

In the Matter Of:
East Chicago Waterway Management

DISTRICT BOARD OF DIRECTORS' MEETING

December 15, 2021



Iseminger & Associates, Inc.
877-337-7379

**EAST CHICAGO WATERWAY MANAGEMENT
DISTRICT BOARD OF DIRECTORS' MEETING**

**City of East Chicago, Engineering/Annex Building
4444 Railroad Avenue
East Chicago, Indiana**

December 15, 2021

5:00 p.m.

Transcript of the East Chicago Waterway Management District Board of Directors' Meeting had in the above-entitled matter on the 15th day of December, 2021, commencing at 5:00 p.m., City of East Chicago, Engineering/Annex Building, 4444 Railroad Avenue, East Chicago, Indiana, and via Zoom Video/Telephone conference, before Dawn M. Iseminger, RPR, and Notary Public, within and for the County of Porter, State of Indiana.

A P P E A R A N C E S

JOHN FEKETE, President - appearing via Zoom

KEVIN DOYLE, Vice President - appearing via Zoom

RAYMOND LOPEZ, SR., Treasurer and Fiscal Officer

HENRY RODRIGUEZ, Secretary

JOHN BAKOTA, Board Member

FERNANDO TREVINO, FMT Consulting

ELLEN GREGORY, Ellen Gregory Law

Also Present:

Tim Anderson, CliftonLarsonAllen - appearing via Zoom

Todd Relue of Plews Shadley - appearing via Zoom

Jim Wescott of Tetra Tech - appearing via Zoom

District Board of Directors' Meeting
12/15/2021

1 MR. FEKETE: I'd like to call to order the
2 December 15th meeting of the East Chicago Waterway
3 Management District. The time is 5:05, and the
4 first order of business is roll call.

5 John Bakota?

6 MR. BAKOTA: Here.

7 MR. FEKETE: Henry Rodriguez?

8 MR. HENRY RODRIGUEZ: Here.

9 MR. FEKETE: Patrick Rodriguez?

10 (No response.)

11 MR. FEKETE: Ted Zagar?

12 (No response.)

13 MR. FEKETE: Kevin Doyle?

14 MR. DOYLE: Here.

15 MR. FEKETE: Ray Lopez?

16 MR. LOPEZ: Here.

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

19 The executive director's report,
20 Mr. Trevino.

21 MR. TREVINO: Let me just send Mike Nguyen a
22 text.

23 Okay. Fernando Trevino with FMT
24 Consulting. I'd like to start off by going
25 over the contents of your board packet. You

District Board of Directors' Meeting
12/15/2021

1 have the agenda for today's board meeting. You
2 have the posting for the public meeting posting
3 for today's board meeting. You have the board
4 minutes for the November 17, 2021, board
5 meeting. You have the First Merchant Bank
6 statements for account ending in 608 and 616,
7 along with the checks that were processed for
8 the month of November.

9 You also have the First Merchant Bank
10 statement report for our 21-month CD for
11 account ending in 515. You have the claim
12 docket for tonight's board meeting, along with
13 the copy of the purchase orders and the checks.

14 You have the project cooperation agreement
15 between the Army Corps of Engineers and the
16 District regarding the amendment that's
17 proposed for approval at today's board meeting.

18 You have a letter agreement titled,
19 "Reimbursement of cost to accomplish transfer
20 of properties," and it's dated December 15,
21 2021; and it's a letter agreement with AR/BP.
22 And that's on the agenda for approval
23 consideration as well.

24 You have Attorney Ellen Gregory's report
25 to the board regarding the user fees and the

1 recommendation regarding the 2022 user fee unit
2 rate.

3 You have CliftonLarsenAllen's engagement
4 letter for services for 2022.

5 You have BMO's ECI facility trust report
6 dated November 30, 2021. You have Tetra Tech's
7 progress report dated December 9, 2021,
8 regarding the Grand Cal' River remedial design
9 status.

10 You have the Army Corps of Engineers'
11 report to the board dated December 15, 2021.
12 You have Attorney Ellen Gregory's report to the
13 board with a revision date of December 13,
14 2021.

15 You have a letter from Parsons with a
16 revision date of December 1, 2021, regarding a
17 BP pipeline project that's crossing the
18 waterway in East Chicago.

19 And you have another letter from Parsons
20 dated December 10, 2021, regarding the monthly
21 bird observation for the month of November.

22 I sent separately, and you have a hard
23 copy that I handed out, CliftonLarsonAllen's
24 financial report for today's board meeting
25 dated November 20th, 2021.

1 And then to go over a few items on my
2 report. We have several approval items on
3 today's agenda. Two of the traditional items
4 are the board minutes and the monthly claim
5 docket. We also have the 2022 monthly
6 executive and public meeting announcement which
7 we are changing from the third Wednesday of the
8 month to the third Thursday of the month. We
9 have the project cooperation agreement
10 amendment, the BP term sheet letter agreement
11 dated December 15, 2021. We had the 2022 user
12 fee rate approval of \$7 per linear foot.

13 And we have the 2022 CliftonLarsonAllen
14 engagement letter, which covers their services
15 into the new year of 2022. I'll explain the
16 other action items later in my report.

17 Also, I had my annual 8-hour OSHA safety
18 refresher training on December 2nd. And as I
19 mentioned, you have a Parson's memo in your
20 packet that summarizes a BP project that's
21 installing a pipeline under the Indiana Harbor
22 ship canal. As in the past, we've asked
23 companies doing work along the waterway to give
24 a presentation at our public meeting to give
25 the board and stakeholders an opportunity to be

1 made aware of projects and activities along the
2 waterway, and we've asked them to present at
3 our January board meeting, and they have
4 agreed; so their presentation will be on
5 January's agenda.

6 Regarding finances, I heard from Rick
7 Nagle of EPA that our trust budget approval is
8 moving forward through their approval process
9 and we might get their concurrence approval
10 memo before Christmas.

11 User fees: As I mentioned, the 2022 user
12 fee rate recommendation is on today's agenda
13 for approval consideration. You might note
14 that the rate has been reduced from \$8.10 per
15 linear foot to \$7 per linear foot. And that's
16 attributed to additional new parcels and new
17 companies that we've identified to be assessed
18 user fees in 2022. A summary memo and
19 spreadsheet that summarizes the new parcels and
20 owners explaining the recommendation is in your
21 board packet.

22 The PCA amendment, after several years of
23 negotiating with the Corps on the PCA amendment
24 we've reached an agreement on the final PCA
25 amendment draft. The PCA amendment has been

1 approved by the Army Corps assistant secretary
2 to the Army, and the approval signature has
3 been delegated to their commander at their
4 Chicago office; and in my understanding, that's
5 Colonel Culbertson.

6 At stake for the District were several
7 million dollars of potential liability, and
8 this amended PCA brings clarity to our
9 financial obligations. And clarifying our PCA
10 financial obligation allows us to effectively
11 bank as cost share millions of dollars related
12 to the Cleveland Cliffs SEP dredging project.
13 And that will be towards the Great Lakes Legacy
14 Act projects to help finance future Grand Cal'
15 River junction reaches for mediation work.

16 I'd like to thank Todd Relue and his law
17 firm, Attorney Ellen Gregory, the district
18 board of directors, and of course the Army
19 Corps of Engineers, for all of their effort and
20 support on getting this final stage, which
21 really is a significant accomplishment.

22 We will be exploring the holding of a
23 signing ceremony, which if held will be in
24 2022.

25 The next step in all of this effort is to

1 work on the Cleveland Cliffs tipping fee
2 agreement amendment.

