AGENDA OF THE COMMON COUNCIL City of Angola, Indiana 210 N. Public Square

Tuesday, January 3, 2023 - 7:00 p.m.

CALL TO ORDER BY MAYOR HICKMAN

1		Council Member roll call by Clerk-Treasurer Herbert.		
		Crum Olson Armstrong Martin	McDermid	
2		Remarks by Mayor Hickman		
3		Request approval of the December 19 minutes. (attachment)		
UNF	IN	NISHED BUSINESS		

1. Ordinance No. 1722-2023. AN ORDINANCE AMENDING THE ANGOLA MUNICIPAL CODE, TITLE 12 STREETS, SIDEWALKS AND PUBLIC PLACES, CHAPTER 12.25 PUBLIC PARKS. (Fees) (second reading) (attachment)

NEW BUSINESS

- 1. Elect Mayor Pro Tem for 2023
- 2. Public hearing regarding the Assisted Living Partners Annexation.
 - Resolution No. 2023-841. A RESOLUTION OF THE COMMON COUNCIL
 OF THE CITY OF ANGOLA, INDIANA ADOPTING A WRITTEN FISCAL
 PLAN AND DEFINITE POLICY FOR THE ANNEXATION OF CERTAIN
 TERRITORY CONTIGUOUS TO THE CITY OF ANGOLA, INDIANA.
 (attachment)
 - Ordinance No. 1723-2023. AN ORDINANCE EXTENDING AND INCREASING THE CORPORATE LIMITS OF THE CITY OF ANGOLA, INDIANA, PURSUANT TO THE PROVISIONS OF INDIANA CODE §36-4-3-5.1 BY ANNEXING THERETO CERTAIN TERRITORY CONTIGUOUS TO THE CITY OF ANGOLA. (first reading) (attachment)
- 2. Notice of filing of annexation petition with Council by 1 Synergy LLC (attachment)
- 3. Reports:
 - Clerk-Treasurer
 - Department heads

- 4. Request approval of the Allowance of Accounts Payable Vouchers 60661 through 60821 totaling \$562,396.14 (separate attachment)
- 5. Other new business.

NEXT MEETING

The next Common Council meeting is Tuesday, January 17.

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.

December 19, 2022

The regular meeting of the Common Council of the City of Angola, Indiana was called to order at 7:00 p.m. at City Hall, 210 North Public Square with Mayor Richard M. Hickman presiding. Council Members Gary L. Crum, David A. Olson, Kathleen G. Armstrong, and Jerold D. McDermid answered roll. Council member David B. Martin was absent. Clerk-Treasurer Ryan P. Herbert recorded the minutes.

Among those present were City Attorney Kim Shoup, Planning and Economic Development Director Jennifer Barclay, City Engineer Amanda Cope, Street Commissioner Chad Ritter, Park Superintendent Matt Hanna, Chief of Police Ken Whitmire, Fire Chief Doug Call, Water Superintendent Tom Selman, and Deputy Systems Administrator Nathan Armstrong.

Also, among those present were Colleen Everage, Lori Long, Crystal Church- Stavitzke, Abby Huff of OCRA, Leslie Schlottman, Kalyn Schlottman, and Oksana Kotkina of *The Herald Republican*.

APPROVAL OF THE MINUTES

Council Member Armstrong moved to approve the December 5, 2022 minutes. Council Member Olson seconded the motion. The motion carried 4-0.

NEW BUSINESS

Ordinance No. 1721-2022. AN ORDINANCE AMENDING THE CITY OF ANGOLA, INDIANA EMPLOYEE HANDBOOK. **EMPLOYEE** BENEFITS-PROGRAMS, was read by title and presented to Council for first reading. Council Member Olson moved to approve. Council Member McDermid seconded the motion. The motion to approve on first reading carried 4-0. Council Member Crum moved to poll the Council for unanimous consent to waive Common Council Meeting- Rule 22 to allow second and third readings, Council Member Olson seconded the motion. The motion to suspend Common Council Meetings- Rule 22 carried 4-0. Ordinance No. 1721-2022. AN ORDINANCE AMENDING THE CITY OF ANGOLA, INDIANA EMPLOYEE HANDBOOK, EMPLOYEE BENEFITS- LEAVE PROGRAMS, was then read by title and presented to Council on second reading. Council Member Olson moved to approve. Council Member Crum seconded the motion. The motion to approve on second reading carried 4-0. Ordinance No. 1721-2022. AN ORDINANCE AMENDING THE CITY OF ANGOLA, INDIANA EMPLOYEE HANDBOOK, EMPLOYEE BENEFITS- LEAVE PROGRAMS, was then read by title and presented to Council on third and final reading. Council Member Olson moved to approve. Council Member Crum seconded the motion. The motion to approve on third and final reading carried 4-0.

