

MINUTES OF THE LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION
 HELD AT 6:30 P.M. THURSDAY, AUGUST 6, 1992
 AT THE COMMISSION OFFICES
 8149 KENNEDY AVENUE, HIGHLAND, INDIANA

Chairperson Arlene Colvin called the meeting to order at 6:40 p.m. Nine (9) Commissioners were present. Quorum was declared and guests were recognized.

Development Commissioners:

George Carlson
 Charles Agnew
 Dave Springman
 Nathaniel Leonard
 Steve Davis
 Clyde Baughard
 William Tanke
 Arlene Colvin
 John DeMeo

Staff:

Dan Gardner
 Lou Casale
 Sandy Mordus
 Bruce Stouffer

Visitors:

Pete Zak - South Shore Marina
 Mary Jane Zak - " "
 D. R. Shapiro - Highland
 Leon Wells - Lake County
 Highway Dept.
 Jim Flora - R.W. Armstrong
 Siavash Beik - DNR, Div. Water
 Bill Petrites - Highland
 E. Dybel - United Citizens
 John Bach - Town of Highland
 Reporter

The minutes of the July 1st, 1992 meeting were approved by a motion from Clyde Baughard; seconded by Chuck Agnew; motion passed unanimously.

Executive Director's Report - Mr. Gardner gave an update to the Commission regarding Wicker Park Manor levee project. Siavash Biek from DNR delivered the plans and specifications for the tie back levee project west of Indpls. Blvd. The Land Acquisition Committee reviewed them prior to the meeting. Mr. Gardner stated DNR's recommendation was for the Commission to authorize bidding for the tie back levee. We would bid, award, fund and oversee the project. Mr. Agnew made a motion for the Commission to that effect; motion seconded by John DeMeo; motion passed by a majority 8-1 vote, with Clyde Baughard opposing.

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Mr. Gardner read Resolution 92-1 which requests the Corps to approve, schedule and fund the north line of levee protection for Wicker Park Manor. George Carlson made a motion to send the resolution to the Corps; seconded by Charles Agnew; motion passed unanimously. Resolution 92-1 is made of the minutes and attached hereto as "Attachment 1".

George Carlson then made a motion authorizing staff to pursue the necessary land and right-of-way acquisition to allow the levee construction in Wicker Park Manor; motion seconded by John DeMeo; motion passed unanimously.

Nathaniel Leonard made a motion authorizing staff to file with SEMA a Section 404 grant to offset administrative & monitoring cost; motion seconded by George Carlson; motion passed unanimously.

Finance/Policy Committee - Committee Chairman Clyde Baughard presented the financial status report for July as well as the claims. Mr. Baughard made a motion to approve the pending claims; motion seconded by Nathaniel Leonard; motion passed unanimously.

Legislative Committee - Mr. Gardner reported to the Commissioners that we have just received the instructional paperwork for preparing the FY93-95 state biennium request. The request is due at the Budget Agency September 4th. The Corps is providing us with a revised schedule so staff can calculate needed monies for the next two years. Federal money approved for FY 1993 is \$11 million.

Land Acquisition Committee - Land Acquisition Chairman Chuck Agnew reported that the two Whiteco signs that are on property needed for the next phase levee construction must be removed. He made a motion giving staff permission to condemn, litigate or do whatever is needed to have those signs removed from Commission property; motion seconded by Nathaniel Leonard; motion passed unanimously.

Mr. Agnew also made a motion authorizing staff to offer an increased appraisal price from \$1,050 to \$1,400 for DC154; motion seconded by George Carlson; motion passed unanimously.

Mr. Agnew then made a motion approving the cost of \$140 for title work and appraisal cost for each of 19 properties that is needed from the Lake County Commissioners. These are properties obtained from back taxes. Motion was seconded by George Carlson; motion passed unanimously.

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Project Engineering/Construction Committee - Mr. Gardner reported that the bids were opened on July 28 for Stage II Phase II. The lowest bidder was a joint venture bid of Dyer Construction/Ellas Construction.

Jim Flora, project engineer, informed the Commission he was present, along with the Corps and Dyer Construction, at the final levee inspection for Phase I on July 31st (north levee between Harrison & Broadway). Except for a few minor changes/additions that were needed, they were satisfied with the work completed.

The Corps has asked us for a commitment on whether we plan to put any kind of facing material on closure structures. Any plans for facing will be incorporated into Stage III specifications. Jim Flora will put together some ideas for facing; they will be shared with Commission at a later date when available.

Discussion took place on minority participation in the first contract. We received a letter from the Corps stating 45% of hours charged were by minority labor. The Commission/Corps has had four separate seminars in which contractors were invited to participate.

Discussion of utility relocation is continuing to be worked on by Mr. Flora. The utility relocation schedule is a major concern. cost will be a concern also. In addition to the utilities being a major item, the railroads remain a major coordination issue.

Mr. Gardner is still pushing INDOT to schedule the Grant St. bridge raising. No date has been identified yet.

Marina/Breakwater Committee - Committee Chairman Bill Tanke referred to final conceptual plan given to all members. He stated that the next stage is to procure an engineering firm for final engineering and design.

William Tanke made a motion to accept Resolution 92-2 which (1) accepts the engineering/marketing feasibility study, (2) authorizes staff and attorney to negotiate agreement for engineering services for final plans with the recommendation and participation of the city of Portage and (3) submit resolution to city of Portage. Motion seconded by George Carlson; motion passed unanimously.

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Mr. Tanke also reported that all permits have been filed. The federal permit is out to the public. DNR permit will be out very shortly.

In regards to sandmining, the permit for below grade sand excavation has been approved by the city of Portage. Several conditions must be met; such as, updated insurance, increased bonding, new haul road identification, silt fence requirement. Staff will write letter to sandmining contractor outlining conditions.

NIPSCO issues remain. A NIPSCO pole needs to be relocated. The Crisman Road vacation is on hold at the moment. The hearing has been rescheduled at a later date pending review by the Portage attorney.

Staff will write a letter to Marquette directing them to no longer use access across Commission property via the haul road from Crisman Rd. to their slips due to safety factors and to alert them that modified permit application drawings have been submitted that shows construction end of the project and boardwalk at the northerly end of NIPSCO right-of-way.

Mr. Tanke made a motion to further engage Abonmarche for technical engineering assistance needed in the interim period until an engineering firm is selected for final plans; motion seconded by Clyde Baughard; motion passed unanimously.

Statement to the Board - Citizen Bill Petrites inquired about the time frame the Corps would estimate for the north levee at Wicker Park Manor. Mr. Gardner indicated they had originally referred to it as being a 10 month project once begun.

Citizen Don Shapiro stated safety concern about parked cars and young adults causing property damage near the levee.

Mr. Petrites also inquired about who would be the acting agency to oversee the project and who would declare it 50% complete. Mr. Gardner stated that probably it would be FEMA.

There was no other business. The next Commission meeting was scheduled for Thursday, September 3, 1992 at 6:30 p.m.

/sjm