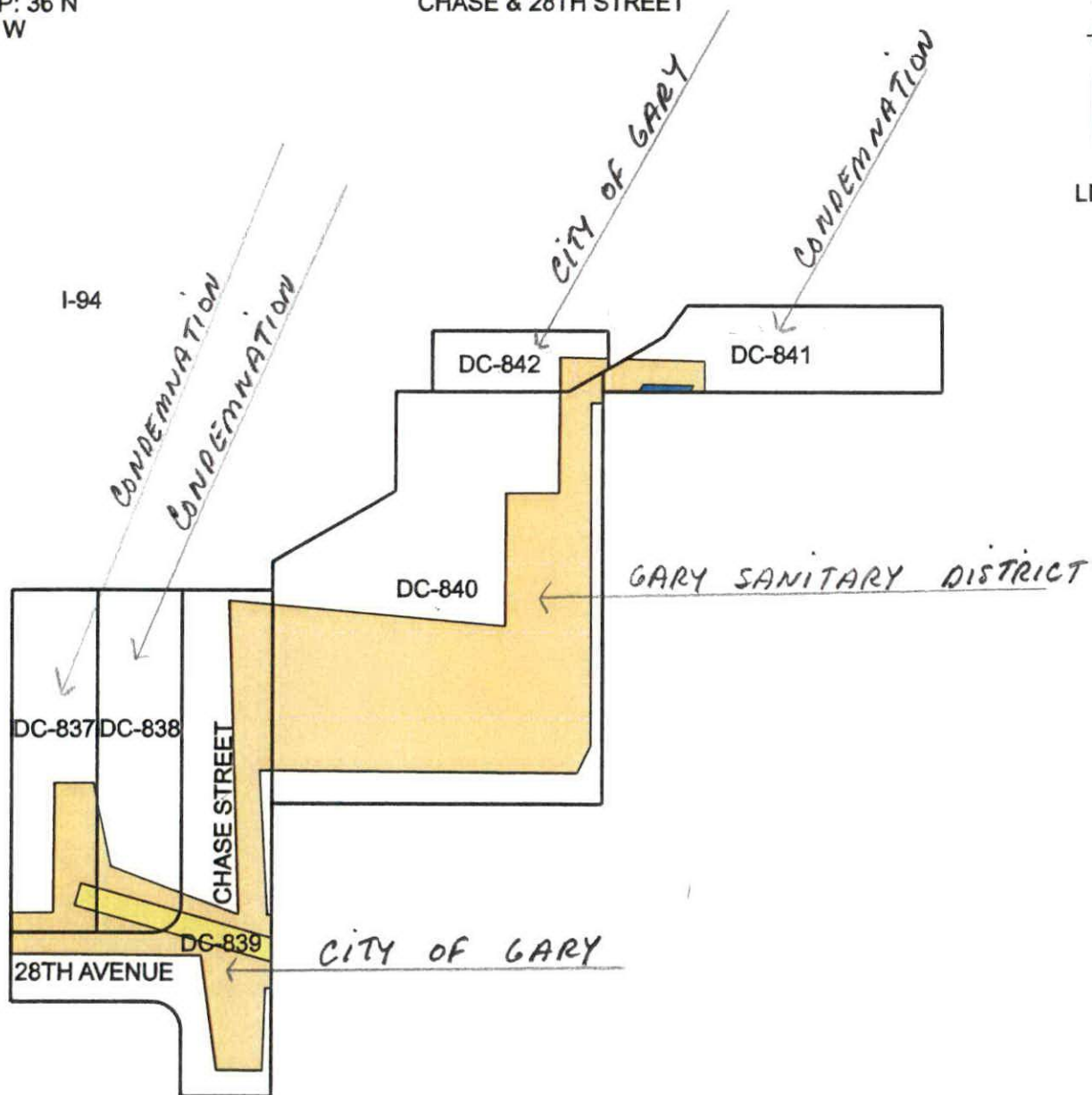
COUNTY: LAKE
SECTION: 17
TOWNSHIP: 36 N
RANGE: 8 W


KEY MAP

CHASE & 28TH STREET



LIT 31



 Little Calumet River Basin
Development Commission




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LITTLE CALUMET RIVER, INDIANA
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SHEET 1 OF 1

SCALE: 1" = 150'

DATE: 11/08/2007

LIT 31



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50 cents

Levee problems in the spotlight

Project estimates mushroom
as final cost figure is sought

BY SUSAN BROWN
sbrown@nwtimes.com
219.836.3780

THE ISSUE

The cost for completing the Little Calumet River project has increased to an estimated \$13 million, the U.S. Army Corps says. The corps' original estimate earlier this year was \$6 million. The total cost of the project is somewhere between \$245 million and \$250 million, Little Cal Chairman William Biller said.

A report of a Nov. 20 meeting between two officers of the Little Calumet River Basin Development Commission and a representative of the U.S. Army Corps indicates the entities have a ways to go before reaching an agreement as to the final costs of the federal levee project.

The Little Cal commission is under pressure to arrive at the figure sought by U.S. Rep. Pete Visclosky to be taken to the Legislature for potential funding.

According to the commission's interim director, Jody Melton, a spreadsheet of estimated costs prepared by the corps to complete the project has reached \$13 million,

See LITTLE CAL, A6

PAGE A6 | WEDNESDAY, NOVEMBER 26, 2008 | NL

THE TIMES

Little Cal

Continued from A1

more than twice the corps' \$6 million figure taken to the Northwest Indiana Regional Development Authority earlier this year.

"We think they made a mistake, and actually it's higher than that," Melton said Tuesday.

Under heavy fire by Visclosky for submitting the \$6 million figure as the final cost of the project and later suggesting another \$4 million may be needed, Executive Director Dan Gardner resigned in September as the commission also sustained heavy criticism for not finishing the levee before September's massive flooding.

Not only has the final estimated cost exploded, but so has the cost of a relocation of a BP pipeline in the next to last stage of the project. "It started at \$400,000, then went to \$600 million and,

most recently, \$1 million," Melton said.

BP spokesman Tom Keilman said the company is in discussions with the commission related to the pipeline, but he could not confirm the accelerating cost estimates, which the Little Cal commission's chairman, William Biller, said were prepared by BP and under review by the corps.

Then there's the matter of the 25 percent local share in the project, the final cost of which Biller said may not be fully known until well into the future when the project is finally completed. The total cost of the project currently is estimated at between \$245 million and \$250 million, Biller said. "The local share could go up to \$61 million and \$65 million," he said. "I don't think we're anywhere near the 25 percent."

The corps and the commission also have key differ-

ences as to the bidding process being used by the corps. "I think it has been another factor in the extended time to complete the project," Biller said.

Biller said the commission plays no role in choosing the construction contractors. "In their bid process, we raised the question of why do you not have a bid based on the combination of the dollars the job costs and a time frame," Biller said.

In other words, the corps determines the time a job will take. Bids are solicited on whether the contractor can meet the time frame. The commission, meanwhile, believes bids should be taken for varying durations and the dollars it may take.

Imad Samara, project manager for the corps, said the project's final figure can remain only an estimate and not a firm figure.

"I really think the congressman wants a final number within 5 percent and not 20 percent," Samara said.

"He wants to make sure we cover everything, and they can cover any future increases that may occur. The main thing is he doesn't want estimates for \$2 million, and the next day it's \$4 million."

As for the bidding process, Samara said he is taking the commission's questions to the corps legal and contracting specialists to see if the corps' policy can be relaxed. The corps' policy is to determine the duration required to do the work as a "best value" to the taxpayer so that contractors do not receive a premium for driving up project costs to complete the work sooner than normal, according to a description in the meeting minutes.

"Adding more crews and equipment to get the job done faster adds to the cost," Samara said. Whether the goal is to keep the costs lower or get the job done faster is a question for "everybody at the table to decide."

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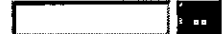
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December 3, 2008

By Erik Potter

Post-Tribune staff writer

Two years is too long to wait, say Munster town officials.

The Little Calumet River flood control project will take a little more than two years — at least — to be completed in Munster and reach the Illinois state line. Town officials appear unwilling to risk any more flooding seasons than necessary waiting for that flood protection, already 10 years past due, to come.

"We don't see another alternative at this point," Munster Councilman Mike Mellon said. "We can't wait indefinitely for the project to be completed. We could have another large rain this spring and be in the same situation."

Shortly after the flooding in late September, the Munster Town Council instructed town engineers to put together a plan for the town to improve its levees while it waits for the federal flood control project to be finished.

That plan, according to town engineer Jim Mandon, will be completed in two to three weeks. It is expected to recommend a variety of measures to improve the 1950s-era levee in existence now, which could not withstand this autumn's flood waters.

How much the temporary improvements will cost and how long they'll have to hold before the larger Little Calumet project reaches Munster remains to be seen.

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"I certainly am always going to be supportive of something that will protect the residents, but from what I'm understanding, we're talking about a two year project (to complete the permanent levee)," said state Rep. Mara Candelaria Reardon, D-Munster. "Certainly everyone is facing budget issues this year with the new property tax legislation, so we really need to think about the wise use of our dollars -- are we again duplicating our efforts here in Lake County?"

State Sen. Frank Mrvan, D-Hammond, who serves on the Senate Appropriations Committee, said he would support state funding for the temporary improvements. "I have no problem getting money for them if it's a good plan and if it's practical," Mrvan said.

Federal funding is impractical, according to Jacob Ritvo, spokesman for U.S. Rep. Pete Visclosky, D-Merrillville, since any money would be too late in coming and likely insufficient.

The Little Calumet River Basin Development Commission, the local agency in charge of overseeing the 20-mile flood control project, meets at 6 tonight in the Munster town hall. Munster will be pressing the commission for a timeline for when the project will be completed.

Commission Chairman William Biller said the next-to-last phase of the project, which would provide flood protection from Columbia to Northcote avenues in Munster, is ready to go, but the Commission does not have the \$1 million it needs to sign the last utility relocation contract with BP.

Funding to the commission has been frozen while the State Board of Accounts has done an in-depth audit of the board's finances. That audit process is nearly completed.

More than \$4 million in funding previously approved by the Regional Development Authority that has not yet been given to the Commission stands to be unfrozen once the audit is finished.

Contact Erik Potter at 648-3120, or epotter@post-trib.com. Comment on this story at www.post-trib.com.

RELATED BLOG POSTS

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LAND ACQUISITION REPORT

For meeting on Wednesday, December 3, 2008
(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 October 30 – November 26, 2008)

EAST REACH – REMAINING ACQUISITIONS

1. This stage has 28 properties left that we need flowage easements. These easements are needed as a requirement for Gary to comply with FEMA rules that we've acquired all easements in Gary, so Gary can be removed from the floodplain. We could start acquiring these parcels during the first quarter of 2009, if money is available.
2. **Offers for the overflow area at 27th & Chase in Gary, have been mailed. The offers for the city of Gary will be delivered in person. The offers total \$13,979.**

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

1. Right-of-entry was signed July 11th, 2007.
 - A. NIPSCO – (DC-1112/1113) Signed easements have been received and will be recorded.
 - B. NSRR - (DC-1169) Signed easements have been received and will be recorded.
 - C. Pipeline utility agreements are all completed.
 - **The option was awarded to the contractor on 9/24/08, and has been incorporated into the contract.**

STATUS (Stage VI-Phase 1 North) – Cline to Kennedy – North of the river: **Land Acquisition deadline April 30, 2005**

1. Final inspection will be scheduled upon contractor remediation of settlement crack in levee west of Krosan. (Ongoing)

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. All 48 easements have been signed and recorded.
2. All utility maintenance agreements and utility relocations have been signed, except BP Amoco. (refer to Engineering Report.)

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

1. All 94 acquisitions are in process:
 - 23 in condemnation
 - 2 private in negotiations over easement language (NICTD & CSXRR)
 - 1 private will sign offer for an additional easement (Hammond Clinic)
 - 68 private landowners accepted offers and easements are recorded.
2. **If we cannot negotiate easement language changes for NICTD & CSX quickly, we may have to begin the condemnation process just to get us in the court system.**
3. A letter was received from the Town of Munster on October 22, 2008, requesting LCRBDC begin acquisition process of 4 homes West of Hohman Ave. (Refer to Engineering Report)

We need to have discussions with the Corps and Munster about this issue. **One resident has voiced objections to our acquisition of his property. More discussion is needed on this issue.**

4. Utility relocation agreements (Refer to Engineering Report)

A. There are three (3) utility maintenance agreements totaling approximately \$460,000.

B. There are utility maintenance agreements needed with five (5) different entities.

- **They are in 28 combined locations.**
- **This is to assure completed lines of protection are maintained during repairs, inspection, or maintenance by each entity.**
- **No money exchange is necessary.**

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 24th, 2006, and forwarded to the Army Corps.
2. Construction started mid June 2007.
3. Current construction completion date is November 20, 2008.

FOREST AVENUE LEVEE

1. An aerial survey was overlaid with property owner indicating eleven (11) individual agreements exist.
2. The initial location survey was completed on August 11th, 2008.
3. The revised easement drawings were received on August 19th, 2008, that showed the 15’ on the landward side of the sheet piling that will be included as part of the permanent easement
4. **Acquisition procedure will begin once funding is made available.**

PUMP STATION REHABILITATION – CONTRACT 2

1. Received an email from the Corps on November 19, 2007 indicating that the contract was broken up and that 2A will include pump rebuilds of the (2) smaller stations – Forest Avenue/173rd St., and Tapper Avenue. Pump Station 2B contract will include Indianapolis Blvd., Jackson Avenue, and the Southside Pump Stations.
 - Pump Station 2A has been awarded (Refer to Engineering Report)
2. **Property Surveys**
 - Property identification has been completed by DLZ and they have completed all plats and legals for all (5) stations.
 - The pump station real estate is available for both the 2A and 2B projects. Easement agreements have been signed for the “perpetual pump station easements” and the ROE/s will be sent to the Corps.
 - The ROE for Pump Station 2A (Tapper & Forest) was signed by the LCRBDC on April 16, 2008 and was forwarded to the Corps on June 11, 2008.
 - **ROE for Pump Station 2B contract was signed on October 27, 2008 (See Engineering Report).**

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. Appraisal was completed and reviewed. Offer was sent 8/16/06, landowner rejected offer and requested modifications to the design for future development.

2. Landowner met with Corps and LCRBDC on 1/10/07 to discuss modifications to the real estate requirements. Owner's possible buyer submitted plans that address hydrology concerns and the CORPS has approved.
 - **Corps indicated that the existing access roadway to the Griffith pump station east of Cline Avenue was not to exceed the 100 year flood elevation because it is included in overbank storage during a flood because it is between the lines of protection.**
3. LCRBDC wrote a letter of support to the IDNR on June 22, 2007 indicating that the landowner's plan is compatible with the Little Calumet River Flood Control Project and provides additional (compensatory) storage for flood waters. (Ongoing)
 - LCRBDC received a public notice for permit application from V3 (Realty agent) dated May 7, 2007 and received May 25, 2007. (Ongoing.)
4. The landowner attended the LCRBDC 10/16/08 meeting and asked LCRBDC to re-start a dialogue with him. The recent flood has caused permanent damage to his property and he needs to know his status in the project so he can make future plans.

CREDITING:

1. INDOT CREDITING

- A. LCRBDC has requested credit to the project for the bridges reconstructed as part of the project - Indianapolis Blvd., Cline Avenue, Grant and Georgia Streets.
 - B. The Army Corps from Detroit agreed to help the LCRBDC with INDOT bridge crediting coordination.
 - A meeting, and field inspection, was held with their representative on July 31 and August 1, 2007, to familiarize them with the INDOT construction.
 - They have already obtained some data for Indianapolis Boulevard, Cline Avenue, Grant St., and Georgia. (Ongoing)
 - C. A conference call with INDOT and Chicago/Detroit Corps, and the LCRBDC was held on November 29, 2007 to discuss points of contact for information and coordination. (Ongoing)
2. The Corps Real Estate in Detroit has reviewed the Woodmar/Cabela appraisal for the property value of \$1,875,000. They are requesting we follow-up with a letter and complete crediting documentation to receive crediting for that amount.
 3. To date, a total of \$9,269,883 has been credited for land acquisition. Another \$1,503,224 is still pending with the Corps review process. We have had no response to date. We continue to submit land acquisition costs for crediting. **(Ongoing)**

LAND MANAGEMENT REPORT

For meeting on Wednesday, September 3, 2008

(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 August 28, 2008 – November 26, 2008

NOTE: Attached is the updated summarization sheet for leases with the LCRBDC

1

A. LAMAR OUTDOOR ADVERTISING

- We currently have 3 leases with LAMAR for billboards

B. VIEW OUTDOOR BILLBOARDS

- We currently have 12 lease agreements with VIEW for billboards.
- LCRBDC was approached by VIEW to have a follow-up meeting with their personnel on October 9, 2008 to discuss increased years to existing billboards and the possibility of installing at 4 new locations.
- VIEW proposed paying LCRBDC \$108,000 in rental advance for extending the agreements 10 additional years. (A letter was received on October 30, 2008).
- This was presented for approval at the November 5, 2008 Board meeting. It was tabled to do research to see if we could get better rates after the remaining 6-7 years left in the existing agreements expire.