Ordinance No. 1722-2022. AN ORDINANCE AMENDING THE ANGOLA MUNICIPAL CODE, TITLE 12 STREETS, SIDEWALKS AND PUBLIC PLACES,

CHAPTER 12.25 PUBLIC PARKS, was read by title and presented to Council for first reading. Council Member McDermid moved to approve. Council Member Crum seconded the motion. The motion carried 4-0.

Senior Program Manager Abby Huff of the Office of Community and Rural Affairs provided a presentation and answered questions on the Indiana Main Street Program. The highlights of the presentation included how the program works, what a successful main street is, and roles and responsibilities of the organizations involved. Resolution No. 2022-839. A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF ANGOLA, INDIANA PARTNERSHIP WITH DOWNTOWN ANGOLA COALITION, was read by title and presented to Council for approval. Council Member Olson moved to approve. Council Member Armstrong seconded the motion. The motion carried 4-0.

Resolution No. 2022-840. A RESOLUTION PROVIDING FOR THE TRANSFER OF APPROPRIATIONS FOR THE CITY OF ANGOLA FOR THE GENERAL, MOTOR VEHICLE HIGHWAY, AND LIT- ECONOMIC DEVELOPMENT FUNDS AND FORWARDED TO THE COMMON COUNCIL FOR THEIR ACTION AND PASSAGE PURSUANT TO IC 6-1.1-18.6, was read by title and presented to Council for approval. Council Member Crum moved to approve. Council Member Olson seconded the motion. The motion carried 4-0.

Lori Long of Links Creative Alliance Inc. gave a report and answered questions on the Angola Rebranding Project. Long explained that Links would like to conduct two further community engagement sessions. Discussion followed regarding city logos. Council Member Armstrong moved to approve the Proposal for Services with Links Creative Alliance Inc. for Community Engagement to support re-branding efforts in the amount of \$16,090. Council Member McDermid seconded the motion. The motion carried 4-0.

Council Member Olson moved to approve the Lease with Freedom Academy, Inc for 2023 in the amount of \$300 per month. Council Member Armstrong seconded the motion. The motion carried 4-0.

Council Member Crum moved to approve the 2023 Fire Protection Agreements with Jackson Township in the amount of \$3,500. Council Member McDermid seconded the motion. The motion carried 3-1. Council Member Olson dissented.

Council Member McDermid moved to reappoint Mark A. Cowen and Charles P. Dowe to the Redevelopment Commission for the year 2023. Council Member Armstrong seconded the motion. The motion carried 4-0.

Mayor Hickman announced board, committee and commission appointments for 2023.

- Board of Public Works and Safety Richard M. Hickman, Chair David B. Martin, Council Member David A. Olson, Council Member
- Common Council Standing Committees

Services & Budget > Olson and Martin
Public Safety > Crum and Olson
City Utilities > Martin and McDermid
Streets, Alleys, and Lighting > Crum and Armstrong

• Traffic Commission
Jerold McDermid, Council Member

Mayor Hickman announced department head appointments for 2023.