3 Regarding the Great Lakes Legacy Act
4 project, the sheet pile wall 90 percent
5 designed is on going. BP presented their
6 90 percent design to the city's technical
7 review committee on December 8th. The sheet
8 pile wall construction is scheduled to be
9 installed by the end of 2023.

10 The board might recall that in 2020 we
11 entered into a letter agreement with BP for
12 reimbursement of AECOM's technical services
13 related to the sheet pile wall design. An
14 invoice for reimbursement has been submitted to
15 BP related to those services.

16 Regarding the Lake George canal east
17 section, a reminder that that phase -- one
18 dredging was completed in 2020; and phase two
19 dredging isn't scheduled to recommence until
20 after the sheet pile wall project is completed,
21 which again is by the end of 2023.

22 The Lake George canal middle cap project,
23 the Army Corps has awarded the construction
24 project to Brennan. The project team had a
25 pre-construction meeting with Brennan on

1 November 30th to review project coordination
2 and safety efforts.

3 Regarding BP's pipeline removal project,
4 that project has been completed and the final
5 report issued. EPA approval of the report is
6 pending and expected any day.

7 Regarding the Grand Cal' River junction
8 reaches remedial design, Tetra Tech design work
9 is ongoing. The project team continues to have
10 periodic meetings advancing the design work.
11 The project team continues to work on various
12 tasks, including assessing the impact of the
13 two wetlands review and coordination of access
14 needs and agreements.

15 Section 106 permit coordination, defining
16 the remediation scope for the junction reaches,
17 and some factors being considered include
18 funding, timing, and coordination of adjacent
19 projects and property access.

20 Jim Wescott, who is the project manager
21 for Tetra Tech, will give an additional update
22 later on on the agenda.

23 The project team continues to review the
24 cost share calculations affiliated with the PCA
25 and the tipping fee amendments, which will be

1 used to leverage Great Lakes Legacy Act funding
2 for the remediation phase of this project.

3 Regarding work-in-kind reporting, the 2021
4 semiannual report was submitted to EPA on
5 behalf of the district on September 1st, and
6 they were going through their review process on
7 our semiannual report.

8 Regarding the Lake George canal west
9 project, a reminder that this portion of the
10 work is between BP and EPA, and that work is
11 ongoing.

12 Canal Street bridge project, design of the
13 two dolphins is ongoing. As part of the
14 permitting efforts we needed to settle a prior
15 standing violation that had to do with improper
16 demolition and removal of the old bridge. As
17 part of the effort to resolve that violation,
18 the district and the city entered into a
19 settlement agreement with the Army Corps. That
20 settlement agreement and the affiliated towing
21 agreement was approved and signed by the city
22 and approved by the district at last month's
23 board meeting. The signed agreements have been
24 forwarded to the Corps, which will be used for
25 the permitting process.

1 Regarding the record properties review, we
2 had a meeting with Rick Nagle of the EPA today
3 and Attorney Ellen Gregory will provide an
4 update during her report to the board.

5 The BP term sheet agreement for parcels
6 that BP is interested in acquiring from the
7 district: We continue to work with BP on that
8 effort. The appraisals affiliated with this
9 effort has been finalized. You might recall
10 that we had a letter agreement with BP for
11 reimbursing us for efforts to do that work.
12 I've submitted an invoice to BP for
13 reimbursement for our efforts through October
14 of this year. And that invoice also included
15 the two appraisal reports.

16 And I mentioned we had a letter agreement
17 with BP for reimbursement for this effort.
18 That letter agreement did not contemplate work
19 going beyond 2021, so we're recommending
20 updating that letter that basically extends our
21 reimbursement of costs into 2022. And that
22 updated letter is on today's agenda for
23 approval consideration.

24 The Corps report to the board is in your
25 packet.

1 Did Mike Nguyen join us?

2 MS. GREGORY: He told us last month that he
3 was going to take vacation time.

4 MR. TREVINO: Okay. The Army Corps report is
5 in your packet. And also Attorney Ellen Gregory
6 will be giving an update on various legal matters.

7

8 Also in attendance is Todd Relue, of Plews
9 Shadley, that will give an update when we get
10 to the approval of the PCA amendment.

11 And that concludes my report to the board.

12 MR. FEKETE: Any questions for Mr. Trevino?

13 (No response.)

14 MR. FEKETE: Hearing none, thank you.

15 The next order of business is the approval
16 consideration of the board meeting notes for
17 November 17, 2021. I'll entertain a motion to
18 approve.

19 MR. BAKOTA: Motion to accept.

20 MR. LOPEZ: Second.

21 MR. FEKETE: We have a motion and second.

22 Roll call vote.

23 John Bakota?

24 MR. BAKOTA: Yes.

25 MR. FEKETE: Henry Rodriguez?

District Board of Directors' Meeting
12/15/2021

1 MR. HENRY RODRIGUEZ: Yes.

2 MR. FEKETE: Patrick Rodriguez?

3 (No response.)

4 MR. FEKETE: Ted Zagar?

5 (No response.)

6 MR. FEKETE: Kevin Doyle?

7 MR. DOYLE: Yes.

8 MR. FEKETE: Ray Lopez?

9 MR. LOPEZ: Yes.

10 MR. FEKETE: John Fekete, I vote yes. Those
11 minutes are approved.

12 The next order of business is the
13 accounting consultant report, Mr. Anderson.

14 MR. ANDERSON: Hi, guys. Can you hear me
15 okay?

16 (All signify "yes".)

17 MR. ANDERSON: Does everybody have a copy of
18 the financials?

19 MR. BAKOTA: Yeah.

20 MR. ANDERSON: Nice. All right, so this is
21 our report through November, which also includes
22 the claims docket that you have before you today.

23 Page 2 of the report shows the cash coming
24 in out of the receipts and then the
25 disbursements going out for the year.

1 We started the year with \$3.9 million in
2 cash between the operating account, the user
3 fee account, and the CDs that we have. And as
4 of November 30th, that balance was \$4,039,000.

5 So our cash has increased \$127,000 during
6 the first 11 months of 2021.

7 For 2022, I would like to get the BMO
8 trust on this account. I had some difficulties
9 hooking up with BMO on how we get that to
10 happen, but I would like to see the trust
11 assets on here for 2022. It shouldn't be too
12 hard to get it.

13 So this report is just on the operating
14 account, the user fee account, and then the
15 certificates of deposit that we have in the
16 waterway.

17 Page 3 shows each of the different
18 accounts. Up at the top is the operating
19 account, which has a million four in it. The
20 user fee account, which has a million in it.
21 And then the CDs, which were part of the user
22 fee group, we've got a million five.

23 Page 4 is the landscape, the important
24 page, and it shows that we have an original
25 budget of a million six. We made some

1 amendments to it basically to get up to a
2 million nine. We spent \$489,000 of that
3 through November, and we have a claims docket
4 in front of you today for \$47,000, \$48-.

5 So we have an unused budget of a million
6 four, which ties back to our operating account.
7 It's basically the cash in the operating
8 account is the unused budget prior to the
9 claims docket tonight.

10 So everything balances out really nicely.
11 We're not over budget on any one line item.
12 Fernando watches that like a hawk. And so far
13 so good for 2021, and we have one more month
14 left and then we'll present the 2022 budget.

15 We get to add the accounts payable at
16 12/30/21 to that budget.

17 Any questions on the reports? It's all
18 very straightforward this month, and there's
19 plenty of unused budget for all of our
20 expenses.