2
3-4
5

C. 26 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 has developed an RFP for the 26 acres east of Clay.
- Attorney has drafted a proposed RFP; in process of finalizing
- LEL was sole responder to the RFP; attorney Casale has forwarded draft agreement to LEL's attorney; under LEL's attorney review.
- LEL attorney did a record search of Commission files and is performing environmental scan of property as per parent company before finalization.
- LEL attorney has asked for discussion on this issue to be on hold until current situation of the LCRBDC be settled (Ongoing as of 11/26/08)

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"
- Army Corps wrote a letter on January 16, 2008 requesting consideration for hydric soils as part of the LCRBDC mitigation obligation.
- A letter was sent to IDEM (Marty Maupin) on July 23, 2008 requesting a conference call to coordinate the use of the 200 acres as part of the NRCS

Wetland Reserve program.

- An email was received from Maupin on July 30 indicating he would not be available and provided points of contact for coordination.
- Staff spoke with IDEM representative (Steve West, Watershed Coordinator) on 8/26/08 explaining proposed project. Mr. West indicated he would facilitate within IDEM any and all actions to resolve conflicts with current maintenance plan so as to allow NRCS scoring to go forward.

E. LCRBDC – Farm Land Leases

- Opened bids on January 8, 2008. The following farmers were approved through a motion at the January 9, 2008 meeting.
 1. Chase to Grant – Plum Grove Farm (\$140/tillable acre)
 2. I-80/94 & I-65 – Jerry Ewen (\$75/tillable acre)
 3. 179 acres adjacent to Clay Street – Gary Dunlap (\$71.50/tillable acre)
- **Advertisement for Bids will be sent out for the 2009 farm leases**

F. MISCELLANEOUS

1. 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.
 - 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.
 - A coordination meeting was held with representatives from the City of Gary on August 5, 2008, to review and discuss their proposal. GRW had not submitted their plans to any representatives of any department in Gary.
 - Received a letter from GRW on August 5, 2008. Provided aerials of layout to COE and LCRBDC; requested review and comments.
 - Provided disc with proposed GRW layout and design to COE on August 12, 2008. Suggested field inspection with COE representatives. In future, but not during inspections.
 - A field walk-through was done with GRW, the Army Corps, and the LCRBDC to review a new layout proposal along 35th Street and North on Chase.
 - Received a request to purchase property from GRW on October 6th, 2008. Approximately 1 acre East of Arc Bridges, North of 35th St., between Chase & Grant.
 - **Received an email from GRW on November 7 indicating this request has been withdrawn. They are currently pursuing a site near the Village shopping Center.** 6-7
 - **Received a response from the COE on November 14 indicating there are several issues regarding their design before they can approve (coordination ongoing).** 8
2. At the request of the LCRBDC, regarding Stage VIII, the Corps agreed to provide (4) electric sluice gate operators.
 - These can be used by Hammond and Munster during emergency response operations for closing sluice gates during floods.

G. A table was completed showing five (5) different potential funding sources for additional "up front" money.

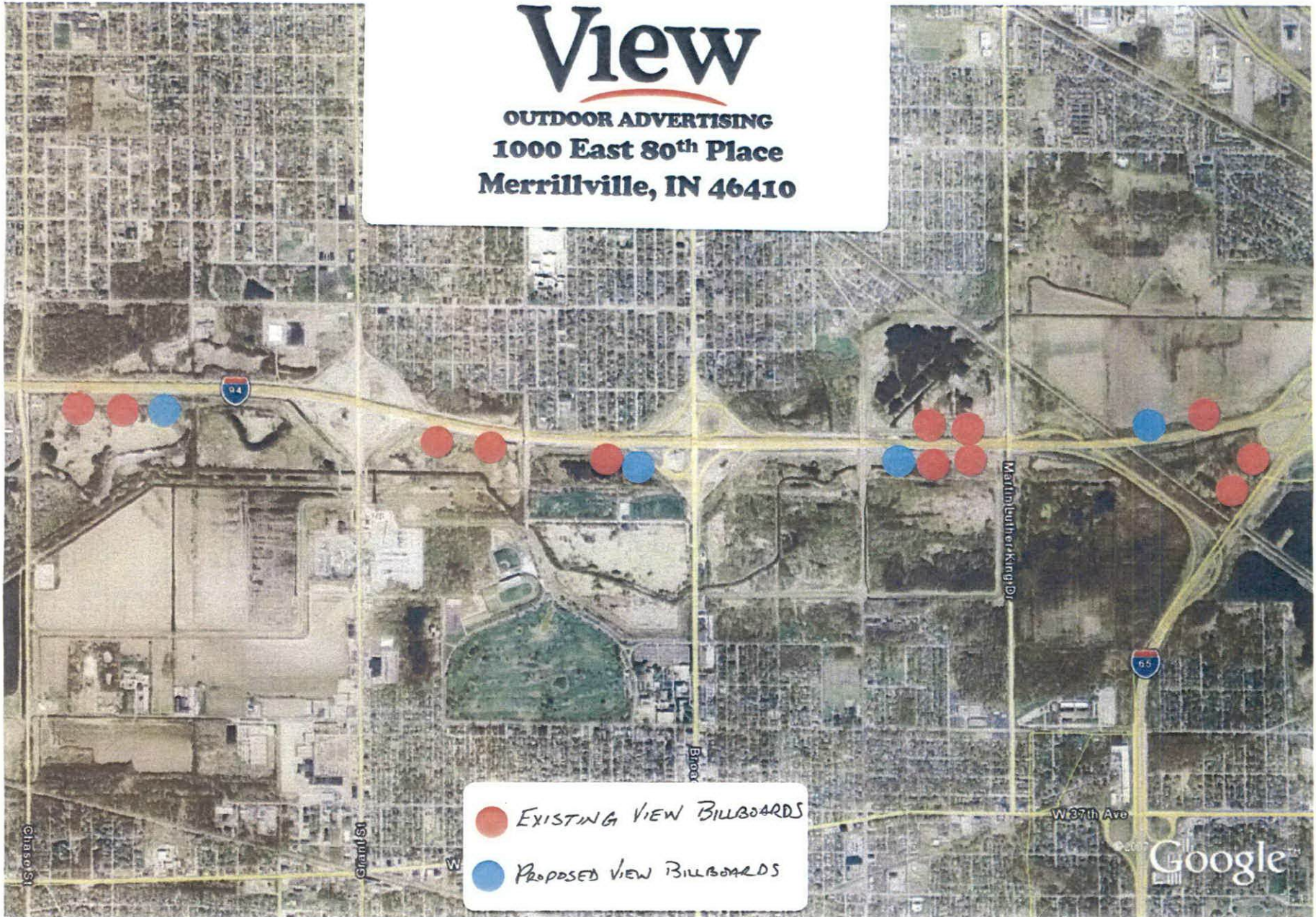
CURRENT LEASES – 2008

<u>Lessee</u>	<u>Lease Agreement</u>	<u>Yearly Income</u>	<u>Comments</u>
Chicago Towers (Includes Ameritech)	\$1,568 per month	\$18,816	<ul style="list-style-type: none"> • Current lease since July 5, 2005 – July 5, 2010 (Increase every 5 years based on Metro Chicago Consumer Price Index)
Mike Mitsch Plum Grove Farm		\$140/acre = \$ 19,600	<ul style="list-style-type: none"> • Chase to Grant (North of 35th) Approx. 95 acres • Chase to Grant (South of 35th) Approx. 45 acres
Gary Dunlap		\$71.50/acre = \$ 8,008	<ul style="list-style-type: none"> • Approx. 85 acres West of Clay Street • Approx. 27 acres East of Clay Street
Jerry Ewen		\$75/acre = \$ 3,900	<ul style="list-style-type: none"> • Approx. 52 acres • North of I-80/94, West of I-65
3 LAMAR signs			
Sign #1050	\$ 818 per year	\$ 818	West side of Grant – ½ mile south of I-80/94
Sign #3475	\$4,986.24 per year	\$ 4,986.24	West of Grant – South of I-80/94
Sign #3480	\$4,986.24 per year	<u>\$ 4,986.24</u>	West of Grant – South of I-80/94
		\$10,790.48	
View Outdoor Advertising	\$27,000 per year (approx)	\$27,000 (approx)	<ul style="list-style-type: none"> • 3 billboards in the area of I-80/94 & west of I-65 (IN115, 116, 120)
	\$81,000 per year (approx)	\$81,000 (approx)	<ul style="list-style-type: none"> • 9 additional billboards along I-80/94 corridor (IN160,161,162,163,164,165,166,167,168)
TOTAL INCOME		\$169,696.48 (approx)	

In addition to the above leases/license agreements, the Development Commission owns approximately 380 acres, which is to be transferred to the city of Gary upon their accepting operation and maintenance of the project area in Gary, IN

View

OUTDOOR ADVERTISING
1000 East 80th Place
Merrillville, IN 46410



Jim Pokrajac

From: Jim Pokrajac [jpokrajac@nirpc.org]
Sent: Friday, October 10, 2008 11:50 AM
To: 'wbiller@hammondsd.com'; 'lcasale@cwblawfirm.com'
Cc: 'dgardner@nirpc.org'
Subject: FW: Meeting Follow Up

Bill/Lou,

I had a meeting yesterday with View Outdoor who had a proposal for 4 new billboard locations that would be on land we own in fee and would be in compliance with all local ordinances. As in the past, they would assume all responsibility for getting the necessary permits, paying all fees, and assurance of being compliant with all codes and ordinances. They came to us with these proposals after doing their research, we did not solicit. There is great potential for much needed funds if we approve their proposal for these 4 new signs, and additional up front money for extending the leases on their other signs. It seems like a great opportunity to get some operational money. Please advise on how you would like to proceed from here. I will be out of the office this afternoon and Monday; however you may call Dan, who was involved in some previous negotiations with View.

Thanks,

Jim

From: Matt Felder [mailto:MFelder@ViewOutdoor.com]
Sent: Thursday, October 09, 2008 5:00 PM
To: Jim Pokrajac
Cc: Pete Schroeder
Subject: Meeting Follow Up

Jim,

As mentioned in our meeting this afternoon, with myself, Pete Schroeder, and Bill Wellman, View Outdoor Advertising is interested in leasing four additional sites with the Little Calumet River Basin Development Commission. These would be in addition to the 12 locations we already have Licensed with you. The locations are marked on the aerial maps we reviewed at the meeting today.

Assuming approval by the Commission, and upon building the signs, we would pay 12 months of land rental up front for the first year for each location. If all 4 locations are approved, that would be \$36,000 up front for these new locations.

Additionally, we discussed the importance of extending our existing License Agreements out an additional 10 years. We would pay the next 12 months land rental in advance on all 12 of the existing locations upon extending the leases. This would amount to \$108,000.

In short, we are proposing to the LCRBDC, assuming the new locations are approved and built, and upon extending the existing License Agreements out an additional 10 years, 12 months of prepaid leases totaling \$144,000. This could help the Commission with much needed funding.

Our company has invested a lot of time and financial resources into this project and have enjoyed working with you and the Commission. We have always been professional and, as you know, View Outdoor has always been responsive to your concerns and needs. We are glad that we have been able to help in the past by pre-paying our agreements and we ask that you consider this proposal to do the same.

11/26/2008

3

If you have any questions, please feel free to contact me at any time.

Sincerely,

Matt Felder
Real Estate Manager
View Outdoor Advertising, LLC
1000 E. 80th Pl., Suite 425N
Merrillville, IN 46410
mfelder@viewoutdoor.com

Mobile (219) 808-7221
Direct: (219) 680-2343
Fax: (219) 680-4252
Toll Free: (866) 757-8439

View

Outdoor Advertising

October 30, 2008

Sandy Mordus
Little Calumet River Basin
Development Commission
6100 Southport Rd.
Portage, IN 46368

RE: License Agreement Extensions

Dear Sandy,

View Outdoor Advertising, LLC would like to extend our twelve current billboard license agreements with the LCRBDC an additional 10 years. After the approval of the extensions, we will pay the following 12 months land rental in advance for all twelve locations. The sum would be \$108,000. The Amendments to the agreements which extend the licenses have been forwarded to you via email.

We appreciate the successful relationship we have cultivated with the Commission over the last few years and look forward to extending it into the future. And as always, if you need anything, do not hesitate to call.

Very truly yours,



Pete Schroeder
President
View Outdoor Advertising, LLC

Jim Pokrajac

From: Corey, Doug [DCorey@grwinc.com]
Sent: Friday, November 07, 2008 3:22 PM
To: Jim Pokrajac
Cc: Louis M. Casale
Subject: RE: Cleveland Street Transmission Water Main, Gary, IN - COE Levee Crossings

Jim,

The Gateway Arthur entity is the property owner of The Village Shopping Center, just south of W. 35th Ave. and west of Grant. They have a 1-acre parcel at the southwest corner of their property which is about perfect for the pump station. We have not finalized yet, but they are working with us. Sorry for the assumption you knew who owned the mall.

Thanks again for your help.

Doug

From: Jim Pokrajac [mailto:jpokrajac@nirpc.org]
Sent: Friday, November 07, 2008 4:33 PM
To: Corey, Doug
Cc: 'Louis M. Casale'
Subject: RE: Cleveland Street Transmission Water Main, Gary, IN - COE Levee Crossings

Doug,

Please clarify "Gateway Arthur". Also, I will facilitate your design coordination with the corps. The people you are currently dealing with from the corps need to confirm that your project will not adversely impact our construction, and if so, they will recommend the type of action would be required. required.

Thanks,

Jim

From: Corey, Doug [mailto:DCorey@grwinc.com]
Sent: Friday, November 07, 2008 12:42 PM
To: Jim Pokrajac
Cc: Rick.D.Ackerson@usace.army.mil; yuki.j.galisanao@usace.army.mil; Sachin.Pradhan@amwater.com; Vinod.Barot@amwater.com; Cutshaw, Dan; Anderson, Carl; Louis M. Casale
Subject: RE: Cleveland Street Transmission Water Main, Gary, IN - COE Levee Crossings

Jim,

The levee crossing information has been printed and will be sent to your office via UPS this afternoon. Once you receive the information, please give me a call if you have any questions or comments.

For a 1-acre parcel for the booster pump station, we are currently pursuing a track on the Gateway Arthur site. Nothing has been finalized yet, but it appears there are a couple advantages along Gateway Arthur. If anything changes on this situation, I will let you know.

Thanks,

11/26/2008

6

Doug

From: Jim Pokrajac [mailto:jpokrajac@nirpc.org]
Sent: Thursday, November 06, 2008 5:54 PM
To: Corey, Doug
Cc: Rick.D.Ackerson@usace.army.mil; yuki.j.galisanao@usace.army.mil; Sachin.Pradhan@amwater.com; Vinod.Barot@amwater.com; Cutshaw, Dan; Anderson, Carl; 'Louis M. Casale'
Subject: RE: Cleveland Street Transmission Water Main, Gary, IN - COE Levee Crossings

Doug,

I don't have the capability to print these drawings out with my computer. Could you send me the drawings to clarify your proposal? Are you still interested in the 1 acre parcel North of 35th between Chase and Grant as previously requested?

Jim

From: Corey, Doug [mailto:DCorey@grwinc.com]
Sent: Tuesday, November 04, 2008 4:47 PM
To: jpokrajac@nirpc.org
Cc: Rick.D.Ackerson@usace.army.mil; yuki.j.galisanao@usace.army.mil; Sachin.Pradhan@amwater.com; Vinod.Barot@amwater.com; Cutshaw, Dan; Anderson, Carl
Subject: Cleveland Street Transmission Water Main, Gary, IN - COE Levee Crossings

Jim,

As part of the Indiana-American Water Company (INAWC) Cleveland Street 30" Transmission Water Main, the Army Corps of Engineers levee along Chase Street will be crossed two (2) times as part of the planned construction. For these levee crossings, INAWC proposes to install the water line above the provided 200 year maximum water surface elevation and mound excess dirt over the top of the line for frost protection.

The included .PDF drawings show the proposed levee crossings. The crossing at 35th Ave. & Chase Street indicates the water line to be raised above 598.2' at the top part of the levee to get outside the flood protection area. The second crossing at approximately 28th Ave. & Chase Street will route the water main to the west side of the road and provide enough room off the edge of pavement to allow for the future installation of a flood protection gate at this location.

Please review this information for conformance to your standards for levee crossings. If additional information is needed, please contact me.

Doug Corey, P.E.
GRW
7112 Waldemar Drive
Indianapolis, IN 46268
Phone: 317.347.3650 Fax: 317.347.3656
Email: dcorey@grwinc.com

Jim Pokrajac

From: Rochford, William A LRC [William.A.Rochford@usace.army.mil]
Sent: Friday, November 14, 2008 3:23 PM
To: DCorey@grwinc.com
Cc: Ackerson, Rick D LRC; Galisanao, Yuki J LRC; Cunningham, Matthew W LRC; Jim Pokrajac
Subject: Permit 07-01: Cleveland Street 30-in Water Main (UNCLASSIFIED)



Cleveland Street
Transmission...

Classification: UNCLASSIFIED

Caveats: NONE

Mr. Corey,

To help with tracking this action in the future, please use the reference number 07-01 on all correspondence to allow us to be able to better respond in a timely manner.