Building Commissioner Scott L. Lehman Chief of Police Kenneth L. Whitmire City Attorney Kim E. Shoup City Engineer Amanda R. Cope Economic Development & Planning Director Jennifer M. Barclay Fire Chief Douglas L. Call Park Superintendent Matthew J. Hanna Street Commissioner Chad F. Ritter Systems Administrator Nathan A. Armstrong Water Superintendent Thomas H. Selman

Noted for the record was the filing of the Annual Certification of Elected Official to the Executive of the City of Angola, Indiana on Compliance with Municipal Nepotism Policy Involving Direct Line Supervision for the mayor, clerk-treasurer, and council members

Jeffrey S. Gaff

Noted for the record was the filing of the Annual Certification of Elected Official to the Executive of the City of Angola, Indiana on Compliance with Municipal Nepotism Policy Contracting with Unit Policy for the mayor and council members.

Clerk-Treasurer's Depository Statement and Cash Reconcilement for the month ending November 2022 was presented for Council information.

DEPARTMENT HEAD REPORTS

Wastewater Superintendent

Clerk-Treasurer Herbert reported that the city had received its 1782 Notice from the Department of Local Government Finance for the 2023 budget. The 2023 budget and tax rates were approved for the amounts approved by council and submitted to the DLGF.

City Engineer Cope reported that the city has received its notice of award for the 2023 Community Crossings Project totaling \$580,000.

APPROVAL OF ACCOUNTS PAYABLE VOUCHERS

Council Member Armstrong moved to approve the Allowance of Accounts Payable Vouchers 60419 through 60660 totaling \$782,179.09 which includes interfund transfers of \$145,192.50. Council Member McDermid seconded the motion. The motion carried 4-0.

ADJOURNMENT

There being no further business, the meeting was considered adjourned at 8:01 p.m.

Richard M. Hickman, Mayor Presiding Officer Attest: Ryan P. Herbert, Clerk-Treasurer

AN ORDINANCE AMENDING THE ANGOLA MUNICIPAL CODE, TITLE 12 STREETS, SIDEWALKS AND PUBLIC PLACES, CHAPTER 12.25 PUBLIC PARKS

BE IT HEREBY ORDAINED by the Common Council of the City of Angola, Indiana that the Angola Municipal Code is being amended by the text of existing provisions in this style type, additions will appear in **this style type**:

Section 1. Section 12.25.060 Fees is amended to read:

(A) Except for government entities and not-for-profit organizations, fees for the use of park pavilions are established as follows:

Park	City Resident	City Resident	Nonresident	Nonresident	Security Deposit
Selman Timber Frame	\$200.00	\$300.00	\$250.00	\$360.00	
Commons Hall – Full day	\$300.00	\$300.00	\$350.00	\$360.00	\$200.00
Commons Hall – Four hours	\$150.00	\$150.00	\$200.00	\$180.00	
Firemen's Park	40.00	\$75.00	50.00	\$90.00	
Lions Pavilion	60.00	\$65.00	75.00	\$78.00	
Locust Pavilion	20.00	\$25.00	25.00	\$30.00	
Friendship Pavilion	36.00	\$40.00	45.00	\$48.00	

(B) For a government entity or a not-for-profit organization who has 501(c)(3) status, fees for the use of park pavilions are established as follows:

Park	Governme Profit Org	nt Entity or Not-for- canization
Selman Timber Frame	\$125.00	\$180.00
Commons Hall – Four hours	\$100.00	\$180.00
Firemen's Park	\$25.00	\$45.00
Lions Pavilion	\$38.00	\$39.00

- (C) Additional Service Fees.
 - (1) For unlocking of tables at the Selman Timber Frame, an additional service fee of \$25.00 \$50.00 applies.
 - (2) For removal of tables at the Selman Timber Frame, an additional service fee of \$50.00 applies.
 - (3) For the addition of tables at any pavilion:

Up to 10 tables \$25.00 \$50.00

ORDINANCE NO. 1722-2023

From 10 to 20 tables \$50.00

- (D) Said fees are due and payable before the city approves the park pavilion reservation.
 - (E) All fees shall be receipted to the park non-reverting capital fund.

Section	2	Effective	data
Section	4.	Effective	uate.

