

**AGENDA OF THE
BOARD OF PUBLIC WORKS AND SAFETY
City of Angola, Indiana
210 N Public Square**

Tuesday, July 5, 2022 – 6:30 p.m.

CALL TO ORDER BY CHAIR HICKMAN

1. Member roll call by Clerk-Treasurer Herbert.

Hickman _____ Martin _____ Olson _____

2. Request approval of the June 6 minutes. (attachment)

ORDER OF BUSINESS

1. Request approval of the Agreement Between The City of Angola and Steuben County Commissioners to relinquish the City's sanitary sewer easement along County Road 200 N as part of DES 1600762- County Road 200 N reconstruction project. (attachment)
2. Christine Simmons of 905 Pristine Ave. and Jack Brown of 903 Pristine Ave. regarding drainage issues on those properties.
3. Jody Berry of 1100 Manahan Drive regarding drainage issues on her property.
4. Request approval of the Agreement Re: Terrace of Buck Lake/ Villas of Buck Lake Water Line and Infrastructure with JK Property Investments, LLC. (attachment)
5. Department head reports.
6. Other business.

NEXT MEETING

The next meeting is Monday, August 1.

ADJOURNMENT

Individuals with disabilities who require accommodations for participation in meetings must request accommodations at least three business days ahead of scheduled meeting. Contact the Clerk-Treasurer, 210 North Public Square, Angola, IN 46703, (260) 665-2514 extension 7353, clerktreasurer@angolain.org as soon as possible but no later than three business days before the scheduled event.

JUNE 6, 2022

The regular meeting of the Board of Public Works and Safety of the City of Angola, Indiana was called to order by Chair Richard M. Hickman at 6:17 p.m. City Hall, 210 N Public Square. Members Richard M. Hickman, David B. Martin, and David A. Olson answered roll call. No member was absent. Clerk-Treasurer Ryan P. Herbert recorded the minutes.

Among those present were City Attorney Kim Shoup, Chief of Police Ken Whitmire, City Engineer Amanda Cope, Fire Captain Jason Meek, Water Superintendent Tom Selman, Economic Development and Planning Director Jennifer Barclay, Park Superintendent Matt Hanna, Assistant Wastewater Superintendent Cory Ritter, and Human Resources Director Sue Essman.

Also among those present were Sue Rumsey, James G. Summers, Clayton Griffin, Judy Griffin, and Jim Hale, Jill Curry, Lori Young, and Beth Swary of *The Herald Republican*.

APPROVAL OF MINUTES

Member Olson moved to approve the May 2, 2022 minutes. Member Martin seconded the motion. The motion carried 3-0.

ORDER OF BUSINESS

Member Martin moved to approve the Stormwater Management/BMP Facilities Agreement with Trine University for property located at 1 University Avenue. Member Olson seconded the motion. The motion carried 3-0.

Public hearing regarding the City of Angola to obtain assistance from the Drinking Water State Revolving Fund (DWSRF) Loan Program for Water Utility Improvements was open at 6:19 p.m. Jill Curry and Lori Young of Curry and Associates presided over the hearing and gave a presentation of the project. Member Martin asked about the possibility of waiving connection fees. Discussion followed. City Attorney Shoup asked about easement acquisition. Discussion followed. Lori Young was asked by the public if residents would be required to hook onto service. Young replied that they would not. Residents of Glenn Ire on Lake James asked if they would be able to access the system to connect. Jill Curry said she would speak to the community about the possibility and report back later. The public hearing was closed after discussion at 6:51.

Jim Hale returned to the Board regarding his request to allow him to extend and connect sewer service to his property located at 1285 N SR 827 which was tabled from the May 2 meeting. Member Martin asked Mr. Hale his plan for the property. Discussion followed. Mr. Hale stated that the ground was too wet to farm due to runoff, and he planned to process meat at the property. Martin asked Economic Development and Planning Director Jennifer Barclay if the property was properly zoned for this operation, and she responded that it was

not currently. Member Martin asked City Attorney Shoup if they were obligated to allow this request. Shoup responded that there was no mandate for the City to provide sewer service. Member Martin moved that the Board takes no action until the property had been properly rezoned for the planned use. Member Olson seconded the motion. The motion carried 3-0.

ADJOURNMENT

There being no further business, the meeting was considered adjourned at 7:05 p.m.

Richard M. Hickman, Chair

Attest:

Ryan P. Herbert, Clerk-Treasurer

**AGREEMENT BETWEEN THE CITY OF ANGOLA
AND STEUBEN COUNTY COMMISSIONERS**

This agreement is entered into this _____ day of _____, 2022, between the City of Angola (hereinafter "City") and the Steuben County Commissioners (hereinafter "County"). City hereby agrees that the road widening and proposed right-of-way for DES 1600762 - County Road 200 North reconstruction project may be accomplished by the County, thereby extinguishing the 15' sewer utility easement currently held by the City within the project limits.

