

In the Matter Of:
East Chicago Waterway Management

DISTRICT BOARD OF DIRECTORS' MEETING

October 21, 2020



Iseminger & Associates, Inc.
877-337-7379

District Board of Directors' Meeting
10/21/2020

EAST CHICAGO WATERWAY MANAGEMENT
DISTRICT BOARD OF DIRECTORS' MEETING

City of East Chicago, Engineering/Annex Building
4444 Railroad Avenue
East Chicago, Indiana
Via Zoom/Telephone Conference

October 21, 2020

5:00 p.m.

**Transcript of the East Chicago Waterway Management
District Board of Directors' Meeting had in the
above-entitled matter on the 21st day of October,
2020, at 5:00 p.m., via Zoom/telephone conference,
before Dawn M. Iseminger, RPR, and Notary Public,
within and for the County of Porter, State of
Indiana.**

District Board of Directors' Meeting
10/21/2020

A P P E A R A N C E S

MR. JOHN FEKETE, President

MR. JOHN BAKOTA, Board Member

MR. HENRY RODRIGUEZ, Board Member

MR. PATRICK RODRIGUEZ, Board Member

MR. RAY LOPEZ, Board Member

MR. FERNANDO TREVINO, FMT Consulting

also present:

TIM ANDERSON, CliftonLarsonAllen

MIKE NGUYEN, Army Corps of Engineers

STEPHEN CALLOW, BP

GONZALO CABRERA, Golder Associates

DIANE HOETING, Parsons

also present from the public: Carmen Cervantes

District Board of Directors' Meeting
10/21/2020

1 MR. FEKETE: I'm calling to order the East
2 Chicago Waterway Management District Board
3 Meeting. Today's date is October 21, 2020, and
4 the time is 5:01 p.m.

5 The first order of business is roll call.
6 John Bakota?

7 MR. BAKOTA: Here.

8 MR. FEKETE: Henry Rodriguez?

9 MR. HENRY RODRIGUEZ: Here.

10 MR. FEKETE: Ted Zagar?

11 (No response.)

12 MR. FEKETE: Kevin Doyle?

13 (No response.)

14 MR. FEKETE: Ray Lopez?

15 MR. LOPEZ: Here.

16 MR. FEKETE: John Fekete, here. We have a
17 quorum.

18 The next order of business is the
19 executive directors' report, Mr. Trevino.

20 MR. TREVINO: Yes. I'd like to start off by
21 going over the contents of your board packet. You
22 have on the agenda for today's board meeting the
23 public meeting posting that was sent to The Times
24 and posted on our website and also sent to
25 stakeholders for today.

District Board of Directors' Meeting
10/21/2020

1 You have the board minutes. You have in
2 your packet the 2019 tax forms. You have the
3 claim docket dated today's date, October 21st,
4 2020. You have copies of all of the purchase
5 orders. You have a copy of the summary of the
6 check register. You have a copy of FMT's
7 performance evaluation. You have a copy of the
8 finance committee meeting agenda that was held
9 on October 15, 2020. You have the 2021 budget
10 proposal, and there's a couple different spread
11 sheets. One compares the 2021 budget against
12 the 2020 budget, and then you have one that's
13 just a stand alone 2021 budget, and you also
14 have another spreadsheet that just shows the
15 trust portion. And then you have the backup
16 sheets for some of the calculations, which
17 includes the office management, engineering,
18 and Attorney Ellen Gregory.

19 You have the MOU for the Canal Street
20 bridge project, which is an amendment to the
21 original MOU. You have First Merchants Bank
22 statement for account ending in 608, along with
23 the checks affiliated with the account and for
24 the month of September. You have First
25 Merchants Bank statement ending in 616, the

District Board of Directors' Meeting
10/21/2020

1 user fee deposit that was made on
2 September 5th. And then you have a copy of
3 First Merchants CD, the user fee deposit date
4 of September 25th. And then the First
5 Merchants CD report, account ending 515. And
6 you have the BMO ECI facility trust report
7 dated September 30, and there's three different
8 reports affiliated with that along with a
9 summary of notes. And then you have a People's
10 Bank report for the ArcelorMittal tipping fee
11 account and the ArcelorMittal dredging fee
12 account and that's for the third quarter of
13 2020.

14 You have the Army Corp of Engineers report
15 to the board dated October 21, 2020. You have
16 Attorney Ellen Gregory's report to the board
17 with a revision date of October 18, 2020. You
18 have an AECOM response to questions regarding
19 to expected development and future use of the
20 former ECI refinery, and that memo was dated
21 October 20, 2020.

22 You have a report from Parsons regarding
23 monthly bird observation monitoring report for
24 the month of September 2020. That report date
25 is October 6, 2020.

District Board of Directors' Meeting
10/21/2020

1 And you have -- last by not least, you
2 have the presentation slides by Golder
3 Associates regarding BP River Rouge pipeline in
4 the Indiana Harbor Canal HDD Engineering, and
5 that's a BP IHSC HDD pipeline project that
6 Golder will be presenting.

7 I mentioned the items that were separate
8 in the original bid packet -- I mean, in the
9 board packet, but I also sent the
10 CliftonLarsenAllen financial reports this
11 morning, and they weren't ready yesterday when
12 I sent the board packet so I sent those out
13 this morning and those were forwarded in a
14 separate e-mail. Because today's board meeting
15 was originally advertised to meet in person and
16 now we're meeting via video slash telephone, we
17 posted today's meeting in the papers and we
18 also posted on our website and we also sent an
19 e-mail to the stakeholders regarding the
20 meeting specifics.

21 I'm working with Attorney Weiser with West
22 Shore and NIPSCO on real estate easement lease
23 inquiries. We might be recommending hiring an
24 appraiser at our November board meeting to help
25 us establish user lease fees.

District Board of Directors' Meeting
10/21/2020

1 I mentioned in the items in your board
2 packet that Golder Associates is joining us and
3 they will present a BP pipeline project which
4 is going across the Indiana Harbor Ship Canal
5 Waterway.

6 A friendly reminder to the board. The
7 month of October is the month we go through
8 FMT's annual performance evaluation. I
9 e-mailed a performance form to the board for
10 calendar year 2020, and I have received a
11 couple evaluations and a couple are
12 outstanding. So if you could please get me
13 those as soon as you can, I would appreciate it
14 so I can put a survey report together for the
15 board.

16 And I mentioned the presentation from
17 Golder on BP's River Rouge pipeline. As a
18 reminder to the board and those in attendance,
19 we ask companies and/or individuals doing work
20 along or in the waterway to present their
21 project at our monthly board meeting to give
22 the public community and stakeholders an
23 opportunity to be informed on what projects and
24 activities are planned in and near our waterway
25 and give stakeholders the opportunity to ask

District Board of Directors' Meeting
10/21/2020

1 question. And it's also an important
2 opportunity for the Corps to understand what
3 work is planned in and around the waterway so
4 there is proper coordination. So I would like
5 to thank Golder and BP for agreeing and
6 coordinating on our presentation request. We
7 had a similar request of Buckeye who was
8 applying for NPD permit renewals, and they
9 denied our request. So thank you, BP and
10 Golder.

11 Regarding the budget and financial
12 reporting, the finance committee met on
13 October 15th on various financial matters, and
14 as mentioned a copy of the agenda is in your
15 board packet. A couple of committee
16 recommendations are on today's agenda for
17 approval consideration, including the 2021
18 budget approval and the 2021 user fee rate.
19 And we also reviewed the 2020 budget status and
20 the PCA amendment and the Canal Street MOU
21 amendments.

22 The recommendation includes the 2021
23 proposed operating budget and the 2021 user fee
24 rate, as I mentioned. Also, there's 2019 tax
25 forms that I'll let Tim Anderson give a summary

District Board of Directors' Meeting
10/21/2020

1 on when we get to Tim's report.

2 The 2020 user fees checked to date is
3 approximately \$358,000, which is a little over
4 99 percent collection rate for the 2020 user
5 fees. We continue to pursue one unpaid vendor,
6 which is MM Management. And we did receive
7 Tecumseh's 2020 user fee payment on
8 September 25th. The financial committee is
9 recommending we maintain the same 2020 bill
10 rate in 2021, which is 8.10 per linear foot.

11 The update on the PCA and tipping fee
12 agreement resolution. The district, along with
13 the Corps, EPA, and ArcelorMittal, continue to
14 work towards a resolution of the PCA and the
15 tipping fee agreement. The district and The
16 Corps have come up with a final amendment of
17 the PCA agreement, and we've agreed to both
18 parties sending it to their management for
19 approval consideration. And PCA amendment
20 draft is on today's agenda for approval
21 consideration. The PCA AND tipping fee
22 agreement supplemental information was e-mailed
23 to the board in advance, on October 1st. I
24 didn't want to include it in the board packet
25 since it's considered confidential, and I also

1 wanted to send it to you in advance of the
2 board packet to give the board ample time to
3 review the document.

4 Great Lakes Legacy Act project, there was
5 an updated dredging emergency call tree that
6 was circulated today as part of AR/BP's efforts
7 to look into designing the sheet pile wall as a
8 docking wall. They submitted several technical
9 designs that was shared with the board last
10 month. And a reminder that we hired AECOM to
11 assist the district with these technical
12 questions. AECOM has completed their responses
13 and a copy of the response memo dated
14 October 20th is in your board packet.