21 MR. LOPEZ: Can you explain the voided
22 checks?

23 MR. ANDERSON: Yeah. There was a couple of
24 checks, I think one was actually to us. The
25 software is kind of funny, the state board of

1 account software. In order to void a check, you
2 basically have to leave it in the cash
3 disbursements. So if you take a look at the total
4 on Page 3 of our cash disbursements, it says
5 \$504,000. If you take off those voided checks,
6 you get the number that's on the prior page,
7 \$490-. The cash disbursements do not include the
8 voided check. The cash disbursements on Page 2 do
9 not include the voided checks.

10 Basically we would net those two numbers
11 out of the amount that's credited. It's just
12 the software doesn't let us do that. The
13 software requires that we leave the expense in
14 there, and then we record almost like a revenue
15 for the voided item because we've re-cut those
16 checks. So that's the story there.

17 MR. LOPEZ: Okay. Thank you.

18 MR. ANDERSON: Thanks for the question, Ray.
19 Like I say, that one check, 1822, was actually to
20 us; and it definitely got lost in the mail. I
21 have no explanation where that check is sitting,
22 other than it doesn't matter; we put a stop
23 payment on it and reissued.

24 MR. LOPEZ: Thank you.

25 MR. ANDERSON: Happy holidays.

District Board of Directors' Meeting
12/15/2021

1 (All signify "Same to you.")

2 MR. FEKETE: So that leads us to the approval
3 consideration for the accounts payable voucher
4 register dated December 15, 2021. I'll entertain
5 a motion to approve.

6 MR. BAKOTA: Motion to approve.

7 MR. HENRY RODRIGUEZ: I second.

8 MR. FEKETE: A motion and a second. Roll
9 call vote.

10 John Bakota?

11 MR. BAKOTA: Yes.

12 MR. FEKETE: Henry Rodriguez?

13 MR. HENRY RODRIGUEZ: Yes.

14 MR. FEKETE: Patrick Rodriguez?

15 (No response.)

16 MR. FEKETE: Ted Zagar?

17 (No response.)

18 MR. FEKETE: Kevin Doyle?

19 MR. DOYLE: Yes.

20 MR. FEKETE: Ray Lopez?

21 MR. LOPEZ: Yes.

22 MR. FEKETE: John Fekete, I vote yes. That
23 motion is approved.

24 At this point in time we have up for
25 approval consideration the 2022 monthly

1 executive and public meeting announcement
2 calendar.

3 As was noted by Mr. Trevino, all of the
4 dates have been moved from what has been
5 traditionally the third Wednesday to the third
6 Thursday of every month.

7 So are there any questions?

8 (No response.)

9 MR. FEKETE: I'll entertain a motion for
10 approval consideration for the 2022 calendar.

11 MR. LOPEZ: Motion to approve.

12 MR. FEKETE: Do I have a second?

13 MR. HENRY RODRIGUEZ: Second.

14 MR. FEKETE: And a second. We'll have a roll
15 call vote.

16 John Bakota?

17 MR. BAKOTA: Yes.

18 MR. FEKETE: Henry Rodriguez?

19 MR. HENRY RODRIGUEZ: Yes.

20 MR. FEKETE: Patrick Rodriguez?

21 (No response.)

22 MR. FEKETE: Ted Zagar?

23 (No response.)

24 MR. FEKETE: Kevin Doyle?

25 MR. DOYLE: Yes.

District Board of Directors' Meeting
12/15/2021

1 MR. FEKETE: Ray Lopez?

2 MR. LOPEZ: Yes.

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

4 Okay. The calendar for 2022 has been
5 approved.

6 The next order of business is the project
7 cooperation agreement. I might add "the long
8 awaited project cooperation agreement amendment."
9 I'll entertain a motion to approve.

10 MR. BAKOTA: Motion to approve.

11 MR. TREVINO: Can we have Todd --

12 MR. FEKETE: Before we do that, yeah.

13 MR. TREVINO: Or you can do it under -- have
14 both motions.

15 MR. FEKETE: Let's have a motion, and then we
16 can have questions and go for approval.

17 MR. TREVINO: Okay.

18 MR. FEKETE: We have a motion. Do I have a
19 second?

20 MR. HENRY RODRIGUEZ: Second.

21 MR. FEKETE: We have a second.

22 At this point, I'll turn it over for
23 comments from our attorney, Todd.

24 MR. RELUE: Thank you, John. So very
25 briefly, as Fernando alluded to, this is an

1 amendment to the project cooperation agreement
2 that ECWMD entered into with the Army Corps of
3 Engineers back in 2000. There was some sort of
4 uncertainty about this agreement for a number of
5 years from a couple of different reasons. One is
6 that in 2005 there was a piece of the
7 Appropriations Act that was passed that would cut
8 off ECWMD's liability for a portion of that cost
9 share as of 2005, and there was a slight
10 disagreement between us and the Corps as to
11 exactly what that meant.

12 The larger disagreement came out of the
13 amount of the cost share that ECWMD had to pay
14 for the confinement of the ArcelorMittal
15 materials, which are local service facility
16 materials in the CDF. And how that works is
17 ECWMD would enter into an agreement with
18 ArcelorMittal to confine a certain amount of
19 materials and would charge ArcelorMittal what's
20 called a tipping fee, like a per cubic yard
21 rate for confining that. And the amount or
22 rate that ECWMD set was based on some
23 projections by the Corps, by the Army Corps of
24 Engineers, that turned out to be wrong due to
25 some cost overruns and maybe some other errors

1 made by The Corps. So basically the Corps
2 wanted ECWMD to cover the difference, which
3 could be to the tune of several million
4 dollars.

5 So we engaged again over a long period of
6 time with the Army Corps of Engineers in
7 negotiating this and the end result is very
8 favorable for ECWMD. What it achieves are
9 effectively casts on what ECWMD will need to
10 pay. And where that comes out is that ECWMD's
11 total contribution for the hold of the CDF is
12 now capped with an initial payment of
13 22 million -- or initial amount of \$22,268,094,
14 with an additional amount of \$2,481,968 that
15 would be payable in the future over 30 years.

16 THE REPORTER: Please repeat that, Todd.

17 MR. RELUE: The initial payment obligation is
18 \$22,268,094, with an additional payment of
19 \$2,481,968 that will be due in the future and
20 payable over 30 years. The good thing is that
21 ECWMD has already paid very substantial amounts
22 into the confined disposal facility under this
23 cost share arrangement. ECWMD has already paid
24 \$14,879,454 of its own money. And through tipping
25 fees, as I mentioned, ArcelorMittal has paid

1 \$12,790,011, for a total contribution of
2 \$27,669,465. And so when you do that math, the
3 end result is that ECWMD is in line for a refund
4 from the Corps of \$5,401,371, which should be
5 payable within roughly 150 days from the time the
6 amendment is signed.

7 So on the whole, that's a great result for
8 ECWMD. We've gone from the Corps contending
9 that ECWMD owed them more money, to ECWMD being
10 entitled to a refund. Again, after the refund
11 is received they will still have the future
12 payments that we talked about that will be
13 payable over 30 years. But the immediate
14 refund is as I stated.

15 MR. TREVINO: Any questions?

16 (No response.)

17 MR. TREVINO: Thanks, Todd. That was a good
18 summary.

19 MR. FEKETE: Thank you very much.

20 Well, we have the motion and a second.
21 We'll entertain a 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
12/15/2021

1 MR. FEKETE: Patrick Rodriguez?

2 (No response.)