We have reviewed your request to route the proposed 30-in water main across the Little Calumet Levee along Chase Street as shown on your drawings. The details of the water main going over the levee with shutoff valves are acceptable in concept. However, there are some issues that we will need to resolve before approval can be given. The proposed alignment is in close proximity to the closure structures at 35th & Chase as well as at Chase Street north of the river. These closure structures are in the concept phase of being modified and will possibly be in conflict with the pipeline location as shown.

The crossing at 35th Street is requested to be relocated approximately 25-ft or more further north, or to the south of the intersection. In addition, the alignment shown removes an access ramp onto the levee north of 35th Street. This access ramp will need to be maintained or re-established to allow vehicle access to the levee crest. If the final pipeline location is in an area where vehicle access is required, the grade across the top of the pipe will need to be flattened to approximately 10H:1V. The soil slopes for this location are shown to be 2H:1V. The Little Cal commission has indicated that this will cause difficulty for their required mowing.

The crossing at Chase Street North should be relocated 25 to 40-ft further to the west. This adjustment would not place the pipeline in an area that requires vehicle access, however, the site grading will need to account for the access ramp to the north. The 3H:1V side slopes shown are acceptable.

The final design, plans and specifications will need to include provisions for interim flood protection during construction and re-establishing the vegetation in the disturbed areas across the levee.

If a meeting to further discuss the alignment concerns is considered beneficial, or if you have any other questions, please contact me.

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

U.S. Army Corps of Engineers, Chicago District
111 North Canal Street, Ste. 600
Chicago, IL 60606-7206
(312) 846-5450

william.a.rochford@usace.army.mil

Classification: UNCLASSIFIED

Caveats: NONE

8

OPERATION AND MAINTENANCE REPORT

For meeting on Wednesday, December 3, 2008

(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 October 30 to November 26, 2008)

SEPTEMBER 2008 FLOOD EVENT (MISCELLANEOUS)

General Statement – Record setting rains fell on and into the Little Calumet River from September 13th – September 16, 2008, causing tremendous damage and loss of property.

- A. The LCRBDC participated in the emergency response coordination from September 13th – September 23rd, to help facilitate closures, help homeland security with prioritization of activities, assure project features were functioning according to design (including pump stations, sluice/flap gate closure, and overtopping potential of the lines of protection).
1. Costs incurred to the Commission as a result of emergency response were estimated at \$48,450.
 - With assistance from the IDNR, we are seeking reimbursement for these costs
 - An emergency agreement was put together and signed on September 18th, 2008, to remove the log jam West of MLK Drive under the Chicago, Ft. Wayne & Eastern Railroad on a T & M basis.
 - **A meeting was held with representatives from FEMA and IN Homeland Security on November 18, 2008 to answer questions and provide data for their consideration.**
- B. A post-flood walk through was held with the Army Corps and the LCRBDC on October 3rd to review effects of flood on completed flood control features as well as impacts to areas of upcoming construction contracts.
- Received the final trip report from the Corps on October 9th, 2008 (available upon request).
 - For upcoming contracts, they needed to know if any flood impacts may have caused differing conditions that may have to be addressed during construction.
- C. An e-mail was received from Homeland Security on September 22nd, 2008, regarding the clearing of the culverts west of MLK Drive on September 18th. (Including the operational plan).
- LCRBDC was asked to assume responsibility (and funding) to secure a contractor to remove the log jam. **(No other parties have an approved procedure, nor funding, to clear log jams)**
 - This was needed to lower river elevations to the west.
 - Considerations were given to Marshalltown sub-division where the water level was within 1 foot of overtopping the levee, which would have flooded out hundreds of residences.
 - Water was delayed from flowing eastward by the high water levels in Deep River.

- The decision was made only after water levels at Marshalltown were low enough to allow log jam removal without concern of overtopping.

GENERAL NOTE:

It is the intent of the LCRBDC to put a total punch list together for all of the items requiring remediation as a result of the 2008 inspections. An estimate per item will also be provided. This will then need to be discussed with the city of Gary as part of the O&M turnover process.

- LCRBDC is currently assuring all pump stations are functioning, flap gates sealed, and sluice gates will close. (Recent contractual work will be the last until we comprise the final "punch list".)
- **The Army Corps is currently working on completing the inspection report (as of November 26).**
- **Upon receipt, the cost estimates will be put together.**

GENERAL SUMMARIZATION (EAST REACH TURNOVER)

1. An O&M Funding Committee meeting was held on March 12, 2008 to review upcoming and project expenditures
 - A summary status report was put together on March 11, 2008 indicating what has been turned over, what the LCRBDC is doing with flood control items not turned over, and including partial turnovers have been executed.
2. **Following are the features and responsibilities that will be turned over to the City of Gary.**
 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 **have been distributed and discussed with Gary.**
3. A follow-up memo was sent to Gary, Hammond, and Highland requesting comments and review of the draft Corps O&M manuals for their respective communities on March 25, 2008. (No response from any municipality as of **October 31st, 2008**)
 - The previous memo was submitted, along with the manuals, for review on September 7, 2007.
 - Their comments will then be addressed by the Corps and individual meetings would be held with each community for implementation.
4. Levee inspections for 2008 were held August 12-15, 2008.
 - **Sluice gates inspections were held between September 9th and 12th, 2008.**
 - **Pump station inspections were held on October 14th and 15th, 2008.**

OPERATION AND MAINTENANCE BREAKDOWN STATUS

General Note:

1. Invoices due for services performed is approximately \$32,520
2. Anticipated O&M expenses for 2009 (first 2 quarters - \$119,469)
3. These are estimates. Upon receipt of Army Corps inspection report (not yet received)

A. PUMP STATION TURNOVER

1. Six (6) pump stations will be turned over to Gary. These include Burr Street, Grant, Broadway, and Ironwood. It also includes two (2) lift stations at 32nd & Cleveland and Marshalltown.
 - Until O&M is turned over, the LCRBDC is responsible for their operation.
2. LCRBDC has been in compliance and kept pump stations operable and cleaned intake screens on an emergency basis until turned over to Gary.

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 were inspected on October 25, 2007 as part of the overall O&M turnover to Griffith
2. Sluice/Flap Gate Clean-up & Repairs
 - Received a summarization table from Austgen Electric on **October 16th, 2008**, indicating the status of all (17) different locations.
 - Low bid from Austgen Electric to do this work was \$60,529.00 for (17) locations. Awarded December 26, 2007. Work was done in 2008.
 - Received updated table along with current cost summary on **October 16th, 2008**
 - Billing to date is **\$50,533.35**
 - All sluice gates have been completed with only Broadway remaining. They will try to complete, pending water elevation **when money is available**.

C. LEVEE, I-WALL TURNOVER

1. Levee, I-wall, and collector ditch inspections were held August 12-15, 2008.
 - Levees have just been mowed **from October 27th – 30th, 2008**. This allowed better viewing of the levee for inspections.
 - **The inspection for Stage V-1 (Wicker Park Manor)**, located between Indianapolis Blvd and the NSRR, south of the river, was held with Highland
 - **The inspection for Burr Street betterment levee (EJ&E to Colfax)** south of the NIPSCO r/w, was held with Griffith on August 14, 2008.

D. TRANSFER OF EXCESS LANDS TO CITY OF GARY (Lands will not be transferred until city of Gary signs off on acceptance of O&M responsibility)

1. **LCRBDC attorney sent Transfer of Land Request to the Attorney General's office in September, 2008.**

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, 2006 to pick up inventory list of "spare parts for pump stations", which are stored on GSD facilities in November 2005.
 - A re-inventory will be done to get a current list of what is stored at GSD.

This inventory will be done as part of the final O&M turnover.

F. GRIFFITH – O&M TURNOVER (GENERAL)

1. 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 after this year's inspection and upon receipt of the Army corps inspection report, to discuss O&M responsibilities and turnover coordination. (Ongoing)

GENERAL SUMMARIZATION (WEST REACH TURNOVER)

A. North 5th 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
 - Turned over (2) sets of "as-built" drawings to the town of Highland along with a set of Volumes 1 & 2 of the Operation & Maintenance Manual on March 23, 2007
3. Training, spare parts, and final testing was completed in late July, 2007 and a coordination meeting was held with Highland to begin the O&M turnover process.
4. Minor items of construction and "as-built" drawings need to be completed prior to final turnover.
5. Final turnover of O&M will be done after Stage VI-2 and VI-1 South are completed. V-2 will be added later.

EMERGENCY RESPONSE COORDINATION

General:

An email was sent to the Corps on December 28, 2007 addressing ongoing, miscellaneous emergency response issues.

NOTE: Refer to Item #5 of this report on page 2 in the General Summarization Section. The municipalities have been provided O&M manuals for review. There is a section of this manual that requires emergency response information. (as of **December 1, 2008**, no response has been received).

- **A follow-up will be sent out prior to the scheduling of an overall coordination meeting.**

A. Acceptance of Emergency Response by each project municipality

1. A meeting will be scheduled **early in 2009**, with the COE, LCRBDC, USGS, the National Weather Service, and representatives from all five (5) communities. (**ongoing**)
 - 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. Post and panel closures at Chase Street along the north line of protection and on 35th Street along the south line of protection are impractical to install during a flood event.

- There is a possibility that the Corps will modify these closures for easier installation as part of the 27th & Chase Street drainage contract.
- **LCRBDC was directed to repair the damage to the trench on 35th Street to be able to install the post and panel structure during a flood event.**
- **We received an estimate of approximately \$22,000 to repair (O&M cost)**

- B. Coordination with INDOT after late August 2007 floods impacting Kennedy Avenue and Indianapolis Blvd.

1. An initial meeting was held with INDOT, Earth Tech (INDOT consultant), Corps, and the LCRBDC on September 17, 2007 to discuss future impacts, emergency response coordination, and action plans.

- INDOT submitted request to Hammond (copies the Corps) on October 22, to replace the existing flap gate with a "duckbill" gate at both Kennedy Avenue and Indianapolis Blvd. **(currently not installed)**
- INDOT submitted a letter to the LCRBDC and copied the Corps on March 10, 2008 (received March 17, 2008) requesting written permission from the LCRBDC to replace (2) existing flap gates (east of Kennedy, north of river, and east of Indianapolis Blvd, north of river) with Tideflex "duckbill" flood valves.
- LCRBDC sent an email to the Corps on March 18, 2008 requesting that they had reviewed, and approved, the drawings for installing "duckbill" gates for assurance of compliance with Corps requirements.

2. A meeting was held with INDOT, Earth Tech, Garcia L E, and the LCRBDC on October 11, 2007 to discuss surveying and tying in Corps and INDOT surveys that show culvert, ditch, levee, highway, and roadways.

- LCRBDC will establish a mark in the vicinity of the flap gate as to when to close sluice gate. (Ongoing)
- Waiting for Corps response to March 18, 2008 email.(Ongoing)
(No response as of December 1, 2008)

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION ATTENDANCE ROSTER

NAME OF MEETING: LCRBDC

DATE: 12-3-08

LOCATION:

CHAIRMAN: William Riller

PLEASE SIGN IN

	NAME (PLEASE PRINT)	ORGANIZATION, ADDRESS, PHONE NUMBER
1	THOMAS HAYES	27 RIVER DR 219-678-7000
2	MARK A. LOPEZ	DEB VISCOSKY LIN-021
3	Emory Varnos	V ALPO
4	ROBERT & VIRGINIA GAUGER	MUNSTER RESIDENTS
5	Jayson Reeves	Gary In 219-949-3354
6	John I. Lavigne	Lammong 7801 Norlincote
7	Linda Vardanyan	4539 Parish Ln. Hammond
8	TERRY RUDY B	NORTHOTE AVE., MUNSTER
9	GREG STARRETT	CRESTWOOD AVE. MUNSTER
10	Ron Johnson	Northwest Indiana News Bureau (NINB)
11	Jim Wachel	8516 MONROE MUNSTER, IN 46321
12	Jim Drummond SR	8105 Howard Ave Munster IN 46321
13	Erik Potter	Post-Tribune, 648-3120, epotter@post-trib.com
14	ROBERT KROL	1 RIVER DR. MUNSTER IN 46321
15	Alice Kozlowski	8102 Oakwood Ave. Munster IN 46321
16	Leon A. Kozlowski	
17	Jos + Charlotte Mutstary	9112 Chestnut Ln Munster
18	RUTH MORES	SOUTHMOOR RD group-HAM '0
19	JOHN C. MULESA	8049 JEFFERSON MUNSTER
20	Priscilla Mulesa	"
21	DAVID WELLS	TOWN OF MUNSTER
22	BILL PETRITES	HIGHLAND RESIDENT
23	Dean Button	SEH, Munster, INDIANA
24	Vanessa Villarreal	VSACE, III N. Canal (Ste 600), Chgo, 60606
25	Lynne Whelan	" " "

RDA
letters

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION ATTENDANCE ROSTER

NAME OF MEETING:

DATE: 12-3-08

LOCATION:

CHAIRMAN:

PLEASE SIGN IN

	NAME (PLEASE PRINT)	ORGANIZATION, ADDRESS, PHONE NUMBER
1	Sheldon Edd	USACE 906 N. Griffith Ave Griffith
2	JERRY IWACHIW	WPNA 3220 CRESSWOOD AVE MUNCIE IN
3	STEVE ENGER	8248 Hawthorne 40321
4	Bill Howard	8101 Northcote Muncie 7768447
5	David Kusiac	8414 Northcote Muncie
6	Les & Dennis Pittermeyer	8517 Northcote Muncie
7	Brian Miner	Hammond Police Dept 509 Douglas St. 852 Hammond IN. 6330
8	Marty Wilgas Chief of Staff	City of Hammond 853-6301
9	Don & Carol Boldman	3236 Baring Rd Muncie
10	JENNIFER PELLAR	5919 Wildrose Ln Schererville Flood Relief Volunteer
11	Jay KUNKA	8344 OAKWOOD MUNCIE
12	HOPE KUNKA	8344 OAKWOOD MUNCIE
13	Josephine Whelan	8305 Northcote MUNCIE
14	DAN REPAY	7336 Arizona Ave Hammond In 46323
15	MIKE ZRANCONELLO	Southmoor Rd
16	DOUG LORENZ	SOUTHMOOR ROAD
17	Chuck Kreisl	CALUMET HARLEY MUNCIE IN. HAMMOND RESIDENT
18	J. CALAWAY	8225 Northcote Ave. MUNCIE
19	H. HNATUSKO	8216 Northcote Ave MUNCIE (812) 923-9205
20	VICKI WILLIAMS	7849 JEFFERSON MUNCIE
21	Julie Lavin	8108 Oakwood Ave Muncie
22	ROBERT LAVIN	8108 Oakwood Ave Muncie
23	RICH. KUMIEICH	8306 Baring Ave MUNCIE
24	DELORES KUMIEICH	8306 Baring Ave - MUNCIE
25	Elizabeth Jones	8102 Baring Ave. Muncie

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION ATTENDANCE ROSTER

NAME OF MEETING:

DATE: 12-3-08

LOCATION:

CHAIRMAN:

PLEASE SIGN IN

	NAME (PLEASE PRINT)	ORGANIZATION, ADDRESS, PHONE NUMBER
1	DAVIS JONES	8102 Baring Avn. WICKER Park HOMEOWNERS
2	Elizabeth Howard	8254 Northcote Munster
3	Susan W. Wood	8211 Lakewood Munster
4	PATRICIA Huber	8146 LINDEN, MUNSTER
5	PATRICIA PIEKARCZYK	8147 LINDEN, MUNSTER
6	Tom Kellman	BP 2815 Indianapolis Blvd Whiting
7	MIKE GAUTHIER	7349 CALUMET Hammond
8	Linda Poltrock	8122 Oakwood Ave. Munster
9	Robert Faray	Guyatt Golf Center - Guyatt
10	Emil Pappa	1325 R. Lygeway Ave Munster IN 46301
11	FRANKIE JONES	1031 BROADMOOR ave MUnSTER
12	Debbi Pitts	1005 River Drive, Hammond
13	Ken Pitts	1005 River Drive Hammond
14	Karen Lorenz	270 SOUTHMOOR RD HAMM'D
15	Barbara Whitaker	1921 Alta Vista Ave. Munster
16	Carol M. Ili	8350 Baring Munster
17	Joan HINKA	1806 Fairway MAPASTER
18	Donna Frazee Moore	6732 Maryland Hammond
19	Janet Moran	1620 Cherry Blossom, Munster
20	STEF WADNAPK	7123 FOREST AVE HAMMOUD
21	Anthony Broadnax	8307 White Oak, Munster
22	Sam Latham	8242 Hawthorne Dr Munster
23	Konnie Smith	8128 Northcote munster
24	John Romnick	7999 Beech Munster
25	Brian Grskovich	1001 River Drive

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION ATTENDANCE ROSTER

NAME OF MEETING: _____ DATE: _____

LOCATION: _____ CHAIRMAN: _____

PLEASE SIGN IN

	NAME (PLEASE PRINT)	ORGANIZATION, ADDRESS, PHONE NUMBER
1	STEVE YEKEL	8344 Baring Ave
2	CHRISTINE KUTKOSKI	274 Southmoor Rd,
3	STAN SLAZYK	8140 Oakwood Ave
4	MARC CAMPAGNA	1817 Crestwood Ave
5	J. Miller	8521 WINTHROP Ave., Munster
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LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION ATTENDANCE ROSTER

NAME OF MEETING: _____ DATE: _____

LOCATION: _____ CHAIRMAN: _____

PLEASE SIGN IN

	NAME (PLEASE PRINT)	ORGANIZATION, ADDRESS, PHONE NUMBER
1	John Edington	Munster Town Council
2	Roland Raffin	10230 Windsor Pl Munster
3	ROBERT RAFFIN	7843 Hohman Ave
4	MIKE WOOD	8211 OAKWOOD AVE MUNSTER
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Little Calumet River Basin Development Commission

This is the letter
that Sue Snyder
wrote to Bill. He
asked that all
Commission members
receive a copy.