This ordinance shall be effective upon passage and adoption by the Common Council and approval by the Mayor.

mon Council of the City of Angola, Indiana, f ayes and nays.
ichard M. Hickman, Mayor esiding Officer
erk-Treasurer of the City of Angola, Indiana . this day of January 2023.
yan P. Herbert, Clerk-Treasurer
by me, the Mayor of the City of Angola,
ichard M. Hickman, Mayor

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF ANGOLA, INDIANA ADOPTING A WRITTEN FISCAL PLAN AND DEFINITE POLICY FOR THE ANNEXATION OF CERTAIN TERRITORY CONTIGUOUS TO THE CITY OF ANGOLA, INDIANA

Angola Assisted Living Partners, LLC

WHEREAS, on December 5, 2022, the City of Angola Common Council (the "Common Council") was presented with a certain Petition for Annexation into the City of Angola, Indiana (the "Petition"), executed by one hundred percent (100%) of the owners of certain parcels of real property contiguous to but outside the corporate boundaries of the City of Angola (the "City"), the legal description of which is attached hereto as Exhibit "A" and a map of said parcels being attached hereto as <a href="Exhibit "B" (the "Annexation Area"); and

WHEREAS, pursuant to the Petition, the property owners voluntarily petitioned for the annexation of the Annexation Area, together with any adjacent right of way, if any, into the City; and

WHEREAS, in accordance with the Petition, the City desires to annex the Annexation Area into the corporate boundaries of the City, said annexation being of benefit and use for the City; and

WHEREAS, Indiana Code §36-4-3-3.1 requires that the Common Council develop and adopt by resolution a written fiscal plan and establish a definite policy for the provision of services to the Annexation Area that meets the requirements set forth in I.C. §36-4-3-13; and

WHEREAS, the City has developed the fiscal plan (the "Fiscal Plan") and established a definite policy for the provision of services to the Annexation Area, which Fiscal Plan is attached hereto as <u>Exhibit "C"</u>; and

WHEREAS, the Fiscal Plan complies with the requirements of Indiana law in that it shows: (i) the cost estimates of planned services to be furnished to the Annexation Area, itemized for each municipal department or agency; (ii) the method or methods of financing the planned services, together with an explanation of how specific and detailed expenses will be funded, indicating the taxes, grants and other funding to be used; and (iii) the plan for the organization and extension of services, detailing the specific services that will be provided and the dates the services will begin; and

WHEREAS, the Fiscal Plan complies with the requirements of Indiana law to provide services of a noncapital nature (including police protection, fire protection, street and road maintenance, and other noncapital services normally provided within the

corporate boundaries of the City) to the Annexation Area within one (1) year after the effective date of the annexation in a manner equivalent in standard and scope to those noncapital services provided to areas within the current corporate boundaries, regardless of similar topography, patterns of land use, and population density; and

WHEREAS, the Fiscal Plan complies with the requirements of Indiana law to provide for the provision of services of a capital nature (including street construction, street lighting, sewer facilities, water facilities and stormwater drainage facilities) to the Annexation Area within three (3) years after the effective date of the annexation in the same manner those services are provided to areas within the corporate boundaries, regardless of similar topography, patterns of land use, and population density in a manner consistent with federal, state and local laws, procedures, and planning criteria; and

WHEREAS, the Fiscal Plan complies with the requirements of Indiana law to provide for the estimated effect of the proposed annexation, for four (4) years after its effective date, on: (1) municipal finances and tax revenues; (2) taxpayers in each of the political subdivisions to which the proposed annexation applies; and, (3) all other political subdivisions in the county; and

WHEREAS, the Fiscal Plan complies with the requirements of Indiana law to provide a list of all parcels of property in the annexation territory and certain information related thereto.

THEREFORE BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF ANGOLA, INDIANA AS FOLLOWS:

- Section 1. The above recitals are incorporated herein by reference and shall be deemed part of the Fiscal Plan and definite policy. As required by Indiana Code the Common Council hereby adopts and approves the Fiscal Plan for the Annexation Area. A copy of the Fiscal Plan is attached hereto and incorporated herein as <u>Exhibit "C"</u>.
- Section 2. The Common Council now reiterates and confirms that it is the policy of the City that each and every governmental service now and hereafter provided to the property and citizens within the corporate limits of the City, and specifically those services enumerated and categorized in Indiana Code §36-4-3-13(d), are either now provided to the property and citizens within the Annexation Area, or where that is not the situation, can and shall be provided as set forth in the Fiscal Plan.
- Section 3. This Resolution shall be effective and in full force and effect from and after its date of passage and upon promulgation according to law.