15 Phase one dredging of the Lake George
16 Canal east section is still scheduled to occur
17 this year. The Corps, through an interagency
18 agreement with EPA, is working on the Lake
19 George Canal metal cap design, and that work is
20 ongoing. The Corps has received approval for
21 the 401C permit to dispose of the Great Lakes
22 Legacy Act sediment into the CDF. They're
23 working on signatures for the MOU which is a
24 partner agreement to allow sediments to go into
25 the CDF.

District Board of Directors' Meeting
10/21/2020

1 Meetings with AR/BP regarding the south
2 tank farm redevelopment and sheet pile wall
3 design are ongoing. BP has conceptually agreed
4 to reimbursement and we're working on the scope
5 of work and cost forecast it submitted to BP
6 for their consideration.

7 The sheet pile wall design team, which
8 included AR/BP and their designer, Wood, as
9 well as myself, presented the sheet pile wall
10 design to the city's technical review committee
11 on October 14, 2020. AR/BP is assessing
12 different options for groundwater management
13 related to the sheet pile wall. One option for
14 the groundwater management is for the
15 groundwater to be sent to the city's wastewater
16 treatment plant, and I already had one meeting
17 with Dr. Z, who is the director of utilities,
18 to review the concept in general; and Dr. Z
19 said it is possible but additional information
20 is required, which would include flow rates and
21 the water chemistry. A follow up meeting with
22 the city, BP, and Wood is scheduled for next
23 week, Tuesday, October 27th, to continue that
24 discussion.

25 AR/BP geotech contractor, Cascade, has

1 concluded the land and waterway geotech work.
2 The 2021 half work in kind related to the
3 district's efforts on the Great Lakes Legacy
4 Act project was submitted to EPA on
5 September 28, and the board was copied on that
6 transmittal.

7 The west tank farm pipeline removal
8 project has been postponed for various reasons,
9 including COVID-19, very wet spring and summer
10 conditions, and they also found more
11 underground piping that was originally
12 forecasted, including some that had asbestos.

13 The Canal Street bridge project, I
14 mentioned the MOU that's in your bid packet.
15 Just to give background on it, the board might
16 recall in prior years, agencies reach out to
17 the City of East Chicago regarding safety
18 concerns related to the Canal Street bridge
19 abutments that are left in place. In the early
20 1970s, the City asked the district to assist
21 the help resolve these concerns. In 2018, the
22 district and city entered into an MOU. That
23 MOU defined responsibilities of both parties,
24 including cost-sharing provisions. We now know
25 more regarding the scope of work of the

1 proposed solution, and that additional
2 knowledge of the scope of work is reflected in
3 this amended MOU that's in your board packet.
4 And it includes the installation of two
5 dolphins in the waterway which basically acts
6 as waterway bumpers to help ships safely
7 navigate through the bridge abutments that were
8 left behind. The amendment also better defines
9 the forecast projected scope of work, including
10 WM and the city not to exceed \$300,000
11 commitment on the project without any -- if it
12 goes beyond 300,000, it would require
13 additional written agreements.

14 Another key provision included the 50/50
15 project cost-share split between the district
16 and the city. The city has provided and
17 approved the MOU which has been signed by Mayor
18 Copeland. And that's the draft that's in your
19 board packet.

20 I plan to have AECOM's proposal for the
21 next phase of the project at the November board
22 meeting. The next phase and scope of work will
23 most likely include the conceptual design,
24 obtaining a waterway boring of the project
25 area, and permitting. One of the challenges

1 getting one or two of these borings is access
2 of the barge and drilling into the waterway.
3 So we've been in talks with The Corps and
4 ArcelorMittal on use of their property to
5 access the waterway. The Army Corps of
6 Engineers report is in your board packet, and I
7 believe Mike Nguyen is in attendance and will
8 provide an update. And you'll also have an
9 update on the legal matters and Attorney Ellen
10 Gregory will be giving an update on those
11 items. And that concludes --

12 Any questions?

13 MR. FEKETE: Hearing none, thank you very
14 much. Can you hear me?

15 MS. GREGORY: I just un-muted everybody.

16 MR. FEKETE: Okay. The next order of
17 business is the approval of the September 16th
18 board meeting minutes. I'll entertain a motion to
19 approve.

20 MR. LOPEZ: Motion to approve.

21 MR. FEKETE: Do we have a second?

22 MR. HENRY RODRIGUEZ: Second.

23 MR. FEKETE: And that was Henry. Correct?

24 MR. HENRY RODRIGUEZ: Yes.

25 MR. FEKETE: All in favor, signify by saying

District Board of Directors' Meeting
10/21/2020

1 aye.

2 (All signify "aye.")

3 MR. FEKETE: Any opposition?

4 (No response.)

5 MR. FEKETE: The motion is approved.

6 The next order of business is the
7 accounting consultant report, Mr. Anderson.

8 MR. ANDERSON: Yes. Fernando, are you going
9 to pull up the statements or am I just going to
10 talk about them?

11 MS. GREGORY: We decided we're not going to
12 pull them up. Right, Fernando?

13 MR. TREVINO: Right. They have account
14 numbers on them and stuff.

15 MR. ANDERSON: Okay. I see. So statement of
16 cash receipts and cash disbursements, all of this
17 is in your packet. Page 2 is the statement of
18 cash receipts and cash disbursements. Last month,
19 being September, we collected \$19,000 in user
20 fees, and some interest, so for the nine months,
21 ended September 30th, we've collected about
22 \$676,000. We've spent about \$287,000 on items
23 that we budgeted. So we've increased the cash in
24 our general operating account and our user fee
25 accounts by \$388,000. So we started the year with

District Board of Directors' Meeting
10/21/2020

1 \$3.6 million in those two accounts, and as of
2 September 30, it's nearly \$4 million; \$3,994,000.

3 Page 3 of the report that's in your packet
4 shows the two accounts, the operating account
5 and the user fee account. And the user fee
6 account actually has some CDs that are in
7 addition to the cash account. The CDs are at a
8 million five through September 30th. And the
9 checking account is at a million six. So in
10 your user fee group we have \$3,187,000 between
11 the checking account and the CDs, and then
12 there's \$807,000 in our operating account,
13 which is the balance of our budget for 2020.

14 The last page of the financial statement,
15 Page 4, is the landscaped page that shows what
16 our appropriation was for 2020. It was a
17 million 92,000. We've spent \$287,000 through
18 September. You have the claims docket in front
19 of you today for \$29,000. So the unused budget
20 after the claims docket for today is \$775,000.

21 So our unused budget at the end of the
22 month, or after you approve today's claim
23 docket, is \$775,000. So there's no individual
24 line that we're even close. We watch very
25 closely what we have left in each budgeted

1 item; so does Fernando. So Page 4 shows
2 exactly how much each line item we have left to
3 spend. But we're not even close -- well, we're
4 close on some minor items, but the majority of
5 it we've got a long way to go. And for every
6 item that's on your claims docket today, you've
7 got plenty of budget to cover.

8 Is there any questions that I can answer
9 for anybody on the financials?

10 (No response.)

11 MR. ANDERSON: Thank you. Fernando, you
12 actually gave me an extra DOT item this month,
13 which I'll appreciate of the 2019 tax forms. So
14 the trust fund actually files a Form 1041 each
15 year where we list the interest and some fees that
16 go directly into the trust. Then we back them out
17 because under Code Section 115, the municipal
18 money earned by a municipality is not taxable by
19 the federal government. So the form sort of shows
20 the income. It's basically interest, income, and
21 some fees that we receive, and then backs them
22 right back out as non-taxable. So we are going to
23 file that form as we do annually, and that's it.

24 Does anybody have any questions about the
25 tax forms?

District Board of Directors' Meeting
10/21/2020

1 MR. FEKETE: Do we need Ray's signature?

2 MR. ANDERSON: Yeah. Those forms are
3 E-filed, so there's no signature on the tax
4 return, but we do need the authorization form back
5 so that if the IRS ever does ask for the
6 signature, we have it. We maintain that at our
7 office.

8 MR. FEKETE: Okay. Very good.

9 MR. TREVINO: Who's the secretary, John, you
10 or Ray?

11 MR. FEKETE: Ray, the financial officer.

12 MR. HENRY RODRIGUEZ: Yeah. We've done it
13 before, yeah.

14 MR. FEKETE: Yeah.

15 MR. ANDERSON: Thank you.

16 MR. HENRY RODRIGUEZ: Thank you.

17 MR. FEKETE: The next order of business for
18 us is the approval consideration of the accounts
19 payable voucher dated today's date, October 21,
20 2020. I'll entertain a motion to approve.

21 MR. BAKOTA: Motion to approve.

22 MR. FEKETE: Second?

23 MR. HENRY RODRIGUEZ: Second.

24 MR. FEKETE: Roll call. John Bakota?

25 MR. BAKOTA: Yes.

District Board of Directors' Meeting
10/21/2020

1 MR. FEKETE: Henry Rodriguez?

2 MR. HENRY RODRIGUEZ: Yes.

3 MR. FEKETE: Patrick Rodriguez?

4 (No response.)

5 MR. FEKETE: Patrick?

6 MR. PATRICK RODRIGUEZ: Yes. Yes, I'm here.

7 That's affirmative.

8 MR. FEKETE: Ted Zagar?

9 (No response.)

