

To: President and Members of the Munster Town Council

From: Wendy Mis, Clerk-Treasurer

Date: May 9, 2024

Subject: Letter of Credit for the Grade Separation Project

Beginning in December of 2017, the U.S. Army Corps of Engineers (ACOE) required a Letter of Credit (LOC) from the Town of Munster to ensure that wetlands mitigation will be performed and performed properly in association with construction of the 45th Street underpass project.

On December 4, 2017, the Town Council approved the Clerk-Treasurer to execute documents for issuance of the Letter of Credit for \$ 150,000 regarding wetlands mitigation associated with the 45th Street underpass project, and to obligate the Town of Munster for fees payable to First Merchants Bank in connection with the Letter of Credit in the amount of \$ 3,000 annually.

The amount of the letter of Credit was reduced from \$ 150,000 to \$ 75,000 in 2022 as we are substantially compliant. In October of 2023 it was shared we are required to monitor the Grand Prairie Wetlands for an additional year. First Merchants Bank will charge a quarterly fee of \$ 375.00 for the Letter of Credit as it is believed it will be short term in nature.

RECOMMENDED ACTION:

As part of the consent agenda, authorize the Clerk-Treasurer to execute documents for issuance of the Letter of Credit renewal regarding wetlands mitigation associated with the 45th Street underpass project, and to obligate the Town of Munster for fees payable to First Merchants Bank in connection with the Letter of Credit.