S.

8512 Hohman Ave.
Munster, IN 46321

10-5-08

To: Bill Biller, Chairman
Little Calumet River Basin Commission

Subject: Future of Commission – Addendum To Letter of 2-17-08

Dear Bill:

This is an addendum to the letter I sent to you on 2-17-08.

An added responsibility when the new “Calumet Basin Commission” is set up:

It should be responsible for all storm water management in the entire area. The assignment should be to coordinate all municipal and unincorporated area storm water management, as required by the Federal Government. Also, to coordinate with other units of government that are assigned storm water management responsibilities by the Federal Government.

Sincerely,

Russ Snyder

SUGGESTIONS FOR THE REDEFINING OF THE LITTLE CALUMET RIVER BASIN COMMISSION MISSION AND GOALS

2-17-08, Rev. 10-5-08

New name: The Calumet Basin Commission

Mission: Total control, responsibility and planning for the future for all watersheds in Lake and Porter Counties which flow into Lake Michigan or into Illinois, and all adjacent and contributing wetlands. This excludes watersheds which flow into the Kankanksee River

Scope:

1. Take over residual responsibilities of the Little Calumet River Commission.
2. Expand the scope to include all rivers, creeks, streams and ditches in the designated watershed area, and including the Grand Calumet River.
- ✓3. For the Grand Calumet River dredging projects, and other related projects, the responsibility would remain with the current involved organizations until the projects are completed, unless these organizations can be absorbed into the Calumet Basin Commission sooner.

Responsibilities:

1. Flood control
 - A. Flood avoidance
 - B. Emergency handling
2. Water quality control
 - A. Sampling, manual or electronic
 - B. Fish count
3. Maintenance
 - A. Dikes
 - B. Flood control facilities
 - C. Recreational facilities
 - D. Floats-jetsom removal and control
 - E. Dredging
4. Recreational
 - A. Bike paths
 - B. Boating, canoeing
 - C. Fishing
5. Forestry, landscaping and plant control
6. Wild life management
7. Coordination with other governmental agencies and functions
 - A. Federal
 - B. State of Indiana
 - C. State of Illinois
 - D. Lake and Porter Counties
 - E. Municipalities within the district
 - F. Sewage treatment plants
8. Coordination with not-for-profit environmental agencies
9. Be responsible for storm water management within the entire system

Russell Snyder
Munster

**CONCERNING THE FLOODS AND BACKED-UP
BASEMENTS – MUNSTER, INDIANA –
SEPTEMBER, 2008:
WHO OR WHAT YOU MAY WANT TO
BLAME**

**Russell A. Snyder
10/4/08**

This is written with a background which includes: B.S. degree in Civil Engineering, Hydrology Major (South Dakota State University – 1950), former member of the preceding Little Calumet River Basin Commission (1967 – 1971), former member of the Munster Board of Parks and Recreation (1967 – 1972), former Munster Town Trustee (1972 – 1987), Commissioner, Hammond Sanitary District (1996 – present), member, Munster Historical Society (1976 – present).

Some history as it concerns the recent 13.5" rain, as recorded by the Hammond-Munster Sanitary District:

1. Up through the mid-1800s this area of Indiana was known in general as The Great Dismal Swamp. Development of agriculture and mercantile centers proceeded in other areas of Indiana and Illinois, but not in northwest Indiana. Congress passed the Drainage Act of 1852 (approx.) and set up incentives in the way of free or cheap land for draining the swamps. The Town has County Assessor's drawings from the late 1800's, and other drawings are available, which show the Cady Swamp. It stretched from well east of Griffith over into Illinois, and from the near side of U.S. 30 and coming to within a block and half of Ridge Road (then a trail). Aron Hart devised a drainage ditch system that was built (and killed him in the process). This ditch picks up water from as far away as Plum Creek in Illinois, a good bit south of U.S. 30, and empties into the Little Calumet River.. Another ditch, named the Cady Marsh Ditch, was constructed to drain the Griffith/Highland area. This, as well as the Schoon Ditch to the west, connects to Hart Ditch at the Highland/Munster town line, a little south of Fisher Street. Another major ditch, the Schererville Ditch, flows into Hart Ditch in Munster, just north of Main Street. Summary: Munster, south of Ridge Road was once all swamp up to within 1-1/2 blocks of Ridge road. Many of us built or bought our homes on land that once under a swamp.
2. The history of the land north of Ridge road shows that the Little Cal is a river that flows into the west, into Illinois, most of the time, but sometimes to the east. I personally have interviewed an old timer, Mr. Oltoff, who lived on Ridge Road near Manor Drive. He described the flood of (I believe) 1907. There was a rain

similar to the rain we recently experienced. The Little Cal stretched from what became the streets Broadmoor in Munster to 173rd in Hammond. Believed to be the same flood, the Munster Historical Society has in their records the story of a man who lived in Munster. His wife was close to delivering a baby and the doctor lived in Hammond. To get the doctor he had to use a rowboat and took his young son along. They picked up the doctor and found that with the three people in the boat it was unsafe. They dropped the son off on the Columbia Avenue bridge, which was the only thing above water. Then the doctor was dropped off on the Munster side and the man picked up the son from the bridge. The river was described as coming up to Broadmoor. The son, now an old timer, was the one interviewed. Summary: The Little Cal has flooded before in a similar manner. Many people built or bought homes on land that had once before (in recorded history) been in the flood waters.

From the above, who is to blame?

- Is it the congress of the mid 1800's for wanting the swamp lands drained?
 - Is it Mr. Hart and his associates who drained the swamp?
 - Is it the early Town Council, who never zoned the swamp and river bottom areas as unbuildable? (No government entity in the whole country did this until more recent times, and for good reason – it would take away some rights of the land owners and be a subject for a lawsuit and/or the loss of votes.)
 - Is it the land owners, who saw a chance to get a better dollar for their land than raising vegetables when they sold to developers?
 - Is it the land developers who wanted to make money?
 - Is it the architects, who wanted the work, and to make money?
 - Is it the builders, who wanted to make money?
 - Is it the people who wanted a home built, but who were not familiar with the history of the area?
 - Is it people who knew the homesite they picked was in a flood plain, but gambled on the river never rising?
 - Is it the architects and engineers, in the case of commercial and governmental construction, who did not know enough of the flood potential to design structures high enough to keep the flood waters out, or to be above the flood potential level?
 - Is it people not familiar with the history of the area who did not put in a sewer stop ball, or a stand pipe or overhead plumbing.
3. Retention ponds: The idea of storm water retention ponds was introduced into new development in Munster in the late 1970's/early 1980's, after much of the town was already built. To prevent flooding this is to compensate for all of the paved-over, roofed-over areas that have no natural water retention capability. Some other local towns also adapted this strategy of providing for storm water runoff during heavy rain events. Munster was one of the earlier towns to do this. Some towns, namely Highland, have little in the way of retention ponds. In Dyer St. Margarets Hospital had a devastating flood a month before when another

storm whiplashed us. The severity of the flood was caused by the volumes of water coming down Hart Ditch. An analysis of the situation when the flooding was stopped yielded the opinion that retention ponds were needed in Dyer, in unincorporated areas south of Dyer, and in Illinois, the beginning of Plum Creek. This earlier storms this year resulted in excessive volumes of water dumping into the Hammond-Munster Sanitary District from Highland and Griffith causing flooding in Hammond and on the Borman Expressway. A major problem identified was the lack of sufficient storm water retainage.

- Are our neighboring governments responsible for the Munster flood?
- Are the Illinois units of government responsible for the Munster flood?
- Is our county government responsible for the Munster flood? (Note: The county Surveyor is responsible for drainage systems in the county.)
- Is our state government responsible for the Munster flood?

4. About the Little Cal project:

The original planning was developed by the original Little Calumet River Basin Commission in the period of 1967 to 1971. In the early 1970's a new Little Cal Commission was set up by the state legislature. The Corps of Engineers created more solid plans, and then construction drawings. Work began, and was completed in Gary. At Cline Ave. the work stopped, then started into the Highland area, sputtered along over years, and finally reached the junction of Hart Ditch, the boundary of Highland/Munster in 2008. However, the planned constraining structure that limits the flow of the Little Cal water into Munster, has not been completed. This is designed to be in the river between the Hart Ditch junction and the Northcote bridge. It would allow some waters to flow west, but most waters would be forced east to Burns Harbor. As has been reported in the newspapers, the project is more than a decade behind schedule.

The Little Cal Commission has been the lightning rod for all of the criticism that the project is not completed. But they have lacked direct authority over two vital factors: 1.) They did not have a direct capability of obtaining money to build the project (no bonding power). They had to appeal to the state legislature for money. 2.) The responsibility for the actual design of the project, and the construction, was assigned to the United States Corps of Engineers.

- Is it the Little Cal Commission that is at fault?
- Is it the Corps of Engineers?
- Is it the state legislature that would not provide sufficient funding?
- Is it the lack of one central force within the Region (up to recently) that could speak up to the legislature, and to all others involved, directing that the project be completed.

5. Concerning the overflow of the River into Munster:

In the 1980's there was a flood occurrence. Hammond's Mayor Raskoski ordered all the dikes to be brought up to a level as high as some of the dikes, and in some cases

had new dikes built. This was contrary to what the Corps of Engineers wanted, but he did it anyway. Munster did not do the same.

- Was Mayor Raskoski at fault for what he did?
- Was the Corps of Engineers at fault for not stopping the Mayor?
- Was the Corps of Engineers at fault for not allowing Munster to raise their dikes?
- Was Munster at fault for not defying the Corps of Engineers and raising the dikes?

6. Our sewer systems, storm or combined, are designed to handle the 2 to 3 year rain. This is accepted as a normal design standard. Designing for larger capacities costs more money to build and maintain. It has been reported that the storm we had exceeded a 200 year rain.

- Should we blame the consulting engineers who design municipal systems for a sub-standard design criteria?
- Should we blame the municipalities for accepting such a low volume standard?

7. Storm water management is assigned by the Federal Government to each municipality. Analyses are required, plans made and reports generated back to the Feds. However, there is no requirement that the storm water management plans be coordinated with the neighboring communities. This should be managed on a watershed basis, and then locally.

- Who should we blame for not creating a watershed storm water management responsibility?
- Should this responsibility be assigned to the proposed new Little Cal Commission. (See the attached letter to the Little Calumet River Basin Commission.- re: Future plans.)



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

January 5, 2009

Programming and Project
Management Branch

Mr. Jody Melton
Interim Executive Director
Little Calumet River Basin
Development Commission
6100 Southport Road
Portage, Indiana 46368

Dear Mr. Melton:

As per our letter dated October 27, 2008 we are requesting that the Little Calumet River Basin Development Commission provide local cash contribution of \$605,500 for the Little Calumet River Flood Protection and Recreation Project in accordance with Articles II and VI of the Local Cooperation Agreement (LCA) executed on August 16, 1990. Please deposit the funds into the established escrow account (Number 7500-0244-4747) as specified in Article VI.6.2 of the LCA.

The Requested cash contribution represent the Commission's obligation of the 7 percent of the project costs estimated to be incurred through the end of the Federal Government Fiscal Year (FY) 2008 ending on September 30, 2009. FY 2009 began on October 1, 2008.

As was noted in the October 27, 2008 letter this amount is based on the president budget of \$8 Million, if additional Federal funds are allocated for FY 09 I will send another letter requesting the additional Non-Federal matching funds.

If you have any questions, please contact me at 312-846-5560.

Sincerely Yours,

A handwritten signature in black ink, appearing to read "Imad N. Samara", is written over the typed name and title.

Imad N. Samara
Project Manager

PROJECT ENGINEERING MONTHLY STATUS REPORT

For meeting on Wednesday, December 3, 2008

(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)

(Any data, or information, regarding modifications to contracts, pay requests, scheduling, or changes in completion dates in this report is based upon the most recent data provided to the LCRBDC by the Army Corps.

Report period is from November 1 – November 26, 2008)

COMPLETED CONSTRUCTION

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

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

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

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

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

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

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

1. Project completed in September, 1998.
Rausch Construction – Contract price: \$3,288,102
2. Received “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 6th, 1994
Kiewit Construction – Contract price: \$6,564,520
 1. A failure occurred at the concrete closure slab along the South line of protection. It was undermined and needed to be repaired.
 - N.W. Engineering submitted the design, on behalf of INDOT, on August 7th, 2008.
 - LCRBDC reviewed and then forwarded to COE for final review and comment on September 2nd, 2008. (ongoing)

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

2. 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 18th, 2003 during dry conditions in the amount of \$8,200; and wet conditions in the amount of \$11,640.

An email was sent to the COE on November 22nd, 2008, 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 Inspection Reports in September, 2008). Awaiting Corps inspection results. 1-2

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

2. Levee certification
 - A meeting was held with FEMA, LCRBDC, and the Corps on July 17, 2007 to review FEMA mapping
 - Minutes were distributed on July 18, 2007
 - Letter of response from Highland on January 30, 2008

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. 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. **(Army Corps/ LCRBDC 2008 inspection will have items that need to be addressed.)**

West Reach Pump Stations – Phase 1B:

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

North Fifth Avenue Pump Station:

1. The low bidder was Overstreet Construction
 - Current contract amount - \$2,518,988.44.
 - 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 September 7, 2007 as part of the O&M turnover.
4. Received “as-built” drawings from the Corps on 11/6/06.
5. Some minor items need to be addressed before turnover.
6. **Have not** received monthly construction status report from the COE, **since September, 2008/**
7. North Fifth Pump Station Emergency Generator
 - The LCRBDC reviewed the proposal for an emergency generator system that would run all (10) stormwater pumps and this (3) sanitary pumps in the event of a power outage.
 - LCRBDC forwarded approval of proposal to the Corps and asked them to review and submit comments to Highland engineering consultant on October 15th, 2008.

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, 2004 and the low bidder was Tallgrass Restoration, LLC.
 - 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.
 - Received approval for incremental funding in the amount of \$141,995 on March 11, 2008.
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.

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 - \$2,549,885.15
 - Amount overrun - \$248,367 (10.8%)
 - Percent completed – 99%
 - Current contract completion date – August 24, 2007
2. Received monthly construction status report from COE on November 25, 2008.
3. Final inspection was held on May 1, 2007.
 - All punch list items were addressed and project is now completed.
4. LCRBDC received a copy of the certificate of final completion by Gary on July 25, 2007 (Letter dated July 20, final signing July 23, 2007).
5. “As-built” drawings turned over to city of Gary on March 12, 2008 (Refer to O&M Report).
6. Received a letter from the Griffith Corps office on May 7, 2008 indicating the seeding and vegetation were unsatisfactory (This was within one year of substantial completion).
(Ongoing)

STATUS (Betterment Levee – Phase 2 - East) North of the NSRR, East of Burr St., and ½ mile East, back South over RR approx. 1400

1. The low bidder was Dyer Construction
 - Original bid amount - \$3,342,583
 - Current contract amount - \$3,248,492
 - Percent complete – 95%
 - Current contract completion date – July 18, 2008
 - Notice to proceed date – March 13, 2007

2. General Status

- All work on NSRR completed. Aluminum closure panels (sliding type) currently installed
- Small levee section West of Burr St. **will excavate unsuitable fill and compact and place clay as the line of protection as requested by the LCRBDC** has been approved instead of sheet piling **(This was a cost savings to the LCRBDC)**
- LCRBDC received (2) spare aluminum closure panels from the COE on October 9th, 2008. These are "slide-type" panels that will provide closure in 2 locations over the NSRR. (Part of the turnover process.)

STATUS (Stage V Phase 2) Kennedy Avenue to Northcote

A. The low bidder was Dyer Construction Company, Inc.

- Original contract amount - \$15,930,348.46 includes options)
- Total awarded amount - \$13,140,189.41
- Notice to Proceed issued October 17, 2007
- Current required Contract Completion Date – November 5, 2009
- Total Government Estimate w/o profit - \$17,411,799.89
- \$1,481,452 under estimate (8.5%)
- Actual percent complete – 52.66%

1. The NSRR, NIPSCO R/W with all construction, pipelines, and electric were withheld as an option until all signed agreements were in place.

- The modification to include this option was awarded on September 24th, 2008, and was incorporated into the contract.
- The modification was picked up at the original cost from Dyers' bid @ \$2,246,107.
- **Additional modifications are ongoing and those costs are currently not reflected in the contract cost.**

2. A progress meeting was held with the Corps, Dyer Construction, LCRBDC, and various municipalities and utilities on **November 19, 2008. (Minutes are attached)** 3-6

B. Received the file from the Corps of the solicitation documents on September 14 indicating a 750 day duration after the contractor receives their Notice to Proceed. (This projects to a completion date, without weather delays, to November 9, 2009)

- A letter was written to the Hammond mayor by the Corps (Col. Drolet) on January 18, 2008 discussing scheduling and real estate.