10 MR. FEKETE: He's not here. Kevin Doyle?

11 (No response.)

12 MR. FEKETE: Ray Lopez?

13 MR. LOPEZ: Yes.

14 MR. FEKETE: John Fekete, I vote yes.

15 Next order of business is the approval
16 consideration for the 2021 budget. I'll
17 entertain -- any questions of Mr. Trevino? I
18 thought he did a good job of explaining it.
19 Any questions?

20 (No response.)

21 MR. FEKETE: Hearing none, I'll entertain a
22 motion to approve.

23 MR. LOPEZ: Motion to approve.

24 MR. FEKETE: Do we have a second?

25 MR. HENRY RODRIGUEZ: Second.

District Board of Directors' Meeting
10/21/2020

1 MR. FEKETE: Okay. Roll call vote.

2 John Bakota?

3 MR. BAKOTA: Yes.

4 MR. FEKETE: Henry Rodriguez?

5 MR. HENRY RODRIGUEZ: Yes.

6 MR. FEKETE: Patrick Rodriguez?

7 MR. PATRICK RODRIGUEZ: Yes.

8 MR. FEKETE: Ted Zagar?

9 (No response.)

10 MR. FEKETE: Kevin Doyle?

11 (No response.)

12 MR. FEKETE: Ray Lopez?

13 MR. LOPEZ: Yes.

14 MR. FEKETE: John Fekete, I vote yes. That
15 motion is approved.

16 The recommendation of the financial
17 committee was to hold the user fee rate at
18 \$8.10 per linear foot. I'll entertain a motion
19 to approve that recommendation.

20 MR. HENRY RODRIGUEZ: I make a motion to
21 approve.

22 MR. FEKETE: Do we have a second?

23 MR. BAKOTA: Second.

24 MR. FEKETE: Any questions?

25 (No response.)

District Board of Directors' Meeting
10/21/2020

1 MR. FEKETE: Okay. Roll call vote on that.
2 John Bakota?

3 MR. BAKOTA: Yes.

4 MR. FEKETE: Henry Rodriguez?

5 MR. HENRY RODRIGUEZ: Yes.

6 MR. FEKETE: Patrick Rodriguez?

7 MR. PATRICK RODRIGUEZ: Yes.

8 MR. FEKETE: Ted Zagar?

9 (No response.)

10 MR. FEKETE: Kevin Doyle?

11 (No response.)

12 MR. FEKETE: Ray Lopez?

13 MR. LOPEZ: Yes.

14 MR. FEKETE: John Fekete, I vote yes.

15 The next order of business is the approval
16 consideration for the Canal Street bridge
17 project MOU amendment.

18 MR. LOPEZ: Motion to approve the amendment.

19 MR. FEKETE: Do we have a second?

20 MR. HENRY RODRIGUEZ: Second, Henry
21 Rodriguez.

22 MR. FEKETE: Roll call.

23 John Bakota?

24 MR. BAKOTA: Yes.

25 MR. FEKETE: Henry Rodriguez?

District Board of Directors' Meeting
10/21/2020

1 MR. HENRY RODRIGUEZ: Yes.

2 MR. FEKETE: Patrick Rodriguez?

3 MR. PATRICK RODRIGUEZ: Yes.

4 MR. FEKETE: Kevin Doyle?

5 (No response.)

6 MR. FEKETE: Ted Zagar?

7 (No response.)

8 MR. FEKETE: Ray Lopez?

9 MR. LOPEZ: Yes.

10 MR. FEKETE: John Fekete, I vote yes.

11 And the final approval consideration is
12 the PCA amendment. I'll entertain a motion to
13 approve.

14 MR. HENRY RODRIGUEZ: I'll make a motion to
15 approve.

16 MR. FEKETE: Do we have a second?

17 MR. LOPEZ: Second.

18 MR. FEKETE: Any questions?

19 (No response.)

20 MR. FEKETE: Hearing none, I'll entertain a
21 roll call vote.

22 John Bakota?

23 MR. BAKOTA: Yes.

24 MR. FEKETE: Henry Rodriguez?

25 MR. HENRY RODRIGUEZ: Yes.

District Board of Directors' Meeting
10/21/2020

1 MR. FEKETE: Patrick Rodriguez?

2 MR. PATRICK RODRIGUEZ: Yes.

3 MR. FEKETE: Ted Zagar?

4 (No response.)

5 MR. FEKETE: Kevin Doyle?

6 (No response.)

7 MR. FEKETE: Ray Lopez?

8 MR. LOPEZ: Yes.

9 MR. FEKETE: John Fekete, I vote yes. That
10 motion is approved.

11 The next order of business is the Golder
12 Associates presentation.

13 MR. TREVINO: Yes. Golder had reached out to
14 me in the last week or two about a project -- they
15 were representing a client on a pipeline project
16 that was going to cross the Indiana harbor ship
17 canal and I kind of mentioned what the request of
18 the board was for projects in the waterway and to
19 allow stakeholders to be informed of the project,
20 including the Army Corps of Engineers, and Golder
21 and BP graciously agreed to present their project.
22 So I'll let Golder introduce themselves.

23 MR. CABRERA: Gonzalo, G-o-n-z-a-l-o, I will
24 be the speaker. Good afternoon, I work for a
25 company called Golder Associates. Golder is an

1 environmental consulting firm, and we've been
2 retained by BP to do, first, an engineering study
3 of doing a pipeline replacement in the Indiana
4 Harbor Canal. We are just engineering firm, so
5 we're not going to provide construction oversight.
6 We don't do construction ourselves. So this is
7 just the design phase. And basically we're going
8 to, we need to do some --

9 COURT REPORTER: Excuse me. If you would
10 please spell your first and last name.

11 MR. CABRERA: G-o-n-z-a-l-o, and last name is
12 C-a-b-r-e-r-a.

13 So basically the tasks that we're going to
14 be doing for the engineering phase of this
15 project is some survey work on both sides of
16 the canal. On one side there is the American
17 Terminal project, and the other side is BP
18 Whiting Refinery. We plan to start that survey
19 work next week, and we'll do some geophysics
20 work mainly because you want to confirm the
21 depth of the canal and also the shape of it.

22 So those are the two phases that we're
23 going to start next week. We're going to do
24 one more hole boring on either end of the
25 canal, as well as one on BP property and

1 another one on the American Terminals property.
2 Both of them will be a hundred feet deep.
3 Basically the way we do the geotech, as you
4 probably know, is mainly to determine the
5 profile of the information on both sides of the
6 canal, and that's going to allow us to
7 determine what is the best layer that we can go
8 across with the ACD. Usually for us a rock or
9 clay is the best formation we can go through.
10 If it's sand, most of the time we're going to
11 have issue with the boring hole collapsing. So
12 basically what we look for with the
13 geotechnical is just confirm the -- protect the
14 geotech profile on both ends of the canal.
15 We're going to do a hundred feet boring hole
16 testing, and that's going to be done the week
17 of November 27.

18 That week as well we're going to be doing
19 some soil event on both sides of the canal.
20 Mainly because the reason -- one of the reasons
21 why BP is doing this project is because there's
22 some concerns for potential corrosion issue on
23 the existing pipeline; so we're going to do
24 measurements hiring a company called Core Pro.
25 They're experts in type protection and they'll

1 do all the work for -- the design work for us
2 as well our oversight. So on the week of
3 November 27, we'll be doing both the tests
4 protection measures as well as geotechnical.

5 COURT REPORTER: What's the name of the test?

6 MR. CABRERA: One is soil resistivity
7 measurements. That is for designing the cathodic,
8 C-a-t-h-o-d-i-c, protection system. It's the
9 impressed current system that we apply to
10 pipelines to prevent them from corroding. So
11 those tests are going to be done on the week of
12 November 27. And with all that information, the
13 rest of the work is going to be mainly in our
14 home, in our office, one of our offices in the
15 U.S. But the field work is just going to take
16 those two weeks. The rest is engineering work
17 done in our offices.

18 BP has also retained -- that's the site
19 that you're seeing right now (indicating).
20 That's the area that we're going to be
21 surveying on either end of the canal is shown.
22 Basically we're going to be -- like I said, on
23 the north end is Whiting's refinery, also known
24 as BP, on the south end we have American
25 Terminals.

1 So, and that portion that you see across
2 the canal marked, that's the area we're going
3 to be doing geophysics. I don't know if it
4 will take a day or two, depending how good the
5 readings are, the depth of the canal, all that.
6 So that's basically the project side you're
7 looking at.

8 When we design the HD, there's going to be
9 a pipeline that's going pretty deep, at least
10 25 feet below the lowest point that we can
11 determine in the canal area. It may not
12 necessarily be the bed of the canal. It may be
13 one of the walls that you have on the sides.
14 We're going to be at least 25 feet below the
15 lowest obstruction that we can find. That's
16 why we're doing the geophysics, to find out how
17 deep the wall on Whiting goes on the steel
18 piers that we have on the American Terminal
19 side.

20 Then BP has also retained Parsons to do
21 all the permitting for the construction phase.
22 I know there were some interests in knowing
23 what type of permits we're going to be getting
24 for the construction phase. That's totally
25 outside our scope. That's going to be handled

1 by Parsons, but Diane can provide more detail
2 about it.