In consideration of the City's approval under the terms of the above paragraph, the County agrees to do the following:

1. The City's current sewer utility may be located and maintained within the existing County road right-of-way.
2. If in the future the City's current sewer utility is displaced as a result of any action by the County, the County shall pay all reasonable costs for relocation.

Dated this _____ day of _____, 2022.

City of Angola

Steuben County Commissioners

Richard M. Hickman, Mayor

Wil Howard, President

Lynne Liechty, Vice President

Ken Shelton, Member

AGREEMENT

Re: Terrace of Buck Lake/Villas of Buck Lake Water Line and Infrastructure

This is an agreement between the City of Angola and JK Property Investments, LLC as to the proposed construction and potential cost sharing specific to the water main located along Terrace Boulevard. Portions of the existing water main was installed at a deep depth making maintenance of the infrastructure impractical. The location of existing fire hydrants on the west side of Terrace Boulevard are also a safety concern for the fire department to protect residents located on the east side of Terrace Boulevard.

As a result of these concerns a new water main is being proposed on the east side of Terrace Boulevard. The project would consist of the following:

Installation of ±800 feet of 8" C900 watermain along the east side of Terrace Boulevard. The north terminus of the water main will be at the connection of the existing 8" ductile iron pipe that extends under Terrace Boulevard. There will be a water main stub north of this connection for future main extension if needed.

Installation of three fire hydrants and miscellaneous fittings.

Installation of two Inserta valves.

All appropriate testing will also be completed by the contractor.

The watermain will be installed by open cut excavation therefore a temporary entrance will also be installed to redirect traffic through Terrace Ridge Apartments to remain access for residents and emergency personnel.

Site restoration and seeding is also included in this project.

Terrace Ridge Apartments' existing service line will be reconnected to the proposed 8" water main.

The total price for this project is \$135,488.00 as given by Julian Earthwork Inc. Both the proposed estimate and basic design schematic can be seen as attachments to this agreement.

The City of Angola and JK Property Investments, LLC agree to the following:

- The cost of construction of the project described as above will be a 50/50 cost sharing between the City of Angola and JK Property Investments, LLC. Any cost overages above and beyond the estimate of \$135,488.00 will be shared equally between the City of Angola and JK Property Investments, LLC. The City of Angola's share of the funding is contingent on the approval of the Redevelopment Commission.
- The City of Angola will be responsible for obtaining any required permits and submitting the Notice of Intent with IDEM.
- Construction Engineering will be the responsibility of the City of Angola.
- JK Property Investments, LLC will acquire and provide a 20' public utility easement to allow for the construction of the proposed water main.
- Existing structures/homes will not be required to have sidewalks installed, however any new developments/structures permitted after the date of this agreement will require sidewalk installation as per the Angola Municipal Code.

KW

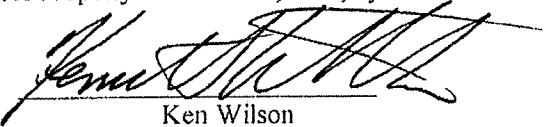
- The construction of Terrace Place Apartments (400 Terrace Blvd) which has been previously approved shall begin within 180 days of the completion of the water main project. These apartments shall be constructed and operated as market rate apartments. This provision is of utmost importance to the City of Angola. In the event JK Property Investments, LLC, violates or does not perform its obligations to begin and or complete the construction of the apartments then JK Property Investments, LLC will promptly reimburse the City of Angola for all costs and expenses paid or incurred by the City of Angola under this Agreement and in particular under this provision of the Agreement.
- No tax abatements will be approved for the properties along Terrace Boulevard.
- A positive recommendation to the City of Angola Board of Public Works will be given for the City acceptance of the following infrastructure:
 - Water mains, water hydrants, sanitary sewer mains, Streets (Terrace Blvd, Williamson Cir), street signs, and storm sewer that serve the Terrace of Buck Lake and Villas of Buck Lake Subdivision will be recommended for acceptance in their current conditions, without further testing, submission of as-built drawings or plans, modifications, or additions, as public improvements.
 - Irrigation lines and street lights will not be recommended for acceptance.
 - Irrigation sleeve for the irrigation line currently located in the public right-of-way will not be required to be removed or relocated.
- JK Property Investments, LLC will not be required to furnish the City with any maintenance or performance bonds for any of the accepted public infrastructure, and the City will promptly release the existing performance bond for \$46,250 for streets in the Villas of Buck Lake Subdivision once the street is accepted by the City of Angola Board of Public Works.

Dated the ____ day of _____, 2022.

City of Angola Board of Public Works, by:

JK Property Investments, LLC, by:

Richard M. Hickman
Mayor


Ken Wilson
President

David B. Martin

David A. Olson

This Agreement Prepared by Kim E. Shoup, Angola City Attorney, 210 N. Public Square. I have personally redacted all social security numbers and other personal identifying information from this document unless required to be in it by law.
Kim E. Shoup