C. Received approved DNR permit (amendment) for Hart Ditch on April 14, 2008, allowing rip-rap and bank stabilization.

- Received IDEM public notice regarding Section 401 Clean Water Act on June 26, 2008
- **Costs to install this rip-rap are ongoing and have not yet been included in the total contract cost.**

D. A meeting was held at the Hammond Mayors' office on **November 18, 2008** to review and discuss the CLOMAR and LOMR to get part of Hammond out of the floodplain from Cline Ave. to Northcote.

- Contract completion date revised by COE from November, 2008 to November, 2009.
- A meeting was also held on **October 21, 2008** with Christopher burke, Town of Highland and LCRBDC to possibly amend the Hammond CLOMR to incorporate the Highland levee system from Cline to Hart Ditch.

1. UTILITY CORRIDOR COORDINATION (NIPSCO R/W)

A. LCRBDC Participation

1. LCRBDC completed a cost and status summary sheet (to date) as of

May 7, 2008 with all the pipelines.

- Costs approved by Corps – \$1,737,334
- This cost is final summarization
- **In the pre-construction meetings, some additional costs appear to be added to the utility re-location agreements (Costs not available – Site conditions will determine)**

2. A current summarization table for the V-2 pipeline corridor has been updated as of August 20, 2008.

B. A pre-construction meeting was held on October 22nd, 2008 with the COE, LCRBDC, all pipelines and utilities to discuss safety, security, coordination, scheduling, and points of contact.

- A second meeting was held on 10/30/08 to review fiscal responsibilities, single subcontractor for all utilities, and emergency response plan.
- **Minutes of the October 30, 2008 meeting were sent out on November 14.**

C. **NIPSCO (Completed)**

1. Received memo from the Corps dated January 3 from the Huntington District indicating estimate of \$204,551 to be fair and reasonable.
2. Signed NIPSCO agreement was received on March 25, 2008

D. **Conoco Phillips Pipe Line (Completed)**

1. Received memo from the Corps dated January 14, 2008 from the Huntington District indicating estimate of \$333,000 to be fair and reasonable.
2. Signed agreement dated July 11, 2008 was received on July 14, 2008

E. **T-Cubed (formerly Wiltel)**

1. Received a memo from the COE indicating that the cost estimate of \$18,800 was fair and reasonable.
2. Signed T-Cubed agreement was received on September 10th, 2008.

F. **Explorer Pipe Line (Completed)**

1. Received memo from the Corps dated January 16, 2008 from the Huntington District indicating estimate of \$187,779 to be fair and reasonable.
2. Signed agreement dated July 14, 2008 was received on July 14, 2008

G. **Wolverine Pipe Line Company (Completed)**

1. Received memo from the Corps on 1/18/08 from the Huntington District indicating estimate of \$102,200 to be fair and reasonable.
2. Signed agreement on July 2, 2008; was signed on June 23, 2008

H. **Buckeye Partners (Completed)**

1. Received a memo from Corps on December 6, 2007 and an email from Imad concurring that the Buckeye cost estimate for the two (2) 8" pipe lines is fair and reasonable in the total amount of \$441,669.
2. Signed Buckeye agreement was received on May 15, 2008.

I. **BP Amoco Pipelines (Completed)**

1. Received a memo from the Corps on December 6, 2007 and an email from Imad concurring that the BP Amoco pipelines cost estimate for their 8" and 22" pipelines is fair and reasonable in the total amount of \$239,335.
2. Signed BP Amoco agreement was received on May 19, 2008

J. **Marathon Pipeline LLC (Completed)**

1. Received cost estimate from Marathon on February 27, 2008 concurring that the Marathon pipeline cost estimate for their 12" and 16" pipelines if fair and reasonable in the total amount of \$210,000.
2. Signed Marathon agreement received April 25, 2008.

7-9

3. INDOT Coordination

A. Received an INDOT "18 month construction letting list" as of May 1, 2008 showing different phases/dates for their project.

B. Pump Station Coordination

- United Consulting sent a letter to the Corps on February 29, 2008 regarding their design, and asked for review and comments regarding impacts to our construction.
- The Corps responded back on March 21, 2008 indicating what compliances will be required and provided details regarding penetrations.
- **Have not received any updates or changes from INDOT or the coordination with INDOT and the Corps as of November 20, 2008.**

4. Miscellaneous Utility Coordination

A. **Gas, electric, and AT&T relocation south of old K-Mart east of Indianapolis Blvd.**

- Received a cost estimate from AT&T on November 12, 2008 in the amount of \$39,695.57.
- Forwarded to the Corps for review and concurrence on November 12, 2008
- AT&T authority for work form requests pre-payment
- Received NIPSCO drawings for layout on October 22, 2008 and forwarded them to the Corps on October 27, 2008 (concurred on November 14, with design)

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5. Soil Contamination West of Kennedy Avenue, North of Little Calumet River.

- IDEM did soil analysis and wrote letter to DNR, with a copy to the COE on October 22nd, 2008, indicating that "all observed contaminate concentrations detected in the soil verification sampling are below applicable risk assessment based closure levels."

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 - \$7,641,445
- Amount of Total Payments, to date - \$7,038,697.33 (as of 1/21/08)
- Amount Overrun - \$1,138,331 (17.5%)
- Percent Completed - 98.6%
- Original Completion Date - December 4, 2006
- Current Completion Date - September 5, 2007 (Total project completion delay due to minor items with the North Drive pump station.)

2. Received monthly construction status report from the COE on November 25, 2008

3. North Drive Pump Station

A. LCRBDC working with COE, contractor, and Highland for O&M turnover to town of Highland (Some minor items remain to be turned over)

- LCRBDC received drawings and parts turnover on September 7, 2007
- Waiting for as-built drawings to begin turnover process to the town of Highland

B. Town of Highland is requesting permission to install a new standby engine generator at the North Drive pump station on August 18, 2008. Requested COE to review & comment.

- The Army Corps approved the modification request from the LCRBDC to install the new engine generator on October 1st, 2008. (For back-up power during electric outages.)
- Cost incurred to the Town of Highland as betterment to the pump station.

4. The final inspection for this segment was held with the town of Highland, Army Corps, I.C.C. (contractor), and LCRBDC on October 12, 2007

- With miscellaneous issues remaining, a second final will be scheduled.

- Had progress meeting with I.C.C. and the Corps on August 14, 2008 to review remaining items. (primarily North Drive pump station.)

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 - \$5,734,158
 - Amount of Total Payments, to date, \$5,238,794 (as of 12/12/07)
 - Amount Overrun – \$78,247 (1.5%)
 - Percent Completed – 94%
 - Original Complete Date – July 21, 2007
 - Current Completion Date – November 27, 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)
 - Construction completion date pushed back to November, 2008, due to required repairs and replacement of non-conforming levee embankment material.
2. Received monthly construction status report from the COE on **November 25, 2008**
3. Final inspection **will be scheduled when levee embankment issue is completed.**
 - Discussion of non-conforming levee embankment material (Sta. 7N23+00 to Sta. 38+00-1500 lin.ft) requires contractor to comply with Army Corps letter dated May 29, 2008.
4. Received a copy of a letter from Krosan Development dated March 5, 2008 (received March 10) applying for permits to construct from Hammond.
 - Received a letter from Krosan on October 2nd, 2008, forwarded to the COE for comment on October 10th, 2008, indicated adverse effects to their site.

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 - \$4,219,329
 - Percent Completed – 98%
 - Original Completion Date – April 11, 2007
 - Revised 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)
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 on **November 25, 2008**
4. The final inspection was held on August 22nd, 2008 with the Corps, Dyer Construction, town of Highland, and the LCRBDC.
 - The overall inspection found few deficiencies. Some seeding and landscaping issues and stone trail herbiciding and grading. Correction was completed in summer of 2008.
 - Waiting for “as-built” drawings for final turnover to LCRBDC.

STATUS (Stage VII) Northcote to Columbia:

1. The final contract with Earth Tech to do the A/E work for this stage/phase of construction was signed and submitted by the COE on December 21st, 1999.
 - Received monthly construction status report from the COE on **November 25, 2008**
2. A new Army Corps team was put together to review and update the engineering (A field walk-thru on May 24, 2007).
3. The schedule shows a January 2009 contract award and a July, 2009 Completion.
 - Received "backcheck set" of plans and specs from the COE on October 28th, 2008. LCRBDC distributed to locals for final review and comment.
 - **Army Corps indicated on November 26, 2008 that several additional comments will be addressed before plans go out for advertising.**
4. BP Amoco has been pursuing engineering coordination for (3) existing pipelines in Stage VII that will greatly impact design since mid-October, 2007. .
5. At the request of Hammond, Munster, and the LCRBDC, consideration is needed to raise the elevation of the deck of the Columbia Avenue bridge.
 - A. This would eliminate the need to sand bag during a flood event, and keep Columbia Avenue open for police, fire, medical, and emergency reasons. (The only others would be Hohman Avenue and Indpls. Blvd.)
 - B. A meeting was held on August 28, 2008, to discuss funding, scheduling, and coordination.
 - Minutes from the meeting were distributed to all attendees.
 - Lake County Highway will raise the bridge. Anticipated engineering completion by end of 2008, out for bids in February 2009.
 - Munster/Hammond agreed to pay cost differential – COE will be requested to participate in cost equal to project features eliminated.
6. Stage VII Utilities
 - A. A summarization table was comprised showing five (5) different entities that will require agreements regarding easement impacts, and three (3) actual utility re-locations.
 - Location information has been obtained and forwarded to the Buffalo Corps for each of the 5 utilities showing easement locations. (daylighting)
 - B. The Army Corps requested daylighting (expose pipes to get GPS elevations and locations) for 11 different locations to complete 100% drawings for information to contractor and proximity to line of protection.
 - A spreadsheet was completed and sent to the Army Corps on July 22, 2008.
 - This location information was not shown on the 100% plan and spec review set. (Was shown on backcheck set.)
 - C. Agreements were put together, and sent out in August for post-construction obligations by each of the (5) entities.
 1. Utility Maintenance Agreements
 - NIPSCO – signed on September 25th, 2008
 - AT & T – signed on October 17th, 2008.
 - Town of Munster – signed on August 26th, 2008
 - HSD – signed on August 26th, 2008.
 - BP Amoco – **Signed on November 14, 2008**
 2. Utility Re-location Agreements
 - Town of Munster – signed on October 6th, 2008 (total cost is \$11,020)
 - NIPSCO – signed on September 22nd, 2008 (total cost is \$24,316)
 - BP Amoco – **Not signed as of November 20, 2008**

3. BP Amoco is the only unsigned entity for the re-location agreement

- Sent originals to Amoco in mid-September
- Met new engineer/field rep. on September 22nd, 2008
- Emphasized urgency all along
- Received a cost estimate from BP Pipelines (dated November 4, 2008) in the amount of \$675,150.
- Forwarded to COE for review on November 10, 2008 requesting cost review and scope of work review. 17-19
- COE responded on November 18 indicating a meeting be held to coordinate this estimate.

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

1. 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.
 - Received an email from Corps on January 30, 2008 with the most recent, updated schedule for engineering design.
 - Received an updated Stage VIII project schedule for the Buffalo Corps regarding design, dates for advertising, completing plans & specs, and overall project schedule (updated as of 2/15/08)
 - Received monthly construction status report from the COE on November 25, 2008
2. SEH has been contracted out by the LCRBDC to provide utility coordination.
 - A. After approval by the Commissioners at the April 9, 2008 meeting, the contract was amended to include additional work, as requested by the Corps, in the amount of \$19,586.
 - Received current, updated utility spreadsheet for underground lines crossing under levee on November 11, 2008 20
3. DC-1315 (NICTD)
 - A meeting was held with NICTD on April 22, 2008, to present easement agreements (see Land Acquisition report).
 - Final engineering data was sent to NICTD on 5/29/08 which should complete their request. Review currently with LCRBDC attorney.
4. Received a letter from the Town of Munster on October 22nd, 2008, requesting the LCRBDC purchase the 4 homes West of Hohman Avenue. (Ongoing)
 - Munster felt they could not provide adequate emergency response to this area during a flood event as they evidenced during the September, 2008 flood.

5. STAGE VIII Utilities

A. Utility Relocation Agreements (There are three (3) relocation agreements)

- NIPSCO agreements – Sent out on November 6, 2008 in the amount of \$246,828 were signed on November 26, 2008 21
- HSD agreement – Sent to the Corps for review and concurrence on October 27, 2008. Need concurrence to proceed with agreement in the amount of \$199,916. 22-25
- Munster agreement – Getting final cost breakdown. Will then get COE concurrence & execute agreement. Preliminary cost estimate approximately \$15,000.

B. Utility Maintenance Agreements (Work on all agreements are ongoing. (Each entity is one agreement and no money is required)

- NIPSCO – 3 locations
- Town of Munster – 8 locations
- HSD – 15 locations
- AT&T – 1 location

• **INDOT – 1 location**

6. Coordination with Southmoor Area

- A. A letter was written by the town of Munster on October 30, 2008 requesting this neighborhood area be pulled out of the Stage VIII contract to expedite construction.**

26.

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 - \$1,405,845.29
 - Amount Overrun - \$484,742 (53%)
 - Percent Completed – 98%
 - 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. **Have not received monthly construction status report from the COE since September, 2008.**

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
 - Percent Completed – 100% after balance of work was taken over by Thieneman Construction.
 - 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 **on November 25, 2008**
4. A meeting was held on February 27, 2008 with the bonding company, Corps, Theineman Construction, and the LCRBDC to discuss the scope of work and preconstruction issues.
 - A. The Hartford Group took over the balance of the contract on January 25, 2008. (Bonding Company)
 - Amount of contract - \$725,846
 - Notice to proceed – July 17, 2008
 - Contract completion date – July 12, 2009
 - B. Pre-construction meeting was held June 11, 2008.

Pump Station Rehabilitation – Phase 2 (Engineering being done by the Huntington District of the Corps)

Pump Station – Phase 2A

Received an email from the Corps on November 19, 2007 indicating that the contract was broken up and that 2A will include pump rebuilds of the (2) smaller stations – Forest Avenue/173rd Street, and Tapper Avenue.

- Contract awarded by June 26, 2008.

1. Contract awarded to Thieneman Construction on June 26, 2008

- Amount of contract - \$1,644,000
 - Notice to proceed – July 15, 2008
 - Date of completion – 392 calendar days after notice to proceed (June 22, 2009).
2. A plan-in-hand meeting was held on November 27 to field review the (2) pump stations in Phase 2A (Forest Avenue and Tapper).
 3. A pre-bid conference was held by the Corps on April 30, 2008, including site visits.
 4. ROE for both pump stations signed on April 16, 2008. Forwarded to Corps on June 11, 2008.
 5. Pre-construction conference was held on August 5, 2008. COE provided minutes and general information on August 22, 2008. (Full set available upon request.)
 - Preliminary bar chart, schedule provided.
 6. **Received monthly construction status report from the COE on November 25, 2008**

Pump Station – Phase 2B

1. Contract awarded to Garner Services, LLC on September 30th, 2008.
 - Amount of contract -- \$20,188,400 (includes options)
 - Company is certified as A Service Disabled Veteran Owned Small Business concern.
 - A pre-construction meeting was held on October 28, 2008.
2. Received an email from the Corps on November 19, 2007 indicating that the contract was broken up and that 2B will include pump replacements at Indianapolis Blvd., Jackson Avenue, and Southside pump stations.
3. Easement agreements are now signed (Refer to Land Acquisition Report)
4. **ROE signed by LCRBDC on October 27, 2008**
5. **Received monthly construction status report from the COE on November 25, 2008**

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. (Ongoing)
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.

Forest Avenue Levee (Levee west of Hohman Ave. along Little Calumet River and Illinois State Line (Currently on hold due to frozen funds. Cannot advertise or contract out for professional services))

1. Email to Corps on December 11, 2006 requesting inspection with Corps to determine requirements for certification. (Corps responded there are tieback issues in Illinois, FEMA needs to be satisfied, and coordination call is needed)
2. Received email from Corps on December 15, 2006 indicating this project is not part of Stage VIII and was built locally in the early 1980's, was never certified, and no

easements exist.