3 Do you have any questions about the
4 engineering phase before we hand it over to
5 Diane?

6 MR. TREVINO: No questions for me.

7 MR. CABRERA: Diane, can you please explain
8 the permitting phase for the construction, please?

9 MR. LOPEZ: Can you hear me now? Are you
10 going to start this in the second quarter next
11 year?

12 MR. CALLOW: Stephen Callow, with BP. So I'm
13 the project manager on this project. The time
14 line that was presented is perspective. We have
15 an estimated start date into next year. However,
16 as projects go, there's uncertainty. We're not
17 set on that date. So first thing we want to get
18 is the engineering worked out, and then we'll talk
19 about possibly moving forward with actual
20 construction.

21 So I saw Diane dialed in as the 531
22 number.

23 MS. GREGORY: I may have accidentally muted
24 her. The 531 should be open.

25 THE REPORTER: What is your name, sir?

District Board of Directors' Meeting
10/21/2020

1 MR. CALLOW: Diane is the contractor who has
2 extensive history with environmental permitting
3 and handles all permitting for our projects
4 throughout the Midwest. So Diane has put together
5 a permit matrix. We've taken an excel sheet and
6 broken it out for you and -- oh, Diane just texted
7 me. She said she is talking but nobody can hear
8 her. Diane Hoeting, for the sake of time, we have
9 an extensive list of permits. So obviously when
10 you talk about the time line, there's a lot
11 depending on permits as well. Some of these will
12 take a rather long time, but this is our list of
13 permits that we're expecting.

14 MR. TREVINO: Can I take a look at -- there
15 it is. Okay. Good summary. Thank you.

16 MR. CALLOW: The primary purpose of this
17 discussion was particularly the work coming up
18 within the next weeks with the seismic work.

19 A little bit of our survey work on shore
20 around the canal (indicating).

21 Do you have any other questions regarding
22 the work that's coming up?

23 MR. TREVINO: When I was talking to -- I
24 can't remember her first name. Is Mike Nguyen on
25 the call? Mike?

1 (No response.)

2 MR. TREVINO: I asked her to reach out to the
3 Corps because they are in the middle of their
4 dredging project and they may be crossing that
5 confluence there, and I think it would be prudent
6 to reach out to the Corps just to make sure you
7 guys aren't bumping into each other and there's
8 good coordination of those activities.

9 MR. CABRERA: We coordinated with them and
10 they are aware of the work we're going to be
11 doing -- actually the canal is going to be next
12 week, basically two weeks at the lake at the most,
13 from Tuesday to Thursday, and we have provided
14 them with that description and a time frame of the
15 activities. We're going across the canal, and
16 also coordinating with them the day prior to the
17 work --

18 MR. FEKETE: Fernando, can you hear me?

19 MR. TREVINO: Yes.

20 MR. FEKETE: When you get a chance, you might
21 want to touch base with Mike and make sure that
22 he's aware of it, because he is in direct contact
23 with the people doing the dredging.

24 MR. TREVINO: Yeah. And Mike was the person,
25 the contact person, from the Corps that I referred

1 to earlier; so it's my understanding that's who
2 they reached out to.

3 MR. FEKETE: Okay. Let's follow up on that
4 to make sure the loop was closed. Because, I
5 mean, it's important. We don't want to mess up
6 their soundings and everything.

7 MR. TREVINO: Right.

8 MR. FEKETE: Okay. Any questions for anybody
9 making the presentation?

10 MR. TREVINO: Yeah. The underground boring,
11 did you say that was going to happen in the first
12 quarter of 2021? Or I wasn't sure what you had
13 mentioned, who was coordinating in the first
14 quarter of 2021.

15 MR. CALLOW: Can we go back to the dates? I
16 think we had it as Q2. I think that would be the
17 earliest possible date. But realistically
18 speaking here, I don't think Q2 2021 is realistic.
19 I think this will be a much longer duration
20 project given the permitting effort. And on the
21 last slide there, there's quite a few permits to
22 go through we have to obtain. So I think that's
23 an ambitious goal of Q2. It's likely going to be
24 later 2021, if not even 2022.

25 MR. TREVINO: Do you already have access

1 agreements for your access points on both sides?

2 MR. CALLOW: Well, on the north side we're
3 working internally with our team over at Whiting.
4 So that has to be handled internally within BP.
5 On the south side of the canal we're working with
6 American Terminals, and our right-of-way team is
7 working with them to resolve any access issue and
8 staging. And once we have our design, I think it
9 will be a little bit more clear to see the
10 environments as well.

11 MR. TREVINO: Yeah.

12 MR. CALLOW: Otherwise, it's a lot of us
13 looking at Google Earth. So once we have
14 engineering plans, we'll be able to come up with
15 better examples of staging.

16 MR. CABRERA: Also to compliment what Stephen
17 was saying, the geophysics is to do -- one of the
18 tasks that we're going to be doing is to find what
19 is most appropriate for the project.

20 MR. TREVINO: Once the boring begins under
21 the canal, what's the expectation on that? Is
22 that two weeks, a month, to complete the
23 underground boring?

24 MR. CABRERA: You want me to respond to that,
25 Stephen?

District Board of Directors' Meeting
10/21/2020

1 MR. CALLOW: Yeah, go ahead.

2 MR. CABRERA: Okay. Usually this is going to
3 be between 70 and 80 feet long, and usually a
4 project like that, the HD itself, without
5 considering all the tie-ins, which is where we
6 connect the end of the pipeline on the end, we're
7 expected to take between two to three months.

8 MR. TREVINO: Okay.

9 MR. FEKETE: Any other questions from board
10 members?

11 MR. BAKOTA: I'd like to know what the
12 intended product is going to be used on that
13 pipeline. Is it crude oil, is it gasoline, is it
14 diesel?

15 MR. CALLOW: This is the River Rouge
16 Pipeline. It carries refined product. So
17 gasoline, diesel, jet fuel, those are refined
18 products.

19 MR. BAKOTA: It would be all three?

20 MR. CALLOW: Well, they batch the product. I
21 think the pipeline currently carries all three of
22 those products. It does carry gasoline, diesel,
23 and also jet fuel.

24 MR. BAKOTA: Okay.

25 MR. FEKETE: Is this a replacement of an

1 existing pipeline?

2 MR. CALLOW: There is an existing pipeline
3 that crosses under the canal. I don't have the
4 exact date of the installation but I would say it
5 is early 1950s. And so this is the intended
6 replacement of the crossing under the canal. It's
7 good to have a plan in your back pocket.

8 MR. FEKETE: If it's a replacement, does that
9 mean that you might be taking the old line out of
10 service.

11 MR. CALLOW: It would only be a segment of
12 the old line. So it would likely be the second
13 under the canal that would be taken out of
14 service.

15 MR. BAKOTA: How would you plan on securing
16 that?

17 MR. CALLOW: So in that case, they would
18 typically -- so it's submerged purged. So they
19 purge out the section of the pipe and then they
20 grout that pipe.

21 MR. FEKETE: How deep is this line?

22 MR. CALLOW: The existing pipeline is
23 approximately, I think, 45 feet from the water
24 surface under the canal is the last survey that we
25 have.

District Board of Directors' Meeting
10/21/2020

1 MR. FEKETE: Okay.

2 MR. CALLOW: I'd have to go back to one of
3 the surveys but I believe it is, I think, 45 feet
4 under the surface of the water. I think it was
5 25 feet or so under the sediment.

6 MR. CABRERA: Yes. That's correct. That's
7 what I have on the last survey.

8 MR. CALLOW: The water level and sediment
9 level varies.

10 MR. FEKETE: Our concern basically is
11 twofold. One, obviously, is you're presenting the
12 information so that we'll make sure that
13 everything is coordinated with other people and
14 other traffic on the canal, and that's important.
15 You don't really need a formal approval from us,
16 other than the fact that you've made a
17 presentation to us just to keep us kind of
18 informed as you move along. That would be
19 helpful. We don't need a formal presentation but
20 maybe just, you know, a phone call with Fernando
21 to let him know where you are in that process,
22 because we know it's going to continue on for a
23 period of time. And I tend to agree with you,
24 you've got a whole laundry list of permits that
25 you're going to have to work your way through.

1 And given the way the agencies are staffed these
2 days with the virus situation, that may not be as
3 quick as you've experienced in the past. And, of
4 course, our other concern is that when you do
5 abandon a line underneath the canal, we want to
6 make sure that it is properly secured so that it
7 doesn't create any long term problems for the use
8 of the canal.

9 But thank you. I think you've answered
10 those questions.

11 MR. TREVINO: Mike Nguyen is on the call.
12 Mike, are you also muted?

13 MR. NGUYEN: I thought Ellen un-muted
14 everyone. So I had to un-mute, do un-mute again.
15 So I'm on.

16 Yeah, I mean, they probably didn't reach
17 out to me personally, but I think they probably
18 did reach out to our field office. And again,
19 our operation isn't like we're sending barges
20 out every 10 minutes. Dredging operations take
21 a while to fill up the barge. So if there is
22 time when they're out there for a few hours or
23 whatever, it shouldn't impact our dredging.

24 MR. TREVINO: Mike Nguyen is the project
25 manager with the Army Corps of Engineers for the

1 dredging portion of the work.