3 MR. FEKETE: Ted Zagar?

4 (No response.)

5 MR. FEKETE: Kevin Doyle? Kevin?

6 (No response.)

7 MS. GREGORY: He is not on anymore.

8 MR. RELUE: He was cutting in and out; so he
9 may be back in a second.

10 MR. FEKETE: Ray Lopez?

11 MR. LOPEZ: Yes.

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

13 MR. TREVINO: He said he was having computer
14 issues and he had to go.

15 (Whereupon Kevin Doyle is no
16 longer present via Zoom.)

17 MR. FEKETE: We have a motion that's been
18 approved.

19 MR. LOPEZ: Yeah.

20 MS. GREGORY: We need four votes.

21 MR. LOPEZ: Yeah, four. It's been approved.

22 MR. TREVINO: But then you went to Kevin and
23 you didn't finish your roll call.

24 MR. FEKETE: I know. But I just did now.

25 MR. LOPEZ: It passed with four. Okay, next

District Board of Directors' Meeting
12/15/2021

1 order of business?

2 MR. FEKETE: Okay, that motion is approved.

3 MR. TREVINO: Okay.

4 MR. BAKOTA: Mention that he left the
5 meeting.

6 MS. GREGORY: For the record, Kevin dropped
7 off the call before he was able to vote.

8 MR. FEKETE: The next order of business is
9 the approval consideration for the BP term sheet.
10 A letter agreement update, dated today's date,
11 12/15/21. Do we have a motion to approve?

12 MR. HENRY RODRIGUEZ: Motion to approve.

13 MR. FEKETE: Do I have a second?

14 MR. BAKOTA: Second.

15 MR. FEKETE: Okay. Motion and a second.

16 Roll call vote.

17 John Bakota?

18 MR. BAKOTA: Yes.

19 MR. FEKETE: Henry Rodriguez?

20 MR. HENRY RODRIGUEZ: Yes.

21 MR. FEKETE: Ted Zagar?

22 (No response.)

23 MR. FEKETE: Kevin Doyle?

24 (No response.)

25 MR. FEKETE: Ray Lopez?

District Board of Directors' Meeting
12/15/2021

1 MR. LOPEZ: Yes.

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

3 The next order of business for approval
4 consideration is the 2022 user fee rate
5 approval at \$7 per linear foot.

6 Do I have a motion to approve?

7 MR. HENRY RODRIGUEZ: Motion to approve.

8 MR. LOPEZ: Second.

9 MR. FEKETE: And a second. We will have a
10 roll call vote.

11 John Bakota?

12 MR. BAKOTA: Yes.

13 MR. FEKETE: Henry Rodriguez?

14 MR. HENRY RODRIGUEZ: Yes.

15 MR. FEKETE: Ted Zagar?

16 (No response.)

17 MR. FEKETE: Kevin Doyle?

18 (No response.)

19 MR. FEKETE: Ray Lopez?

20 MR. LOPEZ: Yes.

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

22 And next up is the 2022 CliftonLarsonAllen
23 engagement letter. I'll have a motion to
24 approve.

25 MR. LOPEZ: Motion to approve.

District Board of Directors' Meeting
12/15/2021

1 MR. FEKETE: And a second?

2 MR. BAKOTA: Second.

3 MR. FEKETE: And a second. We'll have a roll
4 call vote.

5 John Bakota?

6 MR. BAKOTA: Yes.

7 MR. FEKETE: Henry Rodriguez?

8 MR. HENRY RODRIGUEZ: Yes.

9 MR. FEKETE: Ted Zagar?

10 (No response.)

11 MR. FEKETE: Kevin Doyle?

12 (No response.)

13 MR. FEKETE: Ray Lopez?

14 MR. LOPEZ: Yes.

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

16 Did you want to just briefly go over the
17 BMO Harris trust report?

18 MR. TREVINO: Sure. As I mentioned, you have
19 the BMO trust report from Mr. David Alonzo dated
20 November 30, 2021.

21 So the first sheet is the bar graph
22 depicting the historical market values and the
23 distributions from the trust. The next one is
24 a report that shows the balance of the prime
25 money market account, and the 13-month CD. The

1 current balance at the end of November 30th is
2 \$4.52 million. And the difference between the
3 last report and this report is \$136,56. And
4 the last summary table is a list of the
5 historical value since 1997, and it shows the
6 total distributions from the trust.

7 And, again, it also depicts the difference
8 between the last two months, which is \$136.56.
9 And that's the BMO trust report.

10 MR. FEKETE: Okay. Thank you. Do you have
11 any questions for Mr. Trevino on the BMO trust
12 report?

13 (No response.)

14 MR. FEKETE: Okay. The Great Lakes Legacy
15 Act and Grand Cal' River junction reach remedial
16 design project, and we have an update from
17 Mr. Wescott.

18 MR. TREVINO: Mr. Jim Wescott, are you still
19 on?

20 MR. WESCOTT: I am.

21 Jim Wescott, I work with Tetra Tech. I'm
22 a consultant with the district working with
23 other stakeholders, primarily US EPA, to design
24 and help move a project to implementation.

25 The current status is we are designing an

1 in-river remedy for all of the rest of the
2 Grand Calumet River in East Chicago, which is
3 basically between Indianapolis Boulevard and
4 Kennedy Avenue, and then the Indiana Harbor
5 canal south of the navigation channel, which is
6 basically south of the Columbus Drive to where
7 the canal meets the Grand Calumet River. And
8 the remedy is primarily targeted dredging,
9 dredging where it's needed but not dredging
10 everywhere, followed by placement of a cap over
11 the sediment in the total project area. And
12 then for implementation, the remedy that we're
13 planning to permit and get access agreements
14 for that would be executed in 2023 is dredging
15 and capping the west branch of the Grand
16 Calumet River, and then dredging the remaining
17 sediment that needs to be removed from the
18 Indiana Harbor Canal. And then the remaining
19 cap work in the east branch of the Grand
20 Calumet River and the Indiana Harbor Canal
21 would all be done after that. There's some
22 coordination issues with a couple other
23 adjacent properties that the district and EPA
24 and other stakeholders are trying to resolve.

25 Are there any questions from anyone?

1 MR. FEKETE: No. That's very good. It all
2 started with the 2016 remedial action assessment
3 that you did, and it's encouraging to see that
4 we're moving in the right direction. So thank you
5 for your update and your continued good work.

6 MR. LOPEZ: Invoice, do we have to approve
7 that?

8 MR. TREVINO: No. Yeah, that's part of the
9 claim docket, but I put it in the progress report.

10 MR. FEKETE: Yeah, okay. The next order of
11 business is the US Army Corps report. Do you have
12 Mr. Nguyen's summary?

13 MR. TREVINO: Yes. So Mr. Mike Nguyen
14 submitted a report. And under the CDF
15 construction, the contractor has demobilized the
16 barges from the site which were removed on
17 November 16th. They're preparing a close-out
18 package for the contract, and they awarded a
19 standalone contract to Clean Harbors for the water
20 treatment contract on December 2nd, and the water
21 treatment will resume in early summer of 2022.

22 Regarding the phase two dike raise
23 project, the Corps received additional funds
24 and awarded all the remaining options to raise
25 the dike to full height, which is an additional

1 11 feet, and construction is ongoing.