[SIGNATURE PAGE FOLLOWS]

PASSED AND ADOPTED by th Steuben County, Indiana this 3 rd day of Jan	e Common Council of the City of Angola, uary, 2023.
	Richard M. Hickman, Mayor Presiding Officer
Attest:	
Ryan P. Herbert, Clerk-Treasurer	
This resolution presented by me, Indiana to the Mayor at the hour of	the Clerk-Treasurer of the City of Angola, a.m./p.m. this 3 rd day of January, 2023.
	Ryan P. Herbert, Clerk-Treasurer
This resolution signed and approv Indiana this 3 rd day of January, 2023.	ed by me, the Mayor of the City of Angola,
	Richard M. Hickman, Mayor
3BA2382	

EXHIBIT "A"

LEGAL DESCRIPTION OF ANNEXATION AREA

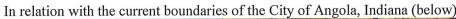
That portion of the West Half of Section 25, Township 37 North, Range 13 East, Pleasant Civil Township, Steuben County Indiana, described as follows:

Commencing at the intersection of the West line of said Section 25 with the centerline of U.S. Highway No. 20 (formerly the Angola and Maumee Road); thence North 88°27'30" East (Basis of bearings Indiana State Plane Coordinate System, East Zone) along the centerline of U.S. Highway No. 20 a distance of 556.90 feet to a MAG nail at the True Point or Beginning of this description; thence continuing North 88°27'30" East along said centerline a distance of 200.00 feet to a MAG nail; thence continuing along said centerline on a curve to the right having an arc length of 229.48 feet and a Radius of 2843.37 feet, said curve also having a chord which bears South 87°22'28" East 229.42 feet to a MAG nail at the Southeast corner of land described in Deed Document #0603-0547; thence departing said centerline North 00°54'40" West along the East line of said Deed Document #0603-0547 a distance of 443.25 feet to a #5 rebar stake found; thence departing said East line North 89°46'18" West along the North line of said Deed Document #0603-0547 a distance of 431.28 feet to a #4 rebar found on the South line of Lot 27 in the recorded plat of Lanes Addition No. 1 as recorded in Plat Book 4, Page 68 of the records of the Steuben County, Indiana Recorder; thence departing said North line South 01°12'00" East along the West line of said Deed Document #0603-0547 a distance of 439.88 feet back to the True Point Of Beginning of this description, containing 4.313 acres, more or less, subject to all legal highways, rights-of-way, and easements of record.

EXHIBIT "B" DEPICTION OF ANNEXATION AREA

Aerial view of Annexation Area





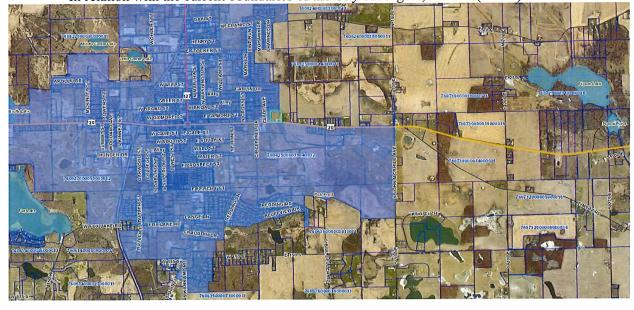


EXHIBIT "C"

Fiscal Plan for Annexation Area

ANNEXATION FISCAL PLAN FOR THE CITY OF ANGOLA

Assisted Living Partners Annexation November 8, 2022

Prepared by:



TABLE OF CONTENTS

			Page(s)
Introduction			1 - 2
Section I	Area Desc	ription	
	A. Locat	tion, Area Size and Contiguity	3
	B. Curre	ent Land Use	3
	C. Zonii	ng	3
	D. Curre	ent Population	3
	E. Real	Property Assessed Valuation	3
Section II	Non-Capit	al Services	
	A. Cost	of Services	4
	B. Polic	e Protection	4
	C. Fire l	Protection	4 - 5
	D. Stree	t Maintenance	5
	E. Trash	Collection and Recycling	5
	F. Storn	n Drainage	5
	G. Parks	1	6
	H. Build	ling Safety Department	6
	I. Gove	rnmental Administrative Services	6
Section III	Capital Im	provements	
	A. Cost	of Services	7
	B. Wate	r Service	7
	C. Wast	ewater Service	7
	D. Storn	n Water and Drainage	8
	E. Stree	t Construction	8
Section IV	Fiscal Imp	act	9
Section V	Assumed I	ndebtedness	10
Appendix I	Estimated Parcel List	Assessed Value and Tax Rate Impact t	11 12
Appendix II	Map and I	Legal Description of Annexation Area	

INTRODUCTION

The following fiscal plan (the "Fiscal Plan") is for the proposed annexation of a parcel to the north, south and east of the existing corporate limits on the east side of Angola (the "Annexation Area"). The Annexation Area is adjacent to the City of Angola (the "City"). The requirements of the code mandate the development and adoption of a written fiscal plan and the establishment of a definite policy by resolution of the City Council. The Indiana Code 36-4-3-13(d) states that this fiscal plan must include and provide:

- 1) The cost estimates of planned services to be furnished to the territory to be annexed. The plan must present itemized estimated costs for each municipal department or agency;
- 2) The method or methods of financing the planned services. The plan must explain how specific and detailed expenses will be funded and must indicate the taxes, grants and other funding to be used;
- 3) The plan for the organization and extension of services. The plan must detail the specific services that will be provided and the dates the services will begin;
- 4) That planned services of a non-capital nature, including police protection, fire protection, street and road maintenance and other non-capital services normally provided within the corporate boundaries will be provided within one (1) year after the effective date of annexation and that they will be provided in a manner equivalent in standard and scope to those non-capital services provided in areas within the corporate boundaries regardless of similar topography, patterns of land use and population density;
- 5) That services of a capital improvement nature, including street construction, street lighting, sewer facilities, water facilities and storm water drainage facilities, will be provided to the annexed territory within three (3) years after the effective date of the annexation in the same manner as those services are provided to areas within the corporate boundaries, regardless of similar topography, patterns of land use and population density and in a manner consistent with federal, state and local laws, procedures and planning criteria;
- 6) The estimated effect of the proposed annexation on taxpayers in each of the political subdivisions to which the proposed annexation applies, including the expected tax rates, tax levies, expenditure levels, service levels and annual debt service payments in those political subdivisions for four (4) years after the effective date of the annexation;
- 7) The estimated effect the proposed annexation will have on municipal finances, specifically how municipal tax revenues will be affected by the annexation for four (4) years after the effective date of the annexation;

(Cont'd)

INTRODUCTION

- Any estimated effects on political subdivisions in the county that are not part of the annexation and on taxpayers located in those political subdivisions for four (4) years after the effective date of the annexation; and
- 9) A list of all parcels of property in the annexation territory and the following information regarding each parcel:
 - (A) The name of the owner of the parcel.
 - (B) The parcel identification number.
 - (C) The most recent assessed value of the parcel.
 - (D) The existence of a known waiver of the right to remonstrate on the parcel.

This Fiscal Plan may include additional materials in connection with the foregoing. It was developed through the cooperative efforts of the City's various administrative offices and the City's financial advisors, Baker Tilly. This Fiscal Plan is the result of an analysis of the proposed Annexation Area.

The Annexation Area is contiguous to the City for the purposes of Indiana Code 36-4-3-1.5, and there is a written Fiscal Plan, herein provided, that has been approved by the City Council.

SECTION I

AREA DESCRIPTION

A. Location, Area Size and Contiguity

The proposed Annexation Area is located on the north, south and east sides of the existing corporate boundaries on the east side of the City. A map and legal description of the area to be annexed has been included in attached Appendix II.

The Annexation Area is approximately 4 acres. The perimeter boundary of the Annexation Area is more than 25% contiguous to the existing corporate boundaries of the City.

B. Current Land Use

The Annexation Area consists of vacant commercial property.