2 Mike, I didn't know you were on, because I
3 was calling you. Sorry.

4 MR. NGUYEN: I guess when I replied, I
5 probably didn't realize I was on mute and you guys
6 still continued to talk.

7 MR. TREVINO: Okay.

8 MR. FEKETE: Well, I'm glad we got you
9 because you're next on the agenda. Are there any
10 more questions for BP or Golder?

11 (No response.)

12 MR. FEKETE: Thank you for your presentation.

13 MR. TREVINO: Thanks to them again for
14 agreeing to cooperate and present the project at
15 our public meeting. Thank you.

16 MR. CALLOW: Thank you.

17 MR. CABRERA: Thank you everyone.

18 MR. FEKETE: THE next order of business is
19 the US Army Corps of Engineers engineering report,
20 Mike Nguyen.

21 MR. NGUYEN: Mike Nguyen with the Army Corps
22 of Engineers. Army Corps of Engineers still just
23 wanted to give you a progress update on our
24 project. So for the dredging, our contractor
25 started dredging on October 3rd, and they'll be

1 continuing until probably early December as
2 weather permits. Nothing to report on the oil
3 boom coordination.

4 PCA, the amendment is still at our
5 division office. We provided responses to some
6 of their questions and we're just waiting for
7 them to endorse it up to headquarters and MSA's
8 office.

9 As for the agreement with EPA, we entered
10 into an agreement with EPA to dredge the Lake
11 George area. And that's probably one of the
12 last area -- that is the last area that we're
13 going to be dredging before our contractor
14 shuts down for the winter.

15 And there is no new update on the Feddler
16 parcel. We're still currently reviewing
17 documents.

18 And for the Parkway improvements, we're
19 just working on closing out the project.

20 That's all I have. Any questions?

21 (No response.)

22 MR. FEKETE: Thank you, Mike. The next order
23 of business is Ellen Gregory's report.

24 MS. GREGORY: Ellen Gregory with Ellen
25 Gregory Law. The legal matters that are ongoing,

District Board of Directors' Meeting
10/21/2020

1 one includes the PCA negotiations which Plews
2 Shadley is taking the lead on. Fernando also
3 mentioned the Canal Street MOU amendment, which we
4 have worked on and gotten Sipe (phonetic) off from
5 the city. And the last legal matter, I'm
6 coordinating with Jim Weiser and Fernando on
7 property transfer matters with BP. We'll be
8 putting together an agreement between the district
9 and BP in the near term. And that's all.

10 COURT REPORTER: PCA negotiations with Plews?

11 MS. GREGORY: P-l-e-w-s S-h-a-d-l-e-y.

12 MR. FEKETE: Any questions to come before the
13 board?

14 (No response.)

15 MR. FEKETE: Thank you, Ellen.

16 MS. GREGORY: You're welcome.

17 MR. FEKETE: Okay. Any public comments?

18 (No response.)

19 MR. FEKETE: Any other business?

20 (No response.)

21 MR. FEKETE: Our next board meeting will be
22 November 18, at 5:00 p.m. and probably another
23 Zoom meeting.

24 MR. TREVINO: I don't know if you asked about
25 public comments.

1 MR. FEKETE: I did.

2 MR. TREVINO: You did, okay.

3 MR. FEKETE: Yeah. Okay. Well, hearing no
4 other questions or comments, any last minute
5 condolences or anything anybody wants to share?

6 MR. LOPEZ: Stay safe. That's all.

7 MR. FEKETE: Thank you all. I'll declare
8 this meeting closed. Oh. We have a public
9 speaker.

10 CARMEN CERVANTES: Carmen Cervantes. And I
11 have an issue about the water meter. And my name
12 may be kind of familiar because the last meeting
13 we had an issued at my house but now --

14 MR. BAKOTA: You're talking to Waterway
15 Management. I was present in the water board. We
16 cleared your issue. This is Waterway Management.

17 CARMEN CERVANTES: I understand, but my case
18 is completely different now. I'm talking about
19 the water meter. It's not in this business?

20 MR. TREVINO: No.

21 MR. BAKOTA: No. This is Waterway
22 Management, dredging of the canal. The water
23 department is separate and different business.

24 CARMEN CERVANTES: I'm sorry about that.
25 Sorry about this meeting.

1 MR. TREVINO: Carmen, this is the Waterway;
2 as, in the river and the canal. It's not
3 affiliated with water meters or storm water or
4 anything like that.

5 MR. BAKOTA: The water department meeting,
6 next meeting will be the first Monday of November
7 at 5:00 in the council chambers.

8 CARMEN CERVANTES: Thank you so much for the
9 information. And I'm sorry I interrupted. Thank
10 you. Thank you. Bye-bye.

11 MR. TREVINO: No problem.

12 MR. FEKETE: Very good. Well, we did adjourn
13 the meeting. Thanks everybody, and stay safe.

14 (Meeting adjourned at 6:05 p.m.)
15
16
17
18
19
20
21
22
23
24
25

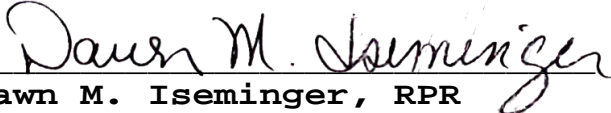
C E R T I F I C A T E

I, Dawn M. Iseminger, Registered Professional Reporter (RPR), and Notary Public within and for the County of Porter, State of Indiana, do hereby certify that I appeared on the aforementioned date, time, and location, for the East Chicago Waterway Management District Board of Directors Meeting.

I further certify that I then and there reported in machine shorthand the proceedings of said Special Meeting, and that the testimony was then reduced to typewriting from my original shorthand notes, and the foregoing transcript is a true and accurate record of the proceedings.

I further certify that I am not related by blood or marriage to any of the parties, nor am I an employee of any of the parties or of their attorneys or agents, nor am I interested in any way, financially or otherwise, in the outcome of said litigation.

Dated this 16th day of November, 2020.


Dawn M. Iseminger, RPR
My Commission expires: 9/22/2025



District Board of Directors' Meeting

10/21/2020

Index: \$19,..appr

\$	15,17,21,24,25 7:10 8:19 9:2,4,7,9 11:11 16:13,16 18:20	6	advance 9:23 10:1
\$19,000 15:19	2021 4:9,11,13 8:17,18, 22,23 9:10 12:2 19:16 31:12,14,18,24	6 5:25	advertised 6:15
\$287,000 15:22 16:17		608 4:22	AECOM 5:18 10:10,12
\$29,000 16:19	2022 31:24	616 4:25	AECOM's 13:20
\$3,187,000 16:10	20th 10:14	7	affiliated 4:23 5:8
\$3,994,000 16:2	21 3:3 5:15 18:19		affirmative 19:7
\$3.6 16:1	21st 4:3	70 33:3	afternoon 23:24
\$300,000 13:10	25 27:10,14 35:5	8	agencies 12:16 36:1
\$358,000 9:3	25th 5:4 9:8		agenda 3:22 4:8 8:14, 16 9:20 37:9
\$388,000 15:25	27 25:17 26:3,12	8.10 9:10	agree 35:23
\$4 16:2	27th 11:23	80 33:3	agreed 9:17 11:3 23:21
\$676,000 15:22	28 12:5	9	agreeing 8:5 37:14
\$775,000 16:20,23	3		agreement 9:12,15,17, 22 10:18,24 38:9,10 39:8
\$8.10 20:18	3 16:3	92,000 16:17	agreements 13:13 32:1
\$807,000 16:12	30 5:7 16:2	99 9:4	ahead 33:1
1	300,000 13:12	A	ambitious 31:23
10 36:20	30th 15:21 16:8	abandon 36:5	amended 13:3
1041 17:14	3rd 37:25	abutments 12:19 13:7	amendment 4:20 8:20 9:16,19 13:8 21:17,18 22:12 38:4 39:3
115 17:17	4	access 14:1,5 31:25 32:1,7	amendments 8:21
14 11:11	4 16:15 17:1	accidentally 28:23	American 24:16 25:1 26:24 27:18 32:6
15 4:9	401C 10:21	account 4:22,23 5:5, 11,12 15:13,24 16:4,5, 6,7,9,11,12	ample 10:2
15th 8:13	45 34:23 35:3	accounting 15:7	and/or 7:19
16th 14:17	5	accounts 15:25 16:1,4 18:18	Anderson 8:25 15:7,8, 15 17:11 18:2,15
18 5:17 39:22	50/50 13:14	ACD 25:8	annual 7:8
1950s 34:5	515 5:5	Act 10:4,22 12:4	annually 17:23
1970s 12:20	531 28:21,24	activities 7:24 30:8,15	apply 26:9
1st 9:23	5:00 39:22	acts 13:5	applying 8:8
2	5:01 3:4	actual 28:19	appraiser 6:24
2 15:17	5th 5:2	addition 16:7	appropriation 16:16
20 5:21		additional 11:19 13:1, 13	approval 8:17,18 9:19, 20 10:20 14:17 18:18 19:15 21:15 22:11
2018 12:21			
2019 4:2 8:24 17:13			
2020 3:3 4:4,9,12 5:13,			