2 CDF documentation, oil boom coordination,
3 nothing significant to report.

4 PCA and non-federal funding, regarding the
5 PCA revisions, the assistant secretary to the
6 Army office has approved the PCA amendment and
7 delegated the signature to the district
8 commander, which is Colonel Culbertson. ECWMD
9 needs to sign the PCA amendment first before
10 sending it to the Corps for signature, which we
11 approved and did today.

12 Regarding the Feddler parcel resolution,
13 the Corps real estate staff requested
14 additional information on the Lerr credits, and
15 they received it July of last year. They
16 received an updated letter of May 18th of this
17 year, and the Corps real estate staff is
18 working to finalize their review of the Lerr
19 credits.

20 The parkway improvement project
21 construction was completed last year, April,
22 and working to close out that contract.

23 That concludes the Army Corps report to
24 the board.

25 MR. FEKETE: Okay. Any questions for

1 Mr. Trevino?

2 (No response.)

3 MR. FEKETE: Thank you. The next order of
4 business is the Attorney Ellen Gregory report.

5 MS. GREGORY: Ellen Gregory, with Ellen
6 Gregory Law. Not to beat a dead horse, but the
7 PCA amendment has now been approved. The next
8 step in that whole process is to try and get going
9 on the tipping fee agreement with Cleveland
10 Cliffs. We've reached out to try and set up a
11 call with Cleveland Cliffs, EPA, and the Corps to
12 discuss the amendment to the tipping fee agreement
13 as well as an extension to Cleveland Cliffs'
14 current consent decree. We were unable to
15 schedule anything before the holidays, so we plan
16 to set something up early in 2022.

17 Property transfers: Mr. Trevino mentioned
18 the letter agreement that has been amended with
19 BP to make sure that we cover work that is done
20 in 2022 because the previous letter agreement
21 didn't address any work beyond the end of 2021.

22 The Canal Street bridge sediment
23 agreement, as Mr. Trevino mentioned have been
24 signed by us, signed by the district, and will
25 need to be signed -- has also been signed by

1 the City. And once those are finalized, the
2 work on the permitting for the Canal Street
3 bridge work can proceed.

4 On user fees, in your packet is a memo and
5 a spreadsheet showing new parcels that have
6 been identified. The spreadsheet that's in
7 your board packet, starting on Page 83 of your
8 board packet, is a two-page spreadsheet.

9 Highlighted in blue shows the new parcels that
10 have been newly assessed in 2022. Highlighted
11 in orange is documentation, numbers for
12 Cleveland Cliffs. Cleveland Cliffs is the only
13 entity that has reached the maximum allowable
14 annual assessment of \$75,000. And the
15 additional parcels and additional waterway
16 frontage distance results in a reduction in the
17 per linear foot rate from \$8.10 to \$7 per
18 linear foot. And that is explained in the memo
19 that's in your board packet as well as the
20 spreadsheet that goes along with that memo.

21 And then finally, this morning Fernando
22 Trevino and I were on a call with Rick Nagle.
23 EPA and IDEM's RICRA divisions are wanting
24 potentially groundwater investigation on the
25 ECI parcels that are not currently undergoing

1 investigation. So parcels that don't include
2 the south tank farm, obviously not the CDF
3 parcel. And in order to satisfy both IDEM and
4 EPA RICRA divisions that progress is being
5 made, we will probably be moving forward in
6 early 2022 to discuss groundwater investigation
7 on the other ECI parcels. The first step will
8 be doing a data gap analysis. And from that
9 work, we'll be able to determine what the scope
10 of work going forward for the actual
11 groundwater investigation will be.

12 Fernando Trevino and I will be working
13 with Rick Nagle from EPA to determine the scope
14 of that work and the timing of it in early
15 2022.

16 And that's all I have on legal matters.

17 MR. FEKETE: Any questions for Miss Gregory?

18 (No response.)

19 MR. FEKETE: Thank you very much.

20 Any new business to come before the board?

21 (No response.)

22 MR. FEKETE: Any public comments?

23 (No response.)

24 MR. FEKETE: Hearing none, our next board
25 meeting will be January 20, 2022, at 5:00 p.m.

District Board of Directors' Meeting
12/15/2021

1 This meeting is adjourned.

2
3
4
5
6
7
8
9
10
11
12
13
14
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 18th day of January, 2022.

Dawn M. Iseminger

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



District Board of Directors' Meeting

12/15/2021

Index: \$12,..AR/B

<hr/>	1822 17:19	<hr/>	12:8
\$	18th 31:16	6	agenda 4:1,22 6:3 7:5, 12 10:22 12:22
\$12,790,011 23:1	1997 28:5	608 4:6	agreed 7:4
\$127,000 15:5	1st 11:5	616 4:6	agreement 4:14,18,21 6:9,10 7:24 9:2,11 11:19,20,21 12:5,10,16, 18 20:7,8 21:1,4,17 25:10
\$136,56 28:3	<hr/>	<hr/>	agreements 10:14 11:23 29:13
\$136.56 28:8	2	8	alluded 20:25
\$14,879,454 22:24	2 14:23 17:8	8-hour 6:17	Alonzo 27:19
\$2,481,968 22:14,19	2000 21:3	8th 9:7	amended 8:8
\$22,268,094 22:13,18	2005 21:6,9	<hr/>	amendment 4:16 6:10 7:22,23,25 9:2 13:10 20:8 21:1 23:6 31:6,9
\$27,669,465 23:2	2016 30:2	9	amendments 10:25 16:1
\$3.9 15:1	2020 9:10,18	9 5:7	amount 17:11 21:13, 18,21 22:13,14
\$4,039,000 15:4	2021 4:4,21 5:6,7,11,14, 16,20,25 6:11 11:3 12:19 13:17 15:6 16:13 18:4 27:20	90 9:4,6	amounts 22:21
\$4.52 28:2	2022 5:1,4 6:5,11,13,15 7:11,18 8:24 12:21 15:7,11 16:14 18:25 19:10 20:4 26:4,22 30:21	<hr/>	Anderson 14:13,14,17, 20 16:23 17:18,25
\$47,000 16:4	2023 9:9,21 29:14	A	announcement 6:6 19:1
\$48- 16:4	20th 5:25	accept 13:19	annual 6:17
\$489,000 16:2	21-month 4:10	access 10:13,19 29:13	anymore 24:7
\$490- 17:7	22 22:13	accomplish 4:19	appraisal 12:15
\$5,401,371 23:4	2nd 6:18 30:20	accomplishment 8:21	appraisals 12:8
\$504,000 17:5	<hr/>	account 4:6,11 15:2,3, 8,14,19,20 16:6,8 17:1 27:25	Appropriations 21:7
\$7 6:12 7:15 26:5	3	accounting 14:13	approval 4:17,22 6:2, 12 7:7,8,9,13 8:2 10:5 12:23 13:10,15 18:2,25 19:10 20:16 25:9 26:3,5
\$8.10 7:14	30th 10:1 15:4 28:1	accounts 15:18 16:15 18:3	approve 13:18 18:5,6 19:11 20:9,10 25:11,12 26:6,7,24,25 30:6
<hr/>	<hr/>	achieves 22:8	approved 8:1 11:21,22 14:11 18:23 20:5 24:18, 21 25:2 31:6,11
1	3	acquiring 12:6	April 31:21
1 5:16	3 15:17 17:4	Act 8:14 9:3 11:1 21:7 28:15	AR/BP 4:21
10 5:20	30 5:6 22:15,20 23:13 27:20	action 6:16 30:2	
106 10:15	30th 10:1 15:4 28:1	activities 7:1	
11 15:6 31:1	<hr/>	add 16:15 20:7	
12/15/21 25:11	4	additional 7:16 10:21 22:14,18 30:23,25 31:14	
12/30/21 16:16	4 15:23	adjacent 10:18 29:23	
13 5:13	<hr/>	advancing 10:10	
13-month 27:25	5	AECOM's 9:12	
15 4:20 5:11 6:11 18:4	515 4:11	affiliated 10:24 11:20	
150 23:5	5:05 3:3		
15th 3:2			
16th 30:17			
17 4:4 13:17			