C. Zoning

Existing Zoning: Institutional (IS) Proposed Zoning: Institutional (IS)

D. Current Population

The current population of the Annexation Area is estimated at 0, as there are no occupied homes within the Annexation Area.

E. Real Property Assessed Valuation

The estimated net assessed valuation for land and improvements in the Annexation Area is \$139,400. This represents the assessed value as of January 1, 2021 for taxes payable 2022.

SECTION II

NON-CAPITAL SERVICES

A. Cost of Services

The current standard and scope of non-capital services being delivered within the City and the Annexation Area were evaluated by each municipal department to determine the personnel and equipment necessary to provide such non-capital services in a manner equivalent in standard and scope to services that are currently provided within the existing City's municipal boundary.

The City will provide all non-capital services to the Annexation Area within one (1) year after the effective date of the annexation in a manner equivalent in standard and scope to those non-capital services provided to areas within the City regardless of topography, patterns of land use, and population density.

B. Police Protection

The Steuben County Sheriff's Department currently provides police protection and law enforcement services to the Annexation Area. However, all non-capital services of the Angola Police Department will be made available in the Annexation Area within 1 year of the effective date of this annexation and will be extended in a manner equivalent in standard and scope to the services provided to the other areas within the corporate boundaries of the City.

The City of Angola Police Department's primary purpose is the prevention of crime. The department is manned 24 hours per day, and consists of 17 full-time sworn police officers, 6 reserve officers, 5 special part-time officers, 4 full-time dispatchers, 5 part-time dispatchers, and 4 school crossing guards. The Police Department patrols within the boundaries of the City on a daily basis and responds to all alarm calls. In addition, the Police Department provides other services such as detection and apprehension of offenders, traffic control and preservation of civil order. The Police Department does not distinguish between different areas of the City. The same services are provided throughout the City. Due to the location and character of the Annexation Area, the City does not anticipate additional costs as a result of the annexation.

C. Fire Protection

The Annexation Area is currently served by the Angola Fire Department ("A.F.D."). The A.F.D. serves more than 100 square miles in Steuben County, including the City, Pleasant Township, and portions of Jamestown, Jackson, Scott and York Townships. The department operates out of one central fire station and is staffed with 1 chief, 12 career firefighters and 13 part-time firefighters.

SECTION II

(Cont'd)

NON-CAPITAL SERVICES

C. Fire Protection (Cont'd)

These firefighters perform duties such as fire suppression, medic assist calls, vehicle extrications, water rescue, gas and electrical emergencies, carbon monoxide monitoring, natural disasters, and mutual aid responses for surrounding departments. Other duties include fire prevention and inspections, fire investigations, fire and medical training, apparatus and building maintenance, public safety, and smoke detector programs. Given that service is already provided by the A.F.D. to the Annexation Area, there will be no additional costs for the provision of services upon annexation.

D. Street Maintenance

There are no streets within the Annexation Area for which the City will be responsible for maintenance; therefore, there will be no additional costs for the provision of street maintenance services upon annexation. However, all non-capital services of the Angola Street Department will be made available in the Annexation Area within 1 year of the effective date of this annexation and will be extended in a manner equivalent in standard and scope to the services provided to the other areas within the corporate boundaries of the City.

E. Trash Collection and Recycling

Steuben County does not provide solid waste disposal to the Annexation Area. When necessary, this service would be provided to residents in the Annexation Area by private firms. A comprehensive survey was not undertaken, but based on available information, it appears as if private firms charge approximately \$60 or more per quarter for residential trash pick-up.

Within 1 year of the effective date of this annexation the City, through its contract with Republic Services, will provide garbage and recyclables collection services to all residential properties in the Annexation Area. The City currently charges \$14.50 per month per household for these services. The additional revenue generated by this monthly charge is expected to offset any cost to the City to provide these services to the Annexation Area.