3. Requested information from Hammond City Engineer on May 4, 2007
4. Sent "as-builts" to Corps on 2/19/08. Corps responded we need real estate.
5. Submitted agreements to GLE Surveying on April 17, 2008, for ten (10) separate parcels (received signed agreement on April 22, 2008).
6. Field survey work completed July 16, 2008. Final layouts have been completed and acquisition process will begin as directed by the COE.
 - 75' drainage easement was overlaid onto each individual survey (refer to Land Acq. Report) on October 7th, 2008. **Was forwarded to LCRBDC attorney (memo dated 12/15/04) to COE to get authorization to go on land to do preliminary field assessment of what is required to certify. (Ongoing)**
7. **Completed preliminary estimate for construction costs for this segment in the amount of \$1.8 million on November 25, 2008 based upon all information available at this time.**

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 letter from the COE on August 2 indicating they could not be hired by the Commission to develop a design document to get FEMA certification.
 - This is due to Federal regulations regarding payment to the Corps to do design work for local entities.
3. Received infrastructure drawings from the town of Griffith on February 18th, 2008 (dated February 15) for water, storm, and sanitary lines.
 - Transmitted to Corps on February 19, 2008
 - Received past correspondence, soils information, drawings, permits, IDNR approvals, etc. from the town of Griffith (as prepared by Lawson-Fisher Associates) on February 27, 2008.
 - This was submitted to the Corps on March 14, 2008. It can supplement previous information that can be part of the Corps review after the April inspection.
4. An inspection was held on the Griffith levee on April 10th, 2008 with representatives from Griffith, the Army Corps, and the LCRBDC.
 - Received the final copy of the Army Corps "Initial Eligibility Inspection Report" on July 14, 2008.
5. An initial meeting was held with Christopher Burke Engineering on July 2 to discuss the process and scope of work necessary to certify the Griffith levee as discussed in the review set of the USACE levee certification report.
6. A follow-up conference call was held on July 10, 2008 to discuss certification as part of the Corps levee system. Anticipated tasks (sheet) was discussed for responsibilities.
7. A proposal was submitted to the LCRBDC dated July 18, 2008 (received July 24) for professional engineering for this levee in the amount of \$85,000
 - This was discussed at the August 6 LCRBDC board meeting for approval.
 - **This process is currently on hold due to frozen funds. Cannot advertise or contract out for professional services.**
8. **Completed preliminary estimate for construction costs for this segment in the amount of \$1.8 million on November 25, 2008 based upon all information available at this time.**

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.

- Currently being re-visited by the Corps for scheduling

27th & Chase Street – Pump Station Remediation

1. Preliminary 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 27th & Chase pump station.
 - Design is ongoing, and the COE anticipates drawings will be ready for review by mid-September. (Ongoing)
 - **Real estate has been established by the COE and offers have been going out (Refer to Land Acquisition Report)**
3. Legals have been completed. Title work was obtained. Acquisition process started (refer to Land Acquisition Report).

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 15th, 2004, indicating they worked out an agreement with the COE whereby flood control features will be included in their contract at no cost to the Corps, which could be credited to the LCRBDC for that portion constructed for the flood control of the Little Calumet River.
 - 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. (ongoing)
 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, and field inspection, was held with their representative on July 31, and August 1, 2007 to familiarize them with the INDOT construction.
 - They have already obtained some data for Indianapolis Blvd., Cline Avenue, Grant Street, and Georgia.
 - A letter was sent to the Detroit Corps on August 8 discussing our meeting and upcoming coordination.
 - A conference call was held with INDOT, Chicago and Detroit Corps, and LCRBDC on November 29 to discuss the fathering of information and upcoming coordination.
- B. A meeting was held on July 17, 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.
 - Minutes of this meeting were sent out and were received on the 27th of July.

Jim Pokrajac

From: Jim Pokrajac [jpokrajac@nirpc.org]
Sent: Saturday, November 22, 2008 12:30 PM
To: 'imad.samara@usace.army.mil'
Cc: 'william.a.rochford@usace.army.mil'; 'jvamos@nirpc.org'
Subject: FW: Drainage easement south of West 30th, between Calhoun St & Colfax St, Gary, IN

Imad,

Attached is a request from a resident (Gary Lee), who resides in the area West of Calhoun and North of the NSRR. During the last event during the flood it seems that the drainage ditch we constructed during the Stage IV-1 (North) project posed a safety hazard to the residents with the excessive amount of water flowing through it. I remember that during the design process the LCRBDC questioned the open ditch concept and it had something to do with elevations needed for drainage. The question needs to be responded to. Could you please help me?

The second part has to do with the ongoing sloughing that goes into the ditch. At the end of the IV-1 (North) contract, the problem was still occurring and the contractor tried putting down some kind of fabric and a different seed mix. We were told that if it didn't work that some type of remediation could be done. Since that time the LCRBDC has had to clean the concrete ditch bottom out twice to remove the soil that had sloughed in, and upon which, cattails and other plant growth had begun. This obviously slows down the flow which ultimately goes to the Burr St. retention pond and pump station East of Burr. This problem goes all the way from Stevenson to Calhoun. From experience in this area, it appears that there is a seam of sand that flows through this whole area, approx. 3-4' deep. This also happened on the North embankment of the Burr Street retention pond where it blew out the clay lining and was remediated by excavation and installing some type of perforated pipe that drained through the new clay that was replaced. Similarly, in the Burr Street Betterment Levee- Gary, the drainage ditch South of the NIPSCO R/W between Colfax and Burr had the same problem and we used some type of jute and special seed mix. Could something be done to prevent this ongoing problem from continuing? We have not received the report from this years' inspections, but I think that this may be an issue in that report.

Thanks,

Jim

From: MikiInc@aol.com [mailto:MikiInc@aol.com]
Sent: Tuesday, November 18, 2008 4:45 PM
To: jpokrajac@nirpc.org
Subject: Drainage easement south of West 30th, between Calhoun St & Colfax St, Gary, IN

Nov. 18, 2008

Dear Mr. Pokarjac:

Per our telephone conversation of yesterday, the following are some of my concerns regarding the easement on the south end of the property at 5997 West 30th Ave.

11/22/2008

At times there is a significant amount of water either being held or flowing through the drainage ditch. During those times there is a potential drowning hazard for children in the neighborhood. I know as a child growing up in this neighborhood my friends and I would have been most certainly have been drawn to the water. If the unthinkable were to happen I am sure as property owners myself and my neighbors would be drawn into litigation. This hazard was not there prior to the construction of the ditch and I do not believe we should be subject to a possible suit.

Additionally, it seems a better job could be done at keeping the concrete portion of the ditch cleaned of the soil, aquatic weeds and their root balls. I keep both sides of the ditch mowed on my property, so I know that 2 to 4 feet of bank sides are constantly wet. Erosion is a constant problem and will never stop. As the center fills with sand the banks stay wetter, I sure making the problem worse. Right now there is probably 4 to 6 inches of sand in the center along with the silt and top soil along the edges of the concrete. In the summer the vegetation is completely out of control, sometimes reaching heights of 6 feet.

I do not understand why a concrete tube was not put in on the west side of Calhoun St as it was on the east side. That would have taken care of all these problems.

Please advise as soon as you can of any solutions you might have. You can email me at mikiinc@aol.com.

Sincerely,
Gary Lee

11/22/2008

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Minutes
PROGRESS MEETING NO. 23
November 19, 2008, 9:00 AM
LITTLE CALUMET RIVER LOCAL FLOOD PROTECTION
W912P6-07-C-0011 STAGE 5 PHASE 2
USACE Field Office, Highland, IN

1. Participants:

USACE: Scott Babcock
Sheldon Edd
Kendall Zabrowski
Doug Anderson - phone

Dyer: Jon Shaner

Other Agencies:

James Pokrajac - LCRBDC
Bill Timmer - HFD
Bill Simes - USEPA
Bob Huffman - LCRBDC

2. Progress: Actual thru November 19: 67% \$11.6 M Scheduled thru December 3: 70% \$12.0 M

Original Contract Completion Date: November 5, 2009
Original Contract Amount: \$13,140,189.41
Obligated Amount: \$13,055,707.67

Current Required Completion Date: November 5, 2009
Current Contract Amount: \$17,209,025.43
Payments to Date: \$9,346,109.40

3. Work Since Last Meeting

- a. Placing soil for the Wicker Park levee
- b. Preloads installed, some settlement measurements taken, largest settlement realized in 0.07' to date

4. Work Expected or Scheduled Within Next Two Weeks:

- a. Concrete and impervious fill, sheet pile.
- b. Installing the Kennedy N. drive change
- c. Continuing coordination with utilities

5. Critical Work Activities in Project Schedule:

- a. Earthwork and concrete phases of construction, utility corridor work.

6. Old Business:

- a. Power line near the West of Indianapolis Pedestrian Bridge. USACE working on it.
- b. SS034 Bridge Coatings moved up in priority with the acceptance of shop drawings
- c. Dyer to re-examine hauling plan post utility award.
- d. Utilities in the area of Builders square are in the process of getting agreements between LCRBDC and owners.
- e. Dyer will look into the abandoned pump station near Indy Blvd. and let USACE know if the concrete removal/clay backfill is still feasible.

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7. New Business:

- a. Discussed the Emergency Response Plan, to be revised per comments made at meeting and by comments to be made by US EPA and Bill Timmer, HFD

7.1 Potential Conflicts Requiring Resolution:

- a. .

7.2 Potential Items of Public Interest (Opportunities for the USACE Public Affairs Officer to communicate proactively with the media and the public):

- a. .

7.3 Local resident/community official inquiries concerning the job, press releases, and articles in the press:

- a. .

7.4 Potential Differing Site Conditions / Plan of Action to Verify and Resolve Potential Problems:

- a. .

7.5 Potential problems concerning the plans or specifications not listed in the field changes below

- a. .

7.6 Safety of present operations

All persons are reminded that they must wear a helmet and steel toed footwear while within the work limits regardless of work performed or visit duration.

- a. Earthwork
 - i. Backing, Pinch points
 - ii. Tripping hazard
 - iii. Public traffic safety
- b. Concrete
 - i. Equipment and forms, falling, backing, tying off

8. Submittal Status:

Outstanding Submittals (submittals not returned within 30 days):

- a. None.

Key Submittals in Review:

The Calumet Area office/Chicago District office is currently reviewing the following submittals:

- a. Utility emergency response plan – just submitted

Upcoming Submittals:

- a. Flap/Sluice gates

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Minutes
PROGRESS MEETING NO. 23

November 19, 2008, 9:00 AM

9. Field Changes/Modifications

Prioritization of modifications which have not been issued or rescinded:

The work for the following modifications have been performed, and the paperwork has not been completed for contractor payment:

RFP 0015 SS031	Seepage Cutoff Trench
RFP 0019 SS035	Pipes and Tiles in levee footprint

The work for the following modifications need to be performed in order to avoid holding up the contractor's progress. Modifications need to be issued/negotiated

RFP 0018 SS034	West Kennedy ped bridge coatings
RFP 0013 SS023	Indy Gatewell
RFP 0017 SS032	Indy abandoned pump station
XXXXXXXXXXXXXXXXXXXX	W. of Indy Ped Bridge alignment, approach elevation, pipes
XXXXXXXXXXXXXXXXXXXX	Cabela's Pump station modification, elevation raise (not yet issued)
RFP 0008 SS022	18" Corrugated pipe in Wicker Park – partial work performed.
RFP 0014 SS020	Baring Gatewell (waiting on the redesign of downstream phases post flood.)

The work for the following modifications has not been performed; modifications have not been issued, and are not holding up the progress of the contractor at this time:

RFP 0016 SS016	Hart Ditch Riprap
RFP 0012 SS006	Fence and Trail Tops

RFP's have not been issued:

Additional Rip Rap along various stream banks

- a. RFP 0008 SS022 18" Corrugated pipe not on plans discovered to have been severed by sheet piling at Parkway Drive – issued 5-14-08. Dyer response sent 5-23-08. **USACE acceptance needed.**
- b. RFP 0012 SS006 Fence in Wicker Park – 5' chain link & Barb wire to become 6' no barb wire and changes in the levy top trail – deletion. USACE sent RFP mid-June (undated letter) Dyer **response needed**
- c. RFP 0013 SS023 96" pipe: USACE District redesign of 96" gatewell location and dimensions. 96" pipe not needed to be removed completely. RFP sent 6-17-08. Dyer response sent 7-6-08, sent updated response 7/14 due to change in the wall overhang. **USACE acceptance needed**
- d. RFP 0014 SS020 Baring Ave. Pump station and overflow rerouting. Received 6/27 Dyer response sent 8/14. **USACE response pending. This RFP likely to be edited post flood concurring with downstream design.**
- e. RFP 0015 SS031 Seepage cutoff. **USACE acceptance needed.**
- f. RFP 0016 SS016 Hart Ditch Riprap sent 7/2. Dyer response sent 7-17-08. **USACE response needed.**

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- g. RFP 0017 SS032 Pump Station flowable fill sent 8/4. Dyer response sent 8/27. **USACE response needed.**
- h. RFP 0018 SS034 West of Kennedy Ped Bridge Stainless fasteners/bituminous coating. Dyer response sent. **USACE acceptance needed.**
- i. RFP 0019 SS035 pipes and tiles discovered by inspection trenches sent 9/3/08. Dyer response sent 9/8/08. **USACE response pending.**

Modifications Executed to Date

Mod. #	Change#	Title/Amount	
P00001	SS004	Incremental Funding -	\$3,000,000.00
P00002	SS003	Exercise Bid Options 0035AA - 0035AG -	\$502,491.56
P00003	SS010	Administrative Contract Modification -	\$0.00
P00004	SS012	Admin Action for Equip. Expense Schedule -	\$0.00
P00005	SS021	Incremental Funding -	\$3,000,000.00
A00001	SS014	Drawing Corr. and Arsenic Testing Delete -	\$0.00
A00002	SS018	Delete Northcote Sandbag Closure -	-\$30,990.00
A00003	SS011	Debris in Drive Line, Hart Ditch I-Wall -	\$27,211.50
P00006	SS030	Incremental Funding -	\$3,189,746.17
A00004	SS013, SS024	USGS Demolition, Levee Footprint Change -	\$13,261.38
A00005	SS027	Pedestrian Bridge Fasteners & Deck Isolation -	\$4,707.39
A00006	SS002, SS029	Ladder Safety Cage, Lifting Hole Repair -	\$35,715.93
P00007	SS033	Exercise Bid Options 0034, 0038 to 0043 -	\$2,246,107.49
P00008	SS039	Incremental Funding -	\$150,538.00
A00007	SS005	N. Drive I-Wall Change	\$338,295.03
A00008	SS017	N. Drive @ Kennedy	\$62,478.84

The next progress meeting is TBD due to the holiday and winter timeframe, scheduled for Wednesday, December 3 or 10, 2008, at 9:00 a.m. Central Time at the temporary field office on Kennedy in Highland. Dyer Construction will email participants of the meeting.

Comments or questions? 219-865-2961 or jshaner@dyerconstruction.com

After lengthy discussion the following is a Summary of the main points of discussion from the Utility Corridor Preconstruction meeting on Thursday 30 Oct 2008:

Emergency Response Plan (ERP) and Other Environmental Concerns

- There needs to be two main points to the ERP. The first addresses the response procedure should a known pipeline produce a leak and immediate response is needed. The second should be if an unknown situation and source is encountered and a remediation would be the response needed
- The three potential scenarios that could be encountered on-site are:
 1. A contaminant is identified in the groundwater as a result of installing or operating the dewatering system
 2. An unknown contamination or pipeline is encountered during site work that is leaking or has been made to leak
 3. A known pipeline is made to leak during site work
- Emergency Response equipment will be staged on-site by Heritage and will be kept secure in a trailer. Explorer has agreed to front the cost of keeping the equipment on-site.
- Heritage will be the initial response contractor and can be on-site in 1-2 hours in case of an emergency. Currently Explorer, BP and Wolverine have contracts with Heritage. Conoco/Phillips and Buckeye have had contracts previously with Heritage. Marathon will be checking to see if this is agreeable.
- The Fire Department can be on-site immediately and start response within an hour and would probably start to deploy the booms as the situation requires
- The Emergency response plan needs to address the following:
 - o Emergency Access Road for the SE quadrant: Potentially the bike path or along the I-Wall off of Kennedy Ave.
 - o Emergency Access Road for the NE quadrant: Potentially placing stone over the existing Nipsco access road or along the levee off of Kennedy Ave.
 - o Access points for boats and other emergency equipment from both the North and South sides of the river, east and west of the NSRR bridge
- The Emergency Response Plan shall include all activities, access areas and emergency contact information up until the emergency response has actually started with personnel on-site and equipment activated.
- All utility companies need to provide Dyer with a copy of their Emergency Response Plans and a single emergency contact phone number.
- In case of an emergency the 911 dispatch will be the first phone number called. The dispatch will call all the listed emergency contacts provided to Dyer and the Fire Department. Heritage's contact information needs to be included.
- Additional Emergency Contacts:
 - o (National) EPA (via Coast Guard): 1-800-424-8802
 - o (State) IDEM: 1-888-233-7745

South East Side

- Dyer will be providing Dewatering, Site Access and potentially clay fill material on-site for the Utility Companies to use for backfill
- Work will be staged in sections, roughly 50' if possible, allowing for fewer Utility Companies to be present at one time.
- A General Schedule of work to be expected was described and is as follows, with work starting east and heading west.
 - o Day 1 -- Begins after approval of the Emergency Response Plan. Dyer anticipates three (3) days of work to prepare the site
 - o Day 3 -- (BP) 5 days of work (including backfill)
 - o Day 8 -- (Nipsco) 15 days of work for three pipes
 - o Day 23 -- (Dyer) 4-5 days of work the drive sheet piling, can then place dirt over the piling to bring the existing level of protection back
 - o Day 30 -- (Buckeye) 5 days of work
 - o Day 35 -- (Wolverine) 10 days of work for two pipes
 - o Day 45 -- (Buckeye) 10 days of work for two pipes
- Access to the site will be provided by Dyer via an approximately 1,400' long, 15' wide, clay expanse that parallels the North Drive I-Wall.