Arcelormittal 21:14, 18,19 22:25	BMO 15:7,9 27:17,19 28:9,11	casts 22:9	companies 6:23 7:17
area 29:11	BMO's 5:5	CD 4:10 27:25	completed 9:18,20 10:4 31:21
Army 4:15 5:10 8:1,2, 18 9:23 11:19 13:4 21:2,23 22:6 30:11 31:6,23	board 3:25 4:1,3,4,12, 17,25 5:11,13,24 6:4,25 7:3,21 8:18 9:10 11:23 12:4,24 13:11,16 16:25 31:24	CDF 21:16 22:11 30:14 31:2	computer 24:13
arrangement 22:23	boom 31:2	CDS 15:3,21	concludes 13:11 31:23
assessed 7:17	Boulevard 29:3	ceremony 8:23	concurrence 7:9
assessing 10:12	BP 5:17 6:10,20 9:5,11, 15 11:10 12:5,6,7,10, 12,17 25:9	certificates 15:15	confine 21:18
assessment 30:2	BP's 10:3	changing 6:7	confined 22:22
assets 15:11	branch 29:15,19	channel 29:5	confinement 21:14
assistant 8:1 31:5	Brennan 9:24,25	charge 21:19	confining 21:21
attendance 13:8	bridge 11:12,16	check 17:1,8,19,21	consideration 4:23 7:13 12:23 13:16 18:3, 25 19:10 25:9 26:4
attorney 4:24 5:12 8:17 12:3 13:5 20:23	briefly 20:25 27:16	checks 4:7,13 16:22,24 17:5,9,16	considered 10:17
attributed 7:16	brings 8:8	Chicago 3:2 5:18 8:4 29:2	construction 9:8,23 30:15 31:1,21
Avenue 29:4	budget 7:7 15:25 16:5, 8,11,14,16,19	Christmas 7:10	consultant 14:13 28:22
awaited 20:8	business 3:4 13:15 14:12 20:6 25:1,8 26:3 30:11	city 11:18,21	Consulting 3:24
awarded 9:23 30:18,24		city's 9:6	contemplate 12:18
aware 7:1		claim 4:11 6:4 30:9	contending 23:8
<hr/> B <hr/>	<hr/> C <hr/>	claims 14:22 16:3,9	contents 3:25
back 16:6 21:3 24:9	Cal' 5:8 8:14 10:7 28:15	clarifying 8:9	continue 12:7
Bakota 3:5,6 13:19,23, 24 14:19 18:6,10,11 19:16,17 20:10 23:22, 23 25:4,14,17,18 26:11, 12 27:2,5,6	calculations 10:24	clarity 8:8	continued 30:5
balance 15:4 27:24 28:1	calendar 19:2,10 20:4	Clean 30:19	continued 30:5
balances 16:10	call 3:1,4 13:22 18:9 19:15 23:21 24:23 25:7, 16 26:10 27:4	Cleveland 8:12 9:1	continues 10:9,11,23
bank 4:5,9 8:11	called 21:20	Cliffs 8:12 9:1	contract 30:18,19,20 31:22
bar 27:21	Calumet 29:2,7,16,20	Cliftonlarsenallen's 5:3	contractor 30:15
barges 30:16	canal 6:22 9:16,22 11:8,12 29:5,7,18,20	Cliftonlarsonallen 6:13 26:22	contribution 22:11 23:1
based 21:22	cap 9:22 29:10,19	Cliftonlarsonallen's 5:23	cooperation 4:14 6:9 20:7,8 21:1
basically 12:20 16:1,7 17:2,10 22:1 29:3,6	capped 22:12	close 31:22	coordination 10:1,13, 15,18 29:22 31:2
behalf 11:5	capping 29:15	close-out 30:17	copy 4:13 5:23 14:17
bird 5:21	cash 14:23 15:2,5 16:7 17:2,4,7,8	Colonel 8:5 31:8	Corps 4:15 5:10 7:23 8:1,19 9:23 11:19,24 12:24 13:4 21:2,10,23 22:1,6 23:4,8 30:11,23 31:10,13,17,23
		Columbus 29:6	cost 4:19 8:11 10:24
		commander 8:3 31:8	
		comments 20:23	
		committee 9:7	

21:8,13,25 22:23	difference 22:2 28:2,7	effectively 8:10 22:9	
costs 12:21	difficulties 15:8	effort 8:19,25 11:17 12:8,9,17	<hr/> F <hr/>
couple 16:23 21:5 29:22	dike 30:22,25	efforts 10:2 11:14 12:11,13	facility 5:5 21:15 22:22
cover 22:2	direction 30:4	Ellen 4:24 5:12 8:17 12:3 13:5	factors 10:17
covers 6:14	director's 3:19	encouraging 30:3	favorable 22:8
credited 17:11	directors 8:18	end 9:9,21 22:7 23:3 28:1	Feddler 31:12
credits 31:14,19	disagreement 21:10, 12	ending 4:6,11	fee 5:1 6:12 7:12 9:1 10:25 15:3,14,20,22 21:20 26:4
crossing 5:17	disbursements 14:25 17:3,4,7,8	engaged 22:5	fees 4:25 7:11,18 22:25
cubic 21:20	disposal 22:22	engagement 5:3 6:14 26:23	feet 31:1
Culbertson 8:5 31:8	distributions 27:23 28:6	Engineers 4:15 8:19 21:3,24 22:6	Fekete 3:1,7,9,11,13, 15,17 13:12,14,21,25 14:2,4,6,8,10 18:2,8,12, 14,16,18,20,22 19:9,12, 14,18,20,22,24 20:1,3, 12,15,18,21 23:19,24 24:1,3,5,10,12,17,24 25:2,8,13,15,19,21,23, 25 26:2,9,13,15,17,19, 21 27:1,3,7,9,11,13,15 28:10,14 30:1,10 31:25
current 28:1,25	district 3:3 4:16 8:6,17 11:5,18,22 12:7 28:22 29:23 31:7	Engineers' 5:10	
cut 21:7	docket 4:12 6:5 14:22 16:3,9 30:9	enter 21:17	
cutting 24:8	documentation 31:2	entered 9:11 11:18 21:2	
<hr/> D <hr/>	dollars 8:7,11 22:4	entertain 13:17 18:4 19:9 20:9 23:21	Fernando 3:23 16:12 20:25
date 5:13,16 25:10	dolphins 11:13	entitled 23:10	final 7:24 8:20 10:4
dated 4:20 5:6,7,11,20, 25 6:11 18:4 25:10 27:19	Doyle 3:13,14 14:6,7 18:18,19 19:24,25 24:5, 15 25:23 26:17 27:11	EPA 7:7 10:5 11:4,10 12:2 28:23 29:23	finalize 31:18
dates 19:4	draft 7:25	errors 21:25	finalized 12:9
David 27:19	dredging 8:12 9:18,19 29:8,9,14,16	estate 31:13,17	finance 8:14
day 10:6	Drive 29:6	executed 29:14	finances 7:6
days 23:5	dropped 25:6	executive 3:19 6:6 19:1	financial 5:24 8:9,10
December 3:2 4:20 5:7,11,13,16,20 6:11,18 9:7 18:4 30:20	due 21:24 22:19	expected 10:6	financials 14:18
defining 10:15	<hr/> E <hr/>	expense 17:13	finish 24:23
delegated 8:3 31:7	early 30:21	expenses 16:20	firm 8:17
demobilized 30:15	east 3:2 5:18 9:16 29:2, 19	explain 6:15 16:21	FMT 3:23
demolition 11:16	ECI 5:5	explaining 7:20	foot 6:12 7:15 26:5
depicting 27:22	ECWMD 21:2,13,17,22 22:2,8,9,21,23 23:3,8,9 31:8	explanation 17:21	forward 7:8
depicts 28:7	ECWMD's 21:8 22:10	exploring 8:22	forwarded 11:24
deposit 15:15		extends 12:20	front 16:4
design 5:8 9:6,13 10:8, 10 11:12 28:16,23			full 30:25
designed 9:5			funding 10:18 11:1 31:4
designing 28:25			