35:15	barge 14:2 36:21	23:11 37:18 38:23 39:19	checked 9:2
approve 14:19,20 16:22 18:20,21 19:22, 23 20:19,21 21:18 22:13,15	barges 36:19		checking 16:9,11
approved 13:17 15:5 20:15 23:10	base 30:21	<hr/> C <hr/>	checks 4:23
approximately 9:3 34:23	basically 13:5 17:20 24:7,13 25:3,12 26:22 27:6 30:12 35:10	C-A-B-R-E-R-A 24:12	chemistry 11:21
AR/BP 11:1,8,11,25	batch 33:20	C-A-T-H-O-D-I-C 26:8	Chicago 3:2 12:17
AR/BP's 10:6	bed 27:12	CABRERA 23:23 24:11 26:6 28:7 30:9 32:16,24 33:2 35:6 37:17	circulated 10:6
Arcelormittal 5:10,11 9:13 14:4	begins 32:20	calculations 4:16	city 11:22 12:17,20,22 13:10,16 39:5
area 13:25 26:20 27:2, 11 38:11,12	bid 6:8 12:14	calendar 7:10	city's 11:10,15
Army 5:14 14:5 23:20 36:25 37:19,21,22	bill 9:9	call 3:5 10:5 18:24 20:1 21:1,22 22:21 29:25 35:20 36:11	claim 4:3 16:22
asbestos 12:12	bird 5:23	called 23:25 25:24	claims 16:18,20 17:6
assessing 11:11	bit 29:19 32:9	calling 3:1 37:3	clay 25:9
assist 10:11 12:20	BMO 5:6	Callow 28:12 29:1,16 31:15 32:2,12 33:1,15, 20 34:2,11,17,22 35:2,8 37:16	clear 32:9
Associates 6:3 7:2 23:12,25	board 3:2,21,22 4:1 5:15,16 6:9,12,14,24 7:1,6,9,15,18,21 8:15 9:23,24 10:2,9,14 12:5, 15 13:3,19,21 14:6,18 23:18 33:9 39:13,21	canal 4:19 6:4 7:4 8:20 10:16,19 12:13,18 21:16 23:17 24:4,16,21, 25 25:6,14,19 26:21 27:2,5,11,12 29:20 30:11,15 32:5,21 34:3, 6,13,24 35:14 36:5,8 39:3	client 23:15
attendance 7:18 14:7	boom 38:3	cap 10:19	Cliftonlarsenallen 6:10
Attorney 4:18 5:16 6:21 14:9	boring 13:24 24:24 25:11,15 31:10 32:20, 23	carries 33:16,21	close 16:24 17:3,4
authorization 18:4	borings 14:1	carry 33:22	closed 31:4
aware 30:10,22	BP 6:3,5 7:3 8:5,9 11:3, 5,22 23:21 24:2,17,25 25:21 26:18,24 27:20 28:12 32:4 37:10 39:7,9	Cascade 11:25	closely 16:25
aye 15:1,2	BP's 7:17	case 34:17	closing 38:19
<hr/> B <hr/>	bridge 4:20 12:13,18 13:7 21:16	cash 15:16,18,23 16:7	Code 17:17
back 17:16,22 18:4 31:15 34:7 35:2	broken 29:6	cathodic 26:7	collapsing 25:11
background 12:15	Buckeye 8:7	CD 5:3,5	collected 15:19,21
backs 17:21	budget 4:9,11,12,13 8:11,18,19,23 16:13,19, 21 17:7 19:16	CDF 10:22,25	collection 9:4
backup 4:15	budgeted 15:23 16:25	CDS 16:6,7,11	comments 39:17,25
Bakota 3:6,7 18:21,24, 25 20:2,3,23 21:2,3,23, 24 22:22,23 33:11,19, 24 34:15	bumpers 13:6	challenges 13:25	commitment 13:11
balance 16:13	bumping 30:7	chance 30:20	committee 4:8 8:12,15 9:8 11:10 20:17
Bank 4:21,25 5:10	business 3:5,18 14:17 15:6 18:17 19:15 21:15	check 4:6	community 7:22
			companies 7:19
			company 23:25 25:24
			compares 4:11
			complete 32:22
			completed 10:12
			compliment 32:16
			concept 11:18
			conceptual 13:23

District Board of Directors' Meeting

10/21/2020

Index: conc..ente

conceptually 11:3	Corp 5:14	depending 27:4 29:11	Doyle 3:12 19:10 20:10 21:10 22:4 23:5
concern 35:10 36:4	Corps 8:2 9:13,16 10:17,20 14:3,5 23:20 30:3,6,25 36:25 37:19, 21,22	deposit 5:1,3	draft 9:20 13:18
concerns 12:18,21 25:22	correct 14:23 35:6	depth 24:21 27:5	dredge 38:10
concluded 12:1	corroding 26:10	description 30:14	dredging 5:11 10:5,15 30:4,23 36:20,23 37:1, 24,25 38:13
concludes 14:11	corrosion 25:22	design 10:19 11:3,7,10 13:23 24:7 26:1 27:8 32:8	drilling 14:2
conditions 12:10	cost 11:5	designer 11:8	duration 31:19
confidential 9:25	cost-share 13:15	designing 10:7 26:7	
confirm 24:20 25:13	cost-sharing 12:24	designs 10:9	<hr/> E <hr/>
confluence 30:5	couple 4:10 7:11 8:15	detail 28:1	
connect 33:6	COURT 24:9 26:5 39:10	determine 25:4,7 27:11	E-FILED 18:3
consideration 8:17 9:19,21 11:6 18:18 19:16 21:16 22:11	cover 17:7	development 5:19	e-mail 6:14,19
considered 9:25	COVID-19 12:9	dialed 28:21	e-mailed 7:9 9:22
construction 24:5,6 27:21,24 28:8,20	create 36:7	Diane 28:1,5,7,21 29:1, 4,6,8	earlier 31:1
consultant 15:7	cross 23:16	diesel 33:14,17,22	earliest 31:17
consulting 24:1	crosses 34:3	direct 30:22	early 12:19 34:5 38:1
contact 30:22,25	crossing 30:4 34:6	directly 17:16	earned 17:18
contents 3:21	crude 33:13	director 11:17	Earth 32:13
continue 9:5,13 11:23 35:22	current 26:9	directors' 3:19	easement 6:22
continued 37:6	<hr/> D <hr/>	disbursements 15:16, 18	east 3:1 10:16 12:17
continuing 38:1	date 3:3 4:3 5:3,17,24 9:2 18:19 28:15,17 31:17 34:4	discussion 11:24 29:17	ECI 5:6,20
contractor 11:25 29:1 37:24 38:13	dated 4:3 5:7,15,20 10:13 18:19	dispose 10:21	effort 31:20
cooperate 37:14	dates 31:15	district 3:2 9:12,15 10:11 12:20,22 13:15 39:8	efforts 10:6 12:3
coordinated 30:9 35:13	day 27:4 30:16	district's 12:3	Ellen 4:18 5:16 14:9 36:13 38:23,24 39:15
coordinating 8:6 30:16 31:13 39:6	days 36:2	division 38:5	emergency 10:5
coordination 8:4 30:8 38:3	December 38:1	docket 4:3 16:18,20,23 17:6	end 16:21 24:24 26:21, 23,24 33:6
Copeland 13:18	decided 15:11	docking 10:8	ended 15:21
copied 12:5	deep 25:2 27:9,17 34:21	document 10:3	ending 4:22,25 5:5
copies 4:4	defined 12:23	documents 38:17	endorse 38:7
copy 4:5,6,7 5:2 8:14 10:13	defines 13:8	dolphins 13:5	ends 25:14
Core 25:24	denied 8:9	DOT 17:12	engineering 4:17 6:4 24:2,4,14 26:16 28:4,18 32:14 37:19
			Engineers 5:14 14:6 23:20 36:25 37:19,22
			entered 12:22 38:9