North East Side

- Dyer will be providing Dewatering, Site Access and potentially clay fill material on-site for the Utility Companies to use for backfill
- The North Side area is a marshy-swampy area and at some locations there is minimal cover over existing Utility lines. Utility Companies described the need to coordinate and construct a suitable access road to the site for all utilities to use.
- There are two potential access roads to the site:
 - o The first is along the clay levee Dyer has been constructing, which is approximately 1,400' long, 20' wide with an 8' ramp (for a settlement preload area) along the route
 - o The second is an unsuitable NIPSCO corridor access road

Other Information

- The Utility Corridor is broken into quadrants: Southeast, Southwest, Northeast, and Northwest
- Contractually, when Dyer begins work on a certain area, they have 30 days to prepare the site for the Utility Companies, then the Utility Companies have 60 days to complete their work before turning the site back over to Dyer.
- The Utility Companies need to coordinate with each other to ensure that there is adequate cover over neighboring pipelines during pipeline work.
- Regarding Dewatering: The utility companies expressed concern that a sump system would be insufficient to dewater both the North and South side job sites. It was suggested that a well-point system be installed to Dewater the sites.

- TO Utility Companies, FROM Jim Pokrajac, Lil Cal Commission: if costs rise above the original estimates, provide an itemized documentation of work to be performed so that you will be reimbursed.
- It appears that it may be at least 30 days before any work begins on the Utility Corridor
- When construction begins on the Utility Corridor, Dyer will hold weekly progress meetings. Utility Companies are welcome to attend these meetings and will be notified when their attendance will be required at these meetings



Customer Request Number : 123606
Project Number : 7067403

Date : 11/12/2008
Customer ID : 109541

Billing Information

Billing Party's Name : THE LITTLE CALUMET RIVER BASIN COMMISSION

Phone : (219) 763-0696

Billing Address : 6100 SOUTHPORT RD
PORTAGE, IN 46368

Contact Name : JIM POKRAJAC

Phone : (219) 763-0696

Work Description & Engineering Remarks : RELOCATE FACILITIES @ 7849 INDIANAPOLIS BLVD., HAMMOND, IN
WORK ORDER CONSISTS OF ALL ASSOCIATED LABOR, MATERIAL, SPLICING, (7) BAG OF CONCRETE, (883') PLACE 4" PVC, (21') PLACE CONCRETE ENCASING, (33SQ) SAW, CUT & RESTORE ASPHALT, (1) PLACE HANDHOLE, (1YD) GRAVEL, (2) HAUL & DISPOSE OF SPOIL DISPLACED BY STABILIZED MATERIAL, (735') PLACE 2" INNERDUCT, (2) PLACE PEDESTAL, (850') PLACE 200PR CABLE, (800PR) JOIN PAIRS - NEW SHEATH, (400PR) JOIN PAIRS - NEW SHEATH, (2) 300PR - JOIN PAIRS - NEW SHEATH, (200PR) TRIM OUT PAIRS, (50PR) TRIM OUT PAIRS, (50PR) TERMINAL TRIM OUT ONLY, (600PR) TRIM OUT PRS, (11PR) TRANSFER REGULAR PAIRS, (1870') PLACE INNERDUCT, (1346') PLACE FIBER, (2) 24FB - SPLICE FIBER - NEW SHEATH, (24FB) TRIM OUT FIBER, (110') MOVE FIBER SLACK, (440') PLACE 50PR CABLE, (2) 50PR - JOIN PAIRS - NEW SHEATH, (200PR) TERMINAL SPLICE, (1) PLACE TERMINAL, (50PR) COPPER AC CONFORMANCE TEST, (11 EA) LINE STATION TRANSFER.

Expenses	Amount
Engineering Labor	\$ 4,528.51
Material Cost	\$ 7,659.35
Construction Labor	\$ 18,807.97
Contractor Cost	\$ 8,699.74
Misc. Tax	\$0.00
Total Estimated Costs	\$ 39,695.57

OSPE Representative: MARIA WEST

Title: AT&T MANAGER

Phone #: 262-970-8406

Jim Pokrajac

From: Jim Pokrajac [jpokrajac@nirpc.org]
Sent: Wednesday, November 12, 2008 4:23 PM
To: 'Samara, Imad LRC'
Cc: 'sheldon.d.edd@usace.army.mil'; 'douglas.m.anderson@usace.army.mil'
Subject: FW: Estimate of Costs - CR#123606



CR#123606.pdf
(13 KB)



4408A Maria.doc
(75 KB)

Imad,

It seemed to take forever to get AT&T moving to get an estimate together for their utility relocation behind K-Mart as part of the Stage V- Phase 2 project. I would like you to review these costs to determine that they are fair and reasonable. If you concur please let me know so I may proceed with the utility relocation agreement.

In the same area I forwarded you the drawings from Frank Janosi from NIPSCO on October 27th to see that their design and layout are OK with the corps. To date I have not received a response. When you respond that they are OK, I will then forward you the NIPSCO cost estimate to also have you review and approve.

In the cost estimate from AT&T, they indicate that they want to be prepaid for this action. As you know we have virtually no money at this point in time. In an earlier conversation with Dyer Construction they indicated to me that the earthwork in this area is virtually completed and that these relocations will primarily allow the construction of the collector ditch. I'm not sure what can be done in the near future with excavation or re-grading, but is it possible that the ditchwork might be done in the Spring of 2009? If so, we would deal with it early next year.

Thank you,

Jim

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

From: WEST, MARIA L (ATTASIAIT) [mailto:mw2834@att.com]
Sent: Wednesday, November 12, 2008 3:23 PM
To: JPOKRAJAC@NIRPC.ORG
Subject: Estimate of Costs - CR#123606

James,

Attached is the estimate of costs for relocating facilities at 7849 Indianapolis Blvd., Hammond, IN.

Any questions feel free to contact me.

<<CR#123606.pdf>>

<<4408A Maria.doc>>

Thank you,
Maria L. West
AT&T Midwest-Manager
CWO Center
262.970.8406

//



Customer Request Number : 123606
Project Number : 7067403

Date : 11/12/2008
Customer ID : 109541

Work Authorization:

I acknowledge that the work described under this agreement is to be completed for my benefit and at my request. I understand that according to the tariffs of Indiana Bell Telephone Company, Incorporated, d/b/a SBC Indiana, an Indiana corporation on file with the Indiana Utility Regulatory Commission, or the FCC, as applicable, that it is my responsibility to pay those costs incurred by AT&T INDIANA to complete the work requested.

I understand that if I cancel this work authorization subsequent to acceptance, I am responsible for payment of all engineering costs incurred by AT&T INDIANA prior to actual work being performed.

I further understand that if changes are required at my request, I will be responsible for any additional costs incurred by AT&T INDIANA after the initial cost estimate(s) have been prepared.

I understand that I must prepay the estimated charges as stated on page one (1) of this contract prior to the commencement of any work by AT&T INDIANA. I also understand that if actual charges exceed the estimated costs I will not receive any additional billing unless I have pre-authorized the additional billing due to a change requested by me or my representative(s). Pre-payment should be in the form of a certified check or money order, payable to AT&T INDIANA.

Signature_____
Date_____
(Print)

For Business Customers Only**Corporations:**

Agreement must be signed by an officer of the Corporation or Company and attested; or, be accompanied by a certified resolution of the Board Of Directors authorizing execution by an official of the Corporation or Company

Partnership:

Agreement must be signed by all partners.

Municipalities or Governmental Agencies:

Agreement must be accompanied by a certified resolution authorizing the official signing the agreement to execute on behalf of the Governmental Entity. The resolution should not be certified by the same official signing the executed agreement.

Name of Corporation/Company/Partnership/Governmental Entity: _____

Signature_____
Date_____
(Print)_____
Title

IF THIS AGREEMENT IS NOT SIGNED AND ACCEPTED WITHIN THIRTY (30) DAYS OF THE DATE ON THIS CONTRACT,
THE ESTIMATED COSTS ASSOCIATED WITH THIS CONTRACT ARE NULLIFIED AND INVALID.

Jim Pokrajac

From: Cunningham, Matthew W LRC [matthew.w.cunningham@usace.army.mil]
Sent: Friday, November 14, 2008 5:51 PM
To: Jim Pokrajac; Samara, Imad LRC; Edd, Sheldon D LRC; Babcock, Scott L LRC
Cc: FJanosi@NiSource.com; jrcarr@NiSource.com
Subject: RE: Levee @Interstate Plaza (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

All,

I wanted to let you know I reviewed the drawings and everything looks great.
No comments on the relocation.

Thanks

Matt

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

From: Jim Pokrajac [mailto:jpokrajac@nirpc.org]
Sent: Monday, October 27, 2008 6:12 PM
To: Samara, Imad LRC; Cunningham, Matthew W LRC; Edd, Sheldon D LRC; Babcock, Scott L LRC
Cc: FJanosi@NiSource.com; jrcarr@NiSource.com
Subject: FW: Levee @Interstate Plaza

To all,

Sorry I didn't get this to you earlier. Could you please review the attached layout from Janosi (NIPSCO) for the gas and electric relocates behind the old K Mart to assure this meets the needs of the contractor to do work in that area. If they are acceptable, I will get a cost estimate from NIPSCO and enter into a relocation agreement. Any suggestions, revisions, or modifications should be noted.

Thanks,

Jim Pokrajac

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

From: FJanosi@NiSource.com [mailto:FJanosi@NiSource.com]
Sent: Wednesday, October 22, 2008 6:15 PM
To: jpokrajac@nirpc.org; all1242@att.com
Cc: jrcarr@NiSource.com
Subject: Levee @Interstate Plaza

Jim,
Attached below is a pdf file with my proposed relocation drawings for the gas and electric facilities into the new easement behind Kmart. Once it is confirmed that this proposal is acceptable, I will then firm up the estimates and forward them to you. Also, I'm not sure what the status is regarding the new easement for this area (John, any comments?).

Angelo,
Please give Dick Bochart copies of the drawings for his use on the telephone relocation. Call me if you have any questions. Thanks

(See attached file: Levee-InterstatePlaza.pdf)

Frank Janosi
Nipsco Project Engineer
1460 E. 15th Avenue

Jim Pokrajac

From: Cunningham, Matthew W LRC [matthew.w.cunningham@usace.army.mil]
Sent: Wednesday, November 26, 2008 3:37 PM
To: Jim Pokrajac; Samara; Imad LRC
Cc: glh@garcia-consulting.com
Subject: RE: Comments on Stage 7 Final Backcheck Review Set (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

All,

The 2 comments below about the Stage 7 final backcheck plans have been/or will be corrected before the plans go out for advertisement. Gregg has seen my revisions to the temporary easement on DC-1204 and I have corrected my note on C-14 with the correct elevation, but the profile view with the correction is still being updated by our structural engineer to account for this change.

Thanks

Matt

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

From: Jim Pokrajac [mailto:jpokrajac@nirpc.org]
Sent: Monday, November 03, 2008 5:10 PM
To: Cunningham, Matthew W LRC; Samara; Imad LRC
Cc: glh@garcia-consulting.com
Subject: FW: Comments on Stage 7 Final Backcheck Review Set

Matt,

Attached are a couple comments from Garcia regarding the Stage VII Backcheck set. Please make the necessary revisions. Any questions please get in touch with Gregg Heinzman from Garcia.

Thanks,

Jim

From: Gregg Heinzman [mailto:glh@garcia-consulting.com]
Sent: Monday, November 03, 2008 8:08 AM
To: Jim Pokrajac
Subject: Comments on Stage 7 Final Backcheck Review Set

Jim,

We have the following two comments on the Stage VII Final Backcheck Review Set of drawings

that you gave us for review on October 29:

1. The revised and expanded temporary easement on DC-1204 (Szany) is not reflected on drawing C-04.
2. On drawing C-14, the top of pipe elevation of the active 6" gas line should be 596.3 instead of 591.3 (per our Daylighting Table issued August 20, 2008, copy attached).

If you have any questions, please contact us.

Gregg L. Heinzman PE SE LS

Senior Vice President

Garcia Consulting Engineers

7501 Indianapolis Boulevard

219.989.1954

Hammond, IN 46324

Fax: 219.989.3321

Classification: UNCLASSIFIED
Caveats: NONE



Little Calumet River Basin Development Commission

6100 Southport Road
Portage, Indiana 46368

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

WILLIAM BILLER, Chairman
Governor's Appointment

ROBERT MARSZALEK, Vice Chairman
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DAN DERNULC
Governor's Appointment

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Governor's Appointment

RON McAHARRON
Dept. of Natural Resources' Appointment

JOHN MROCZKOWSKI
Governor's Appointment

VACANCY
Executive Director

LOU CASALE
Attorney

November 13, 2008

Ms. Marcie McPike
Right-of-Way Specialist
BP Pipelines (North America) Inc.
28100 Torch Parkway
Suite 600
Warrenville, Illinois 60555

Dear Marcie:

Enclosed please find one copy each of the fully executed Utility Maintenance Agreements with the LCRBDC and BP Pipelines and BP Products. These agreements address any maintenance or inspections to be done to the pipelines in the Stage VII segment of construction (Northcote Avenue to Columbia Avenue in both Hammond and Munster).

I have also sent the Utility Relocation Agreements to you today in overnight mail for this same construction segment. We appreciate any thing you can do to expedite the approval and signatures from BP Pipelines.

Thank you for working with us in executing these agreements. Please call me if you have any questions.

Sincerely,

James E. Pokrajac, Agent
Engineering/Land Management

/sjm

cc: Lou Casale, LCRBDC attorney

Jim Pokrajac

From: Samara, Imad LRC [Imad.Samara@usace.army.mil]
Sent: Tuesday, November 18, 2008 1:49 PM
To: Jim Pokrajac
Cc: Cunningham, Matthew W LRC; Druzbecki, David E LRC; Edd, Sheldon D LRC
Subject: FW: Stage 7 Little Calumet River Basin Development - Preliminary Estimate Subject to Change (UNCLASSIFIED)



BP Stage 7
estimate Review.doc

Jim please see the attached file for USACE comments. And also see the suggestion in the email below.

It appears that little coordination took place between BP and USACE regarding this relocation. I suggest that a meeting with the appropriate people from BP is suggested to better coordinate their work and USACE work.

Imad N Samara
Project Manager
USACE, Chicago District
Chicago, IL 60606
(W) 312-846-5560
(F) 312-353-4256
(Cell) 312-860-0123

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

From: Druzbecki, David E LRC
Sent: Tuesday, November 18, 2008 8:36 AM
To: Samara, Imad LRC
Cc: Groboski, John A LRC; Cunningham, Matthew W LRC
Subject: RE: Stage 7 Little Calumet River Basin Development - Preliminary Estimate Subject to Change (UNCLASSIFIED)

Imad,
Without knowing their basis for estimate it makes it difficult to do an in depth review. It seems it would definitely have been less expensive for BP to give us their requirements for what they expect and include that in our contract. Possibly limit access/pipeline crossings, temporary fence off certain areas if possible, steel plate/crane mats for work near/over pipeline, etc.). They probably assumed the worse case scenario for their estimate and assumed they would need to do everything. That said the attached document contains some general comments regarding the estimate (I also incorporated Sheldon's):

I'll talk to Matt and see if a meeting may help resolve some of these issues.

Dave

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

From: Samara, Imad LRC
Sent: Mon 11/17/2008 3:05 PM
To: Druzbecki, David E LRC
Cc: Groboski, John A LRC; Cunningham, Matthew W LRC
Subject: RE: Stage 7 Little Calumet River Basin Development - Preliminary Estimate Subject to Change (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

thanks

Imad N Samara
Project Manager
USACE, Chicago District
Chicago, IL 60606
(W) 312-846-5560
(F) 312-353-4256
(Cell) 312-860-0123

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

From: Druzbecki, David E LRC
Sent: Monday, November 17, 2008 2:38 PM
To: Samara, Imad LRC
Cc: Groboski, John A LRC; Cunningham, Matthew W LRC
Subject: RE: Stage 7 Little Calumet River Basin Development - Preliminary Estimate Subject to Change (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

Imad,
I was just starting to review this, I was finishing up another review for LRB that I needed to get in DrChecks. I know I didn't have anything in my IGE for anything like this so it's probably not a duplication. As you know, we have worked around many pipelines and I haven't seen one quite like this. Even working over the multiple pipelines in the utility corridor of 5-2 wasn't this much.

One thing I noticed was the purchase of 195ea crane mats for \$122K. I'm not sure how they came up with this particular qty or the overall duration of this work but at first look it seems high, particularly on the admin side. I should have something for you tomorrow.

Dave

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

From: Samara, Imad LRC
Sent: Monday, November 17, 2008 1:52 PM
To: Druzbecki, David E LRC
Cc: Groboski, John A LRC; Cunningham, Matthew W LRC
Subject: RE: Stage 7 Little Calumet River Basin Development - Preliminary Estimate Subject to Change (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

Dave how is this coming we need to get it back to the LS ASAP.

Imad N Samara
Project Manager
USACE, Chicago District
Chicago, IL 60606
(W) 312-846-5560
(F) 312-353-4256
(Cell) 312-860-0123

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

From: Samara, Imad LRC
Sent: Thursday, November 13, 2008 9:12 AM
To: Druzbecki, David E LRC
Cc: Groboski, John A LRC
Subject: FW: Stage 7 Little Calumet River Basin Development - Preliminary Estimate Subject to Change

Please review make sure there is no duplication of effort.