funds 30:23	19,20 26:7,13,14 27:7,8	<hr/>	leverage 11:1
funny 16:25	historical 27:22 28:5	<hr/> J <hr/>	liability 8:7 21:8
future 8:14 22:15,19 23:11	hold 22:11	January 7:3	linear 6:12 7:15 26:5
<hr/> G <hr/>	holding 8:22	January's 7:5	list 28:4
George 9:16,22 11:8	holidays 17:25	Jim 10:20 28:18,21	local 21:15
give 6:23,24 10:21 13:9	hooking 15:9	John 3:5,17 13:23 14:10 18:10,22 19:16 20:3,24 23:22 24:12 25:17 26:2,11,21 27:5, 15	long 20:7 22:5
giving 13:6	<hr/> I <hr/>	join 13:1	longer 24:16
good 16:13 22:20 23:17 30:1,5	identified 7:17	July 31:15	Lopez 3:15,16 13:20 14:8,9 16:21 17:17,24 18:20,21 19:11 20:1,2 24:10,11,19,21,25 25:25 26:1,8,19,20,25 27:13,14 30:6
Grand 5:8 8:14 10:7 28:15 29:2,7,15,19	impact 10:12	junction 8:15 10:7,16 28:15	lost 17:20
graph 27:21	implementation 28:24 29:12	<hr/> K <hr/>	<hr/> M <hr/>
great 8:13 9:3 11:1 23:7 28:14	important 15:23	Kennedy 29:4	made 7:1 15:25 22:1
Gregory 8:17 12:3 13:2,5 24:7,20 25:6	improper 11:15	Kevin 3:13 14:6 18:18 19:24 24:5,15,22 25:6, 23 26:17 27:11	mail 17:20
Gregory's 4:24 5:12	improvement 31:20	kind 16:25	Management 3:3
group 15:22	in-river 29:1	<hr/> L <hr/>	manager 10:20
guys 14:14	include 10:17 17:7,9	Lake 9:16,22 11:8	market 27:22,25
<hr/> H <hr/>	included 12:14	Lakes 8:13 9:3 11:1 28:14	materials 21:15,16,19
handed 5:23	includes 14:21	landscape 15:23	math 23:2
happen 15:10	including 10:12	larger 21:12	matter 17:22
Happy 17:25	increased 15:5	law 8:16	matters 13:6
Harbor 6:21 29:4,18,20	Indiana 6:21 29:4,18, 20	leads 18:2	meant 21:11
Harbors 30:19	Indianapolis 29:3	leave 17:2,13	mediation 8:15
hard 5:22 15:12	information 31:14	left 16:14 25:4	meeting 3:2 4:1,2,3,5, 12,17 5:24 6:6,24 7:3 9:25 11:23 12:2 13:16 19:1 25:5
Harris 27:17	initial 22:12,13,17	Legacy 8:13 9:3 11:1 28:14	meetings 10:10
hawk 16:12	installed 9:9	legal 13:6	meets 29:7
hear 14:14	installing 6:21	Lerr 31:14,18	memo 6:19 7:10,18
heard 7:6	interested 12:6	letter 4:18,21 5:4,15,19 6:10,14 9:11 12:10,16, 18,20,22 25:10 26:23 31:16	Mention 25:4
Hearing 13:14	invoice 9:14 12:12,14 30:6		mentioned 6:19 7:11 12:16 22:25 27:18
height 30:25	issued 10:5		Merchant 4:5,9
held 8:23	issues 24:14 29:22		middle 9:22
Henry 3:7,8 13:25 14:1 18:7,12,13 19:13,18,19 20:20 23:24,25 25:12,	item 16:11 17:15		
	items 6:1,2,3,16		

Mike 3:21 13:1 30:13	November 4:4,8 5:6, 21,25 10:1 13:17 14:21 15:4 16:3 27:20 28:1 30:17	Parsons 5:15,19	presentation 6:24 7:4
million 8:7 15:1,19,20, 22,25 16:2,5 22:3,13 28:2	number 17:6 21:4	part 11:13,17 15:21 30:8	presented 9:5
millions 8:11	numbers 17:10	passed 21:7 24:25	primarily 28:23 29:8
minutes 4:4 6:4 14:11	<hr/> O <hr/>	past 6:22	prime 27:24
money 22:24 23:9 27:25	obligation 8:10 22:17	Patrick 3:9 14:2 18:14 19:20 24:1	prior 11:14 16:8 17:6
month 4:8 5:21 6:8 13:2 16:13,18 19:6	obligations 8:9	pay 21:13 22:10	process 7:8 11:6,25
month's 11:22	observation 5:21	payable 16:15 18:3 22:15,20 23:5,13	processed 4:7
monthly 5:20 6:4,5 18:25	October 12:13	payment 17:23 22:12, 17,18	progress 5:7 30:9
months 15:6 28:8	office 8:4 31:6	payments 23:12	project 4:14 5:17 6:9, 20 8:12 9:4,20,22,24 10:1,3,4,9,11,20,23 11:2,9,12 20:6,8 21:1 28:16,24 29:11 30:23 31:20
motion 13:17,19,21 18:5,6,8,23 19:9,11 20:9,10,15,18 23:20 24:17 25:2,11,12,15 26:6,7,23,25	oil 31:2	PCA 7:22,23,24,25 8:8, 9 10:24 13:10 31:4,5,6, 9	projections 21:23
motions 20:14	ongoing 10:9 11:11,13 31:1	pending 10:6	projects 7:1 8:14 10:19
move 28:24	operating 15:2,13,18 16:6,7	percent 9:4,6	properties 4:20 12:1 29:23
moved 19:4	opportunity 6:25	period 22:5	property 10:19
moving 7:8 30:4	options 30:24	periodic 10:10	proposed 4:17
<hr/> N <hr/>	order 3:1,4 13:15 14:12 17:1 20:6 25:1,8 26:3 30:10	permit 10:15 29:13	provide 12:3
Nagle 7:7 12:2	orders 4:13	permitting 11:14,25	public 4:2 6:6,24 19:1
navigation 29:5	original 15:24	phase 9:17,18 11:2 30:22	purchase 4:13
needed 11:14 29:9	OSHA 6:17	piece 21:6	put 17:22 30:9
negotiating 7:23 22:7	overruns 21:25	pile 9:4,8,13,20	<hr/> Q <hr/>
net 17:10	owed 23:9	pipeline 5:17 6:21 10:3	question 17:18
Nguyen 3:21 13:1 30:13	owners 7:20	placement 29:10	questions 13:12 16:17 19:7 20:16 23:15 28:11 29:25 31:25
Nguyen's 30:12	<hr/> P <hr/>	planning 29:13	quorum 3:18
Nice 14:20	package 30:18	plenty 16:19	<hr/> R <hr/>
nicely 16:10	packet 3:25 6:20 7:21 12:25 13:5	Plews 13:8	raise 30:22,24
non-federal 31:4	paid 22:21,23,25	point 18:24 20:22	rate 5:2 6:12 7:12,14 21:21,22 26:4
note 7:13	parcel 31:12	portion 11:9 21:8	Ray 3:15 14:8 17:18 18:20 20:1 24:10 25:25 26:19 27:13
noted 19:3	parcels 7:16,19 12:5	posting 4:2	re-cut 17:15
notes 13:16	parkway 31:20	potential 8:7	
	Parson's 6:19	pre-construction 9:25	
		preparing 30:17	
		present 7:2 16:14 24:16	