District Board of Directors' Meeting

10/21/2020

Index: ente..Hoet

entertain 14:18 18:20 19:17,21 20:18 22:12, 20	federal 17:19	formal 35:15,19	government 17:19
environmental 24:1 29:2	fee 5:1,3,10,11 8:18,23 9:7,11,15,21 15:24 16:5,10 20:17	formation 25:9	graciously 23:21
environments 32:10	fees 6:25 9:2,5 15:20 17:15,21	forms 4:2 8:25 17:13, 25 18:2	Great 10:4,21 12:3
EPA 9:13 10:18 12:4 38:9,10	feet 25:2,15 27:10,14 33:3 34:23 35:3,5	forward 28:19	Gregory 4:18 14:10,15 15:11 28:23 38:24,25 39:11,16
establish 6:25	Fekete 3:1,8,10,12,14, 16 14:13,16,21,23,25 15:3,5 18:1,8,11,14,17, 22,24 19:1,3,5,8,10,12, 14,21,24 20:1,4,6,8,10, 12,14,22,24 21:1,4,6,8, 10,12,14,19,22,25 22:2, 4,6,8,10,16,18,20,24 23:1,3,5,7,9 30:18,20 31:3,8 33:9,25 34:8,21 35:1,10 37:8,12,18 38:22 39:12,15,17,19, 21	forwarded 6:13	Gregory's 5:16 38:23
estate 6:22		found 12:10	groundwater 11:12, 14,15
estimated 28:15		frame 30:14	group 16:10
evaluation 4:7 7:8		friendly 7:6	grout 34:20
evaluations 7:11		front 16:18	guess 37:4
event 25:19		fuel 33:17,23	guys 30:7 37:5
exact 34:4		fund 17:14	
examples 32:15		future 5:19	
exceed 13:10			<hr/> H <hr/>
excel 29:5		<hr/> G <hr/>	half 12:2
Excuse 24:9	Fernando 15:8,12 17:1,11 30:18 35:20 39:2,6	G-O-N-Z-A-L-O 23:23 24:11	hand 28:4
executive 3:19	field 26:15 36:18	gasoline 33:13,17,22	handled 27:25 32:4
existing 25:23 34:1,2, 22	file 17:23	gave 17:12	handles 29:3
expectation 32:21	files 17:14	general 11:18 15:24	happen 31:11
expected 5:19 33:7	fill 36:21	geophysics 24:19 27:3,16 32:17	harbor 6:4 7:4 23:16 24:4
expecting 29:13	final 9:16 22:11	George 10:15,19 38:11	HD 27:8 33:4
experienced 36:3	finance 4:8 8:12	geotech 11:25 12:1 25:3,14	HDD 6:4,5
experts 25:25	financial 6:10 8:11,13 9:8 16:14 18:11 20:16	geotechnical 25:13 26:4	headquarters 38:7
explain 28:7	financials 17:9	give 7:21,25 8:25 10:2 12:15 37:23	hear 14:14 28:9 29:7 30:18
explaining 19:18	find 27:15,16 32:18	giving 14:10	Hearing 14:13 19:21 22:20
extensive 29:2,9	firm 24:1,4	glad 37:8	held 4:8
extra 17:12	flow 11:20	goal 31:23	helpful 35:19
	FMT's 4:6 7:8	Golder 6:2,6 7:2,17 8:5, 10 23:11,13,20,22,25 37:10	Henry 3:8,9 14:22,23, 24 18:12,16,23 19:1,2, 25 20:4,5,20 21:4,5,20, 25 22:1,14,24,25
<hr/> F <hr/>	follow 11:21 31:3	Gonzalo 23:23	hired 10:10
facility 5:6	foot 9:10 20:18	good 18:8 19:18 23:24 27:4 29:15 30:8 34:7	hiring 6:23 25:24
fact 35:16	forecast 11:5 13:9	Google 32:13	history 29:2
farm 11:2 12:7	forecasted 12:12		Hoeting 29:8
favor 14:25	form 7:9 17:14,19,23 18:4		
Feddler 38:15			

District Board of Directors' Meeting

10/21/2020

Index: hold..mute

hold 20:17	introduce 23:22	legal 14:9 38:25 39:5	members 33:10
hole 24:24 25:11,15	IRS 18:5	level 35:8,9	memo 5:20 10:13
home 26:14	issue 25:11,22 32:7	linear 9:10 20:18	mentioned 6:7 7:1,16 8:14,24 12:14 23:17 31:13 39:3
hours 36:22	item 17:1,2,6,12	list 17:15 29:9,12 35:24	Merchants 4:21,25 5:3,5
hundred 25:2,15	items 6:7 7:1 14:11 15:22 17:4	long 17:5 29:12 33:3 36:7	
<hr/> I <hr/>	<hr/> J <hr/>	longer 31:19	mess 31:5
IHSC 6:5		loop 31:4	met 8:12
impact 36:23	jet 33:17,23	Lopez 3:14,15 14:20 19:12,13,23 20:12,13 21:12,13,18 22:8,9,17 23:7,8 28:9	metal 10:19
important 8:1 31:5 35:14	Jim 39:6	lot 29:10 32:12	middle 30:3
impressed 26:9	job 19:18	lowest 27:10,15	Midwest 29:4
improvements 38:18	John 3:6,16 18:9,24 19:14 20:2,14 21:2,14, 23 22:10,22 23:9		Mike 14:7 29:24,25 30:21,24 36:11,12,24 37:2,20,21 38:22
include 9:24 11:20 13:23	joining 7:2	<hr/> M <hr/>	million 16:1,2,8,9,17
included 11:8 13:14	<hr/> K <hr/>	made 5:1 35:16	minor 17:4
includes 4:17 8:22 13:4 39:1	Kevin 3:12 19:10 20:10 21:10 22:4 23:5	maintain 9:9 18:6	minutes 4:1 14:18 36:20
including 8:17 12:9,12, 24 13:9 23:20	key 13:14	majority 17:4	MM 9:6
income 17:20	kind 12:2 23:17 35:17	make 20:20 22:14 30:6, 21 31:4 35:12 36:6	money 17:18
increased 15:23	knowing 27:22	making 31:9	monitoring 5:23
Indiana 6:4 7:4 23:16 24:3	knowledge 13:2	management 3:2 4:17 9:6,18 11:12,14	month 4:24 5:24 7:7 10:10 15:18 16:22 17:12 32:22
indicating 26:19 29:20	<hr/> L <hr/>	manager 28:13 36:25	monthly 5:23 7:21
individual 16:23	lake 10:15,18 30:12 38:10	marked 27:2	months 15:20 33:7
individuals 7:19	Lakes 10:4,21 12:3	matrix 29:5	morning 6:11,13
information 9:22 11:19 25:5 26:12 35:12	land 12:1	matter 39:5	motion 14:18,20 15:5 18:20,21 19:22,23 20:15,18,20 21:18 22:12,14 23:10
informed 7:23 23:19 35:18	landscaped 16:15	matters 8:13 14:9 38:25 39:7	MOU 4:19,21 8:20 10:23 12:14,22,23 13:3, 17 21:17 39:3
inquiries 6:23	laundry 35:24	Mayor 13:17	move 35:18
installation 13:4 34:4	Law 38:25	measurements 25:24 26:7	moving 28:19
intended 33:12 34:5	layer 25:7	measures 26:4	MSA's 38:7
interagency 10:17	lead 39:2	meet 6:15	municipal 17:17
interest 15:20 17:15,20	lease 6:22,25	meeting 3:3,22,23 4:8 6:14,16,17,20,24 7:21 11:16,21 13:22 14:18 37:15 39:21,23	municipality 17:18
interests 27:22	left 12:19 13:8 16:25 17:2	Meetings 11:1	mute 37:5
internally 32:3,4	Legacy 10:4,22 12:3		

muted 28:23 36:12	operations 36:20	People's 5:9	posted 3:24 6:17,18
<hr/> N <hr/>	opportunity 7:23,25 8:2	percent 9:4	posting 3:23
navigate 13:7	opposition 15:3	performance 4:7 7:8,9	postponed 12:8
necessarily 27:12	option 11:13	period 35:23	potential 25:22
negotiations 39:1,10	options 11:12	permit 8:8 10:21 29:5	present 7:3,20 23:21 37:14
Nguyen 14:7 29:24 36:11,13,24 37:4,20,21	order 3:1,5,18 14:16 15:6 18:17 19:15 21:15 23:11 37:18 38:22	permits 27:23 29:9,11, 13 31:21 35:24 38:2	presentation 6:2 7:16 8:6 23:12 31:9 35:17,19 37:12
NIPSCO 6:22	orders 4:5	permitting 13:25 27:21 28:8 29:2,3 31:20	presented 11:9 28:14
non-taxable 17:22	original 4:21 6:8	person 6:15 30:24,25	presenting 6:6 35:11
north 26:23 32:2	originally 6:15 12:11	personally 36:17	pretty 27:9
notes 5:9	outstanding 7:12	perspective 28:14	prevent 26:10
November 6:24 13:21 25:17 26:3,12 39:22	oversight 24:5 26:2	phase 10:15 13:21,22 24:7,14 27:21,24 28:4,8	primary 29:16
NPD 8:8	<hr/> P <hr/>	phases 24:22	prior 12:16 30:16
number 28:22	P-L-E-W-S 39:11	phone 35:20	Pro 25:24
numbers 15:14	p.m. 3:4 39:22	phonetic 39:4	problems 36:7
<hr/> O <hr/>	packet 3:21 4:2 6:8,9, 12 7:2 8:15 9:24 10:2, 14 12:14 13:3,19 14:6 15:17 16:3	piers 27:18	process 35:21
observation 5:23	papers 6:17	pile 10:7 11:2,7,9,13	product 33:12,16,20
obstruction 27:15	parcel 38:16	pipe 34:19,20	products 33:18,22
obtain 31:22	Parkway 38:18	pipeline 6:3,5 7:3,17 12:7 23:15 24:3 25:23 27:9 33:6,13,16,21 34:1,2,22	profile 25:5,14
obtaining 13:24	Parsons 5:22 27:20 28:1	pipelines 26:10	progress 37:23
occur 10:16	part 10:6	piping 12:11	project 4:20 6:5 7:3,21 10:4 12:4,8,13 13:11, 15,21,24 21:17 23:14, 15,19,21 24:15,17 25:21 27:6 28:13 30:4 31:20 32:19 33:4 36:24 37:14,24 38:19
October 3:3 4:3,9 5:15, 17,21,25 7:7 8:13 9:23 10:14 11:11,23 18:19 37:25	parties 9:18 12:23	place 12:19	projected 13:9
office 4:17 18:7 26:14 36:18 38:5,8	partner 10:24	plan 13:20 24:18 34:7, 15	projects 7:23 23:18 28:16 29:3
officer 18:11	past 36:3	planned 7:24 8:3	proper 8:4
offices 26:14,17	Patrick 19:3,5,6 20:6,7 21:6,7 22:2,3 23:1,2	plans 32:14	properly 36:6
oil 33:13 38:2	payable 18:19	plant 11:16	property 14:4 24:25 25:1 39:7
ongoing 10:20 11:3 38:25	payment 9:7	plews 39:1,10	proposal 4:10 13:20
open 28:24	PCA 8:20 9:11,14,17, 19,21 22:12 38:4 39:1, 10	pocket 34:7	proposed 8:23 13:1
operating 8:23 15:24 16:4,12	people 30:23 35:13	point 27:10	protect 25:13
operation 36:19		points 32:1	protection 25:25 26:4, 8
		portion 4:15 27:1 37:1	
		possibly 28:19	