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Imad N Samara
Project Manager
USACE, Chicago District
Chicago, IL 60606
(W) 312-846-5560
(F) 312-353-4256
(Cell) 312-860-0123

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

From: Jim Pokrajac [mailto:jpokrajac@nirpc.org]
Sent: Monday, November 10, 2008 6:14 PM
To: Samara, Imad LRC; Cunningham, Matthew W LRC; 'Dean Button'; Edd, Sheldon D LRC; Anderson, Douglas M LRC
Cc: rmcahron@dnr.in.gov; biller6625@comcast.net
Subject: FW: Stage 7 Little Calumet River Basin Development - Preliminary Estimate Subject to Change

Imad/Dean,

Attached is a cost estimate from BP in the amount of \$675,250. Would you please do a preliminary review of this cost estimate to see if there are any items included that would actually be part of the contract rather than a utility relocation by the commission. After your responses I can forward this to BP to modify accordingly. As an example, refer to page 2, second item down, which includes construction mats. Isn't this something our contractor does? Please let me know.

Jim

From: Dittmann, Phil [mailto:phil.dittmann@bp.com]
Sent: Monday, November 10, 2008 5:04 PM
To: jpokrajac@nirpc.org
Cc: Foster, Marcie L; Rybarczyk, Ronald D
Subject: Stage 7 Little Calumet River Basin Development - Preliminary Estimate Subject to Change

As you requested earlier today here is a copy of the preliminary estimate developed for this project. I have scheduled a required review of this estimate with our internal controls group for late this week. I will make every effort to update the results to you upon completion of this review..

I will also on your recommendation make separate remarks to the Corp's latest set of review drawings. Our requirements for wood matt and/or 5' minimum compacted ground cover requirements that are necessary in the construction zone when work is being done over our lines. I will forward these comments to you on Tues 11/11/08.

Thank you for your patience as we complete this last steps of our review.
estimate/comment.

<<20944 S-D EST Little Calumet River Development Estimate Rev2WB+MWN.xls>>

Phil A. Dittmann
District Project Manager; Central & MidAmerica Business Districts - North, BP Pipelines & Logistics N. A., Inc - Merrillville Office

8230 Whitcomb Street, Merrillville, IN 46410
Voice: 219 736 5866, X329 (DO NOT LEAVE VOICEMAIL)
Mobile: 219 616 6685 (VOICEMAIL OK)
Fax: 219 736-3819

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STAGE VIII LATEST UTILITY SPREADSHEET (NOV. 11, 2008)

Status of Utility Lines Crossing Under Stage VIII Levee
US Army Corps of Engineers
Little Calumet River Basin Development Commission
November 11, 2008

Utility No.	Owner	Project Station	Type	Diam (Inches)	Description	Locals Proposed Action	Type	Criteria for leaving existing pipelines in foundations of proposed levees						Criteria met	Criteria not met	Criteria to be checked	Comment
								1	2	3	4	5	6				
200	NIPSCO	SR 1	Gas	27"	GAS LINE ON RIVER DRIVE EAST OF HOHMAN	VARIANCE	Pressure	Good Condition (Y/N)	Adequate Strength to Withstand Loading	Sufficient flexibility in joints to adjust under expected settlement and stretching of pipe	Pressure line with provisions for rapid closure	Gravity lines with emergency closure provisions	Pervious backfill under landside of levee				
33	MWW	SR 1	Water	UNK	EXISTING LINE CROSSES THROUGH/UNDER LEVEE, JUST WEST OF HOHMAN	VARIANCE	Pressure	Yes	Yes	Yes	Yes	NA	No	1, 2, 3, 4		6	Recommend Contractor place pervious backfill
097A	HSD	NR 1	Combined Sewer	12	EXISTING LINE CROSSES THROUGH FLOODWALL	VARIANCE, INVERT ELEVATION AT 588.66	Pressure	No - CI	Yes	No	Yes	NA	No	2, 4	1, 3	6	replace CI line, Recommend Contractor place pervious fill
097B	HSD	SR 1	Combined Sewer	12	EXISTING LINE CROSSES THROUGH LEVEE, S OF RIVER	VARIANCE, INVERT ELEVATION AT 588.66	Pressure	Yes	Yes	Yes	Yes	NA	No - deep	1, 2, 3, 4		6	Approve
102	HSD	SR 1	Combined Sewer	30	NEW 30" SEWER, S OF RIVER, E OF PUMP STATION	VARIANCE, INVERT ELEVATION AT 584.40	Gravity	Yes	Yes	Yes	Yes	NA	No - deep	1, 2, 3, 4		6	Approve
208	HSD	NR 1	Combined Sewer	VARIOUS	EXISTING INVERTED SIPHON (NEW)	VARIANCE, INVERT ELEVATION 561 +/-	Gravity	Yes	Yes	Yes	NA	Yes	No - deep	All			Approve
089A	HSD	NR 1	Combined Sewer	18	EXISTING 18" INTERCEPTOR SEWER THROUGH NORTH BANK OF LEVEE	VARIANCE, N INVERT ELEVATION 582.15	Gravity	Yes	No	No	NA	Yes	No - deep	1, 5, 6	2, 3		Approve
088B	HSD	NR 1	Combined Sewer	18	EXISTING LINE CROSSES THROUGH FLOODWALL, E OF	VARIANCE, S INVERT ELEVATION 581.35	Gravity	Yes	No	No	NA	Yes	NA	1, 5, 6	2, 3		Recommend lining of pipe and Contractor to place pervious backfill
87	MWW	NR 2	Water	18	EXISTING LINE, N OF RIVER	EXTEND FLOODWALL TO BRIDGE PIPE	Pressure	Yes	Yes	NA - Floodwall	Yes	NA	NA	1, 2, 3, 4			Could not daylight, too deep, Recommend Contractor expose and protect, through floodwall
88	MWW	SR 3	Water	12	EXISTING LINE, EAST OF CALUMET STREET BRIDGE, N OF RIVER, CROSSES THROUGH FLOODWALL ON N & S SIDES	VARIANCE	Pressure	Yes	Yes	NA - Mounted to Bridge	Yes	NA	NA	1, 2, 3, 4			Floodwall
148	Munster	SR 3	Storm	54"	EXISTING LINE, EAST OF CALUMET STREET BRIDGE, S OF RIVER, CROSSES THROUGH FLOODWALL	VARIANCE	Gravity	Yes	Yes	Yes	NA	Yes	No	1, 2, 3, 5			Floodwall
017A	NIPSCO	NR 3	Gas	12"	EXISTING LINE WEST OF COLUMBIA AVENUE, CROSSES THROUGH FLOODWALL	VARIANCE/PROTECT	Pressure	Yes	Yes	NA - Floodwall	Yes	NA	No	1, 2, 3, 4			Floodwall
18	HSD	NR 3	Combined Sewer	30	EXISTING LINE, W OF COLUMBIA AVENUE BRIDGE, CROSSES THROUGH FLOODWALL	VARIANCE, N IE 575.17, S IE 575.55	Gravity	Yes	Yes	Yes	NA	Yes	No - deep	All			Approve

146,828 (STAGE VIII)



A NiSource Company

801 E. 86th Avenue
Merrillville, IN 46410

November 26, 2008

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

Dear Mr. Pokrajac:

Per your request, please find enclosed (2) copies of the fully executed agreement between NIPSCO and the Development Commission to relocate, remove, and install approximately 18 wood transmission poles, (4) 34KV switches, (1) 12.5KV switch, and approximately 4,000 lin.ft. of 336 KCM ACSR conductor located in several areas from just West of Hohman Avenue to just East of Calumet Avenue in Hammond and Munster, IN.

Sincerely,

Jill J. Boganwright
NIPSCO Land Agent
(219) 647-6502

Encl:
Cc: Jim Skiff, NIPSCO

Jim Pokrajac

From: Jim Pokrajac [jpokrajac@nirpc.org]
Sent: Saturday, November 22, 2008 3:37 PM
To: 'Marranca, Carm LRB'; 'Dean Button'
Cc: 'Lewandowski, Frank T LRB'; 'Samara, Imad LRC'; 'Golyski, Stephen J LRB'; 'Wryk, James R LRB'; 'Heist, Paul R LRB'
Subject: RE: Little Calumet River Stage 8 - Estimate and figure for sanitary sewer lining (UNCLASSIFIED)

To all,

What is the current status of this review? I need a concurrence to be fair and reasonable in order to execute the utility relocation agreement. I'm not sure how long it will take to execute so I would really appreciate anything that could be done to complete this review.

Thanks,

Jim

From: Marranca, Carm LRB [mailto:Carm.Marranca@usace.army.mil]
Sent: Wednesday, November 19, 2008 12:01 PM
To: Dean Button
Cc: Lewandowski, Frank T LRB; Samara, Imad LRC; Jim Pokrajac; Golyski, Stephen J LRB; Wryk, James R LRB; Heist, Paul R LRB
Subject: RE: Little Calumet River Stage 8 - Estimate and figure for sanitary sewer lining (UNCLASSIFIED)

Hi Dean,

This is just a follow up on what we talked about earlier this AM.

1. Our estimators feel that the Insituform estimate looks adequate. See their caveat in the attached email directly below.
2. Just following up on the Utility Engineering Evaluation Report that we are still waiting for. We need this to make the decision whether to delete the new gatewell for existing 54" storm sewer at Calumet Ave and incorporate the existing vault and valve instead. We understand that you need to discuss this with Jim. But please realize that this is quickly becoming the critical path for getting the P/S complete by the end of the month.

If I can help in any way, please feel free to contact me.

Thanx,
 Carm Marranca
 Civil/Structural Design Team
 USAED. Buffalo
 716.879.4238

From: Wryk, James R LRB
Sent: Thursday, November 13, 2008 10:30 AM
To: Marranca, Carm LRB; Golyski, Stephen J LRB
Subject: FW: Lil Calumet River - Estimate and figure for sanitary sewer lining (UNCLASSIFIED)

Carm,

Paul Heist and I looked at the Insituform estimate and between the database cost engineering has that lists pipe lining, and Paul's experience with this type of work, the unit prices looks adequate. This cost is for the Insituform Company only and does not include G.C. costs if used, or any additional costs that may be incurred as listed on page 2 of the estimate.

Jim

From: Marranca, Carm LRB
Sent: Friday, November 07, 2008 2:32 PM
To: Wryk, James R LRB; Golyski, Stephen J LRB
Subject: FW: Lil Calumet River - Estimate and figure for sanitary sewer lining (UNCLASSIFIED)

Jim & Steve,

Here is some more info supplied by the A/E Hired who was in turn hired by the locals.

*Thanx,
Carm*

From: Dean Button [mailto:dbutton@sehinc.com]
Sent: Wednesday, November 05, 2008 11:04 AM
To: Marranca, Carm LRB
Cc: Lewandowski, Frank T LRB; Samara, Imad LRC; Jim Pokrajac
Subject: RE: Estimate and figure for sanitary sewer lining (UNCLASSIFIED)

Gentlemen:

Perhaps this will help clarify.

Regards,
db

Dean D. Button, PE
Sr. Project Manager
SEH
9200 Calumet Avenue, Suite N501
Munster, IN 46321
219.513.2510
dbutton@sehinc.com
www.sehinc.com

"Marranca, Carm LRB"
<Carm.Marranca@usace.army.mil>

11/05/2008 09:47 AM

To "Samara, Imad LRC" <Imad.Samara@usace.army.mil>, "Jim Pokrajac"
<jpokrajac@nirpc.org>, "Lewandowski, Frank T LRB"
<Frank.T.Lewandowski@usace.army.mil>

cc "Dean Button" <dbutton@sehinc.com>

Subject RE: Estimate and figure for sanitary sewer lining (UNCLASSIFIED)

11/22/2008

Hi Jim,

We have our estimators looking at the three page attachment, but they are probably going to ask for more detailed information. I have asked them for specific items/costs that they will need if they are going to review this estimate. Once I get this info, I will get it to you ASAP.

Thanx,
Carm

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

From: Samara, Imad LRC
Sent: Tuesday, November 04, 2008 5:32 PM
To: 'Jim Pokrajac'; Lewandowski, Frank T LRB
Cc: 'Dean Button'; Marranca, Carm LRB
Subject: RE: Estimate and figure for sanitary sewer lining (UNCLASSIFIED)

Classification: UNCLASSIFIED
Caveats: NONE

Jim Buffalo is preparing a response for you on this.....

Imad N Samara
Project Manager
USACE, Chicago District
Chicago, IL 60606
(W) 312-846-5560
(F) 312-353-4256
(Cell) 312-860-0123

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

From: Jim Pokrajac [mailto:jpokrajac@nirpc.org]
Sent: Tuesday, November 04, 2008 12:18 PM
To: Samara, Imad LRC; Lewandowski, Frank T LRB
Cc: 'Dean Button'
Subject: RE: Estimate and figure for sanitary sewer lining

Imad/Frank,

Unless I missed it, I need a response from you indicating that the costs provided by SEH are fair and reasonable, and that the proposal of reinforcing the existing 18" line in place is OK and does not impact our construction. I will send out the agreement to be signed as soon as I get these responses.

Thanks,

Jim

11/22/2008

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From: Jim Pokrajac [mailto:jpokrajac@nirpc.org]
Sent: Monday, October 27, 2008 2:38 PM
To: 'Samara, Imad LRC'; 'Lewandowski, Frank T LRB'
Cc: 'Dean Button'
Subject: FW: Estimate and figure for sanitary sewer lining

Imad,

In our ongoing coordination with the Buffalo corps, and as the prequel to getting a utility relocation agreement together for Stage VIII, could you and/or Frank review this proposal from Dean Button, on behalf of the HSD, to assure that this design to reinforce and protect an 18" sanitary line meets any criteria for the installation of our flood protection project features? If there are no changes please let me know, then review the attached cost estimate to indicate that the corps feels the estimate is fair and reasonable. I will then proceed to execute a utility re-location agreement.

Thank you all,

Jim Pokrajac

From: Dean Button [mailto:dbutton@sehinc.com]
Sent: Monday, October 27, 2008 12:42 PM
To: jpokrajac@nirpc.org
Subject: Estimate and figure for sanitary sewer lining

Dear Jim:

As requested.

Regards,
db

Dean D. Button, PE
Sr. Project Manager
SEH
9200 Calumet Avenue, Suite N501
Munster, IN 46321
219.513.2510
dbutton@sehinc.com
www.sehinc.com

11/22/2008

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October 30, 2008

Honorable Peter J. Visclosky
701 East 83rd Avenut, Suite 9
Merrillville, IN 46410

Dear Congressman Visclosky,

We all have as a common goal the prompt completion of the last two phases of the Little Calumet River Flood Control Project. To that end both Hammond and Munster are working to remove impediments which may delay construction of these phases. We trust that the Army Corps will bid, award, and authorize construction to commence from Columbia Avenue to Northcote Avenue within the next 60 to 90 days.

The last phase, however, has more significant obstacles, which go beyond questions of equitable value for property acquisition. In the Southmoor neighborhood in Hammond near the state line, residents are challenging the need for the taking of land. Legal proceedings of this type could take significantly longer than if the value of land were the only issue.

As a result, and in order to build as much of the flood control project as soon as possible, the City of Hammond and Town of Munster are requesting that you direct the Army Corps to bid the Columbia to state line phase with the improvements to the Southmoor area as an alternate, so that work can begin in the rest of this phase before that property is acquired. If the Southmoor issue is resolved during the execution of the construction, then the contractor could then be authorized to continue to finish this project to the state line on the north side of the river. If not, then this small portion of the flood control project could be finished under a separate contract. We hope you agree with the logic of protecting as many people as possible as soon as possible. Administratively, perhaps this approach is less than desirable, but convenience and protocol should not override the importance of avoiding a repeat of the devastation experienced in our community.

Sincerely,

Helen Brown
Munster Town Council President

CC: Imad Samara, Mayor McDermott, Stan Dostatini, Munster Town Council, Tom DeGiulio, Jim Pokrajac



1005 Ridge Road • Munster, IN 46321 • (219) 836-8810 • Fax (219) 836-8350 • Police/Fire Emergencies 911
Police Non-Emergency (219) 836-6600 • Fire Non-Emergency (219) 836-6960

www.munster.org


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**AUTHORIZATION FOR ENTRY FOR CONSTRUCTION
LITTLE CALUMET RIVER FLOOD CONTROL PROJECT
PUMP STATION REHABILITATION PHASE 2-B
(INDIANAPOLIS BOULEVARD, JACKSON AVENUE AND SOUTHSIDE)
HAMMOND, INDIANA**

I, Jody Melton, Interim Executive Director of the Little Calumet River Basin Development Commission, Portage, Indiana, do hereby certify that the Little Calumet River Basin Development Commission, Portage, Indiana, has acquired the real estate interests required by the Department of the Army for construction of Pump Station Rehabilitation Phase 2-B (Indianapolis Boulevard, Jackson Avenue, and southside) at the Little Calumet River Flood Control project site in Hammond, Indiana, and otherwise is vested with sufficient title and interest in lands to support construction of Pump Station Rehabilitation Phase 2-B that is described in the attached map. Further, I hereby authorize the Department of Army, its agents, employees and contractors to enter upon said lands as identified on the attached map to construct the features as set forth in the plans and specifications held in the U. S. Army Corps of Engineers' Chicago District Office, Chicago, Illinois.

Witness my signature as Interim Executive Director of the Little Calumet River Basin Development Commission, Portage, Indiana, this 27th day of October, 2008.

Little Calumet River Basin Development Commission


By: Jody Melton