reach 28:15	27:17,19,24 28:3,9,12	section 9:17 10:15	stage 8:20
reached 7:24	30:9,11,14 31:3,23	sediment 29:11,17	stake 8:6
reaches 8:15 10:8,16	REPORTER 22:16	semiannual 11:4,7	stakeholders 6:25 28:23 29:24
real 31:13,17	reporting 11:3	send 3:21	standalone 30:19
reasons 21:5	reports 12:15 16:17	sending 31:10	standing 11:15
recall 9:10 12:9	requested 31:13	SEP 8:12	start 3:24
receipts 14:24	requires 17:13	separately 5:22	started 15:1 30:2
received 23:11 30:23 31:15,16	resolution 31:12	September 11:5	state 16:25
recommence 9:19	resolve 11:17 29:24	service 21:15	stated 23:14
recommendation 5:1 7:12,20	response 3:10,12 13:13 14:3,5 18:15,17 19:8,21,23 23:16 24:2, 4,6 25:22,24 26:16,18 27:10,12 28:13	services 5:4 6:14 9:12, 15	statement 4:10
recommending 12:19	rest 29:1	set 21:22	statements 4:6
record 12:1 17:14 25:6	result 22:7 23:3,7	settle 11:14	status 5:9 28:25
reduced 7:14	resume 30:21	settlement 11:19,20	step 8:25
refresher 6:18	revenue 17:14	Shadley 13:9	stop 17:22
refund 23:3,10,14	review 9:7 10:1,13,23 11:6 12:1 31:18	share 8:11 10:24 21:9, 13 22:23	story 17:16
register 18:4	revision 5:13,16	sheet 6:10 9:4,7,13,20 12:5 25:9 27:21	straightforward 16:18
reimbursement 4:19 9:12,14 12:13,17,21	revisions 31:5	ship 6:22	Street 11:12
reimbursing 12:11	Rick 7:6 12:2	shows 14:23 15:17,24 27:24 28:5	submitted 9:14 11:4 12:12 30:14
reissued 17:23	River 5:8 8:15 10:7 28:15 29:2,7,16,20	sign 31:9	substantial 22:21
related 8:11 9:13,15	Rodriguez 3:7,8,9 13:25 14:1,2 18:7,12, 13,14 19:13,18,19,20 20:20 23:24,25 24:1 25:12,19,20 26:7,13,14 27:7,8	signature 8:2 31:7,10	summarizes 6:20 7:19
Relue 8:16 13:8 20:24 22:17 24:8		signed 11:21,23 23:6	summary 7:18 23:18 28:4 30:12
remaining 29:16,18 30:24		significant 8:21 31:3	summer 30:21
remedial 5:8 10:8 28:15 30:2		signify 14:16 18:1	support 8:20
remediation 10:16 11:2	roll 3:4 13:22 18:8 19:14 23:21 24:23 25:16 26:10 27:3	signing 8:23	<hr/> T <hr/>
remedy 29:1,8,12		site 30:16	table 28:4
reminder 9:17 11:9		sitting 17:21	talked 23:12
removal 10:3 11:16		slight 21:9	targeted 29:8
removed 29:17 30:16		software 16:25 17:1, 12,13	tasks 10:12
repeat 22:16	<hr/> S <hr/>	sort 21:3	team 9:24 10:9,11,23
report 3:19 4:10,24 5:5, 7,11,12,24 6:2,16 10:5 11:4,7 12:4,24 13:4,11 14:13,21,23 15:13	safety 6:17 10:2	south 29:5,6	Tech 10:8,21 28:21
	scheduled 9:8,19	spent 16:2	Tech's 5:6
	scope 10:16	spreadsheet 7:19	technical 9:6,12
	secretary 8:1 31:5	staff 31:13,17	Ted 3:11 14:4 18:16 19:22 24:3 25:21 26:15

27:9	turned 21:24	wetlands 10:13
term 6:10 12:5 25:9	<hr/>	work 6:23 8:15 9:1
Tetra 5:6 10:8,21 28:21	U	10:8,10,11 11:10 12:7,
text 3:22	<hr/>	11,18 28:21 29:19 30:5
thing 22:20	uncertainty 21:4	work-in-kind 11:3
Thursday 6:8 19:6	understanding 8:4	working 28:22 31:18,
ties 16:6	unit 5:1	22
time 3:3 13:3 18:24	unused 16:5,8,19	works 21:16
22:6 23:5	update 10:21 12:4	wrong 21:24
timing 10:18	13:6,9 25:10 28:16 30:5	<hr/>
tipping 9:1 10:25 21:20	updated 12:22 31:16	Y
22:24	updating 12:20	<hr/>
titled 4:18	user 4:25 5:1 6:11 7:11,	yard 21:20
today 12:2 14:22 16:4	18 15:2,14,20,21 26:4	year 6:15 12:14 14:25
31:11	<hr/>	15:1 31:15,17,21
today's 4:1,3,17 5:24	V	years 7:22 21:5 22:15,
6:3 7:12 12:22 25:10	<hr/>	20 23:13
Todd 8:16 13:8 20:11,	vacation 13:3	<hr/>
23 22:16 23:17	values 27:22	Z
told 13:2	violation 11:15,17	<hr/>
tonight 16:9	void 17:1	Zagar 3:11 14:4 18:16
tonight's 4:12	voided 16:21 17:5,8,9,	19:22 24:3 25:21 26:15
top 15:18	15	27:9
total 17:3 22:11 23:1	vote 13:22 14:10 18:9,	Zoom 24:16
28:6 29:11	22 19:15 20:3 23:21	
towing 11:20	24:12 25:7,16 26:2,10,	
traditional 6:3	21 27:4,15	
traditionally 19:5	votes 24:20	
training 6:18	voucher 18:3	
transfer 4:19	<hr/>	
treatment 30:20,21	W	
Trevino 3:20,21,23	<hr/>	
13:4,12 19:3 20:11,13,	wall 9:4,8,13,20	
17 23:15,17 24:13,22	wanted 22:2	
25:3 27:18 28:11,18	watches 16:12	
30:8,13	water 30:19,20	
trust 5:5 7:7 15:8,10	waterway 3:2 5:18	
27:17,19,23 28:6,9,11	6:23 7:2 15:16	
tune 22:3	Wednesday 6:7 19:5	
turn 20:22	Wescott 10:20 28:17,	
	18,20,21	
	west 11:8 29:15	