provide 14:8 24:5 28:1	reached 23:13 31:2	REPORTER 24:9 26:5 28:25 39:10	<hr/> S <hr/>
provided 13:16 30:13 38:5	readings 27:5	reporting 8:12	S-H-A-D-L-E-Y 39:11
provision 13:14	ready 6:11	reports 5:8 6:10	safely 13:6
provisions 12:24	real 6:22	representing 23:15	safety 12:17
prudent 30:5	realistic 31:18	request 8:6,7,9 23:17	sake 29:8
public 3:23 7:22 37:15 39:17,25	realistically 31:17	require 13:12	sand 25:10
pull 15:9,12	realize 37:5	required 11:20	scheduled 10:16 11:22
purchase 4:4	reason 25:20	resistivity 26:6	scope 11:4 12:25 13:2, 9,22 27:25
purge 34:19	reasons 12:8 25:20	resolution 9:12,14	secretary 18:9
purged 34:18	recall 12:16	resolve 12:21 32:7	section 10:16 17:17 34:19
purpose 29:16	receipts 15:16,18	respond 32:24	secured 36:6
pursue 9:5	receive 9:6 17:21	response 3:11,13 5:18 10:13 15:4 17:10 19:4, 9,11,20 20:9,11,25 21:9,11 22:5,7,19 23:4, 6 30:1 37:11 38:21 39:14,18,20	securing 34:15
put 7:14 29:4	received 7:10 10:20	responses 10:12 38:5	sediment 10:22 35:5,8
putting 39:8	recommendation 8:22 20:16,19	responsibilities 12:23	sediments 10:24
<hr/> Q <hr/>	recommendations 8:16	rest 26:13,16	segment 34:11
Q2 31:16,18,23	recommending 6:23 9:9	retained 24:2 26:18 27:20	seismic 29:18
quarter 5:12 28:10 31:12,14	redevelopment 11:2	return 18:4	send 10:1
question 8:1	referred 30:25	review 10:3 11:10,18	sending 9:18 36:19
questions 5:18 10:12 14:12 17:8,24 19:17,19 20:24 22:18 28:3,6 29:21 31:8 33:9 36:10 37:10 38:6,20 39:12	refined 33:16,17	reviewed 8:19	separate 6:7,14
quick 36:3	refinery 5:20 24:18 26:23	reviewing 38:16	September 4:24 5:2,4, 7,24 9:8 12:5 14:17 15:19,21 16:2,8,18
quorum 3:17	reflected 13:2	revision 5:17	service 34:10,14
<hr/> R <hr/>	register 4:6	right-of-way 32:6	set 28:17
rate 8:18,24 9:4,10 20:17	reimbursement 11:4	River 6:3 7:17 33:15	Shadley 39:2
rates 11:20	related 11:13 12:2,18	rock 25:8	shape 24:21
Ray 3:14 18:10,11 19:12 20:12 21:12 22:8 23:7	remember 29:24	Rodriguez 3:8,9 14:22, 24 18:12,16,23 19:1,2, 3,6,25 20:4,5,6,7,20 21:4,5,6,7,20,21,25 22:1,2,3,14,24,25 23:1, 2	shared 10:9
Ray's 18:1	reminder 7:6,18 10:10	roll 3:5 18:24 20:1 21:1, 22 22:21	sheet 10:7 11:2,7,9,13 29:5
reach 12:16 30:2,6 36:16,18	removal 12:7	Rouge 6:3 7:17 33:15	sheets 4:11,16
	renewals 8:8		ship 7:4 23:16
	replacement 24:3 33:25 34:6,8		ships 13:6
	replied 37:4		shore 6:22 29:19
	report 3:19 5:5,6,10,14, 16,22,23,24 7:14 9:1 14:6 15:7 16:3 37:19 38:2,23		shown 26:21
			shows 4:14 16:4,15

District Board of Directors' Meeting

10/21/2020

Index: shut..vote

17:1,19	stand 4:13	taxable 17:18	tree 10:5
shuts 38:14	start 3:20 24:18,23 28:10,15	team 11:7 32:3,6	Trevino 3:19,20 15:13 18:9 19:17 23:13 28:6 29:14,23 30:2,19,24 31:7,10,25 32:11,20 33:8 36:11,24 37:7,13 39:24
side 24:16,17 27:6,19 32:2,5	started 15:25 37:25	technical 10:8,11 11:10	trust 4:15 5:6 17:14,16
sides 24:15 25:5,19 27:13 32:1	statement 4:22,25 15:15,17 16:14	Tecumseh's 9:7	Tuesday 11:23 30:13
signature 18:1,3,6	statements 15:9	Ted 3:10 19:8 20:8 21:8 22:6 23:3	twofold 35:11
signatures 10:23	status 8:19	telephone 6:16	type 25:25 27:23
signed 13:17	steel 27:17	tend 35:23	typically 34:18
signify 14:25 15:2	Stephen 28:12 32:16, 25	term 36:7 39:9	
similar 8:7	Street 4:19 8:20 12:13, 18 21:16 39:3	Terminal 24:17 27:18	<hr/> U <hr/>
Sipe 39:4	study 24:2	Terminals 25:1 26:25 32:6	U.S. 26:15
sir 28:25	stuff 15:14	test 26:5	un-mute 36:14
site 26:18	submerged 34:18	testing 25:16	un-muted 14:15 36:13
situation 36:2	submitted 10:8 11:5 12:4	tests 26:3,11	uncertainty 28:16
slash 6:16	summary 4:5 5:9 8:25 29:15	texted 29:6	underground 12:11 31:10 32:23
slide 31:21	summer 12:9	thing 28:17	underneath 36:5
slides 6:2	supplemental 9:22	thought 19:18 36:13	understand 8:2
soil 25:19 26:6	surface 34:24 35:4	Thursday 30:13	understanding 31:1
solution 13:1	survey 7:14 24:15,18 29:19 34:24 35:7	tie-ins 33:5	unpaid 9:5
sort 17:19	surveying 26:21	Tim 8:25	unused 16:19,21
soundings 31:6	surveys 35:3	Tim's 9:1	update 9:11 14:8,9,10 37:23 38:15
south 11:1 26:24 32:5	system 26:8,9	time 3:4 10:2 25:10 28:13 29:8,10,12 30:14 35:23 36:22	updated 10:5
speaker 23:24	<hr/> T <hr/>	Times 3:23	user 5:1,3 6:25 8:18,23 9:2,4,7 15:19,24 16:5, 10 20:17
speaking 31:18	taking 34:9 39:2	tipping 5:10 9:11,15,21	utilities 11:17
specifics 6:20	talk 15:10 28:18 29:10 37:6	today 3:25 10:6 16:19, 20 17:6	<hr/> V <hr/>
spell 24:10	talking 29:7,23	today's 3:3,22 4:3 6:14,17 8:16 9:20 16:22 18:19	varies 35:9
spend 17:3	talks 14:3	totally 27:24	vendor 9:5
spent 15:22 16:17	tank 11:2 12:7	touch 30:21	video 6:16
split 13:15	tasks 24:13 32:18	traffic 35:14	virus 36:2
spread 4:10	tax 4:2 8:24 17:13,25 18:3	transfer 39:7	vote 19:14 20:1,14 21:1,14 22:10,21 23:9
spreadsheet 4:14		transmittal 12:6	
spring 12:9		treatment 11:16	
staffed 36:1			
staging 32:8,15			
stakeholders 3:25 6:19 7:22,25 23:19			

voucher 18:19	
	Y
W	
waiting 38:6	year 7:10 10:17 15:25 17:15 28:11,15
wall 10:7,8 11:2,7,9,13 27:17	years 12:16
walls 27:13	yesterday 6:11
wanted 10:1 37:23	Z
wastewater 11:15	Zagar 3:10 19:8 20:8 21:8 22:6 23:3
watch 16:24	Zoom 39:23
water 11:21 34:23 35:4, 8	
waterway 3:2 7:5,20, 24 8:3 12:1 13:5,6,24 14:2,5 23:18	
weather 38:2	
website 3:24 6:18	
week 11:23 23:14 24:19,23 25:16,18 26:2, 11 30:12	
weeks 26:16 29:18 30:12 32:22	
Weiser 6:21 39:6	
west 6:21 12:7	
wet 12:9	
Whiting 24:18 27:17 32:3	
Whiting's 26:23	
winter 38:14	
WM 13:10	
Wood 11:8,22	
work 7:19 8:3 9:14 10:19 11:5 12:1,2,25 13:2,9,22 23:24 24:15, 19,20 26:1,13,15,16 29:17,18,19,22 30:10, 17 35:25 37:1	
worked 28:18 39:4	
working 6:21 10:18,23 11:4 32:3,5,7 38:19	
written 13:13	