F. Storm Drainage

Storm water and drainage facilities throughout the Annexation Area will be consistent with the City's current storm water and drainage system throughout the City. The City and County have maintained their drainage areas very similarly, therefore it is not anticipated that there will be any additional cost to the City. Any future development in the area will have to have their storm water plan reviewed by the City Engineer and the MS4/Stormwater Department, and any associated storm water and drainage costs will be borne by the developers. Nevertheless, all non-capital services of the Engineering and MS4/Stormwater Departments will be made available in the Annexation Area within 1 year of the effective date of this annexation and will be extended in a manner equivalent in standard and scope to the services provided to the other areas within the corporate boundaries of the City.

SECTION II

(Cont'd)

NON-CAPITAL SERVICES

G. Parks

There are currently three developed parks located within the City. Commons Park, Firemen's Park, and Nature Park make up over 120 acres of parkland and 4.2 miles of trails. The parks include amenities such as four baseball/softball diamonds, a soccer field, three playgrounds, volleyball courts, a disc golf course, and five picnic shelter areas and an indoor facility available to rent. It is anticipated that no additional parks will be added as a result of annexation, therefore there will be no additional costs to the City.

H. Building Safety Department

The Building Safety Department issues construction permits and performs construction inspections in order to regulate compliance with statewide code of fire safety laws and building laws. It is anticipated that any additional costs associated with inspections in the Annexation Area will be offset by revenues from the associated building permits.

I. Governmental Administrative Services

The City does not anticipate that the addition of the Annexation Area will result in a demand for Governmental Administrative Services that cannot be met by the existing staffing of the City's offices, agencies and departments. All non-capital services of the administration of the City will be made available in the Annexation Area on the date the annexation becomes effective and will be extended in a manner equivalent in standard and scope to the services provided to the other areas within the corporate boundaries of the City.

The Governmental Administrative Services of the City include, but are not limited to, the services provided by the following:

- Mayor's Office
- City Council
- Clerk-Treasurer's Office
- Human Resources

- Board of Public Works and Safety
- Information Technology Department
- Economic Development and Planning

SECTION III

CAPITAL IMPROVEMENTS

A. Cost of Services

The Annexation Area was evaluated to determine the services and facilities required to provide the same type of services in the same manner as services that are currently provided within the existing City's corporate limits.

The City will provide the following capital services to the Annexation Area no later than three (3) years after the effective date of the annexation in the same manner as those capital services provided to areas within the City regardless of topography, patterns of land use and population density and in a manner consistent with federal, state and local laws, procedures and planning criteria. It is currently assumed that the annexation will be effective as soon as practically possible, but no later than December 31, 2022.

B. Water Service

The Annexation Area is currently not served by any water utility. The Angola Water Department provides water service in the immediately surrounding area and has the capacity and capability to serve the Annexation Area if and when connection is desired. The cost of these hook-ups will be based on equivalent dwelling unit charges and will be covered by the payment of availability, tap, and/or connection fees. It is important to note that the Water Utility is a separate proprietary fund of the City that maintains separate books and records, and extensions in service are typically borne by the respective property owner or developer. Regardless, all capital services of the Water Department will be extended to the Annexation Area within 3 years of the effective date of this annexation in the same manner as those services are provided to areas inside the corporate limits and in a manner consistent with federal, state and local laws, procedures and planning criteria.

C. Wastewater Service

The Annexation Area is currently not served by any wastewater utility. The Angola Wastewater Department provides wastewater service in the immediately surrounding area and has the capacity and capability to serve the Annexation Area if and when connection is desired. The cost of these hook-ups will be based on equivalent dwelling unit charges and will be covered by the payment of availability, tap, and/or connection fees. It is important to note that the Sewage Works is a separate proprietary fund of the City that maintains separate books and records, and extensions in service are typically borne by the respective property owner or developer. Regardless, all capital services of the Wastewater Department will be extended to the Annexation Area within 3 years of the effective date of this annexation in the same manner as those services are provided to areas inside the corporate limits and in a manner consistent with federal, state and local laws, procedures and planning criteria.

SECTION III

(Cont'd)

CAPITAL IMPROVEMENTS

D. Storm Water and Drainage

Storm water and drainage facilities throughout the Annexation Area will be consistent with the City's current storm water and drainage system throughout the City. Any future development in the area will have to have its storm water plan approved by the City, and any associated storm water and drainage costs will be borne by the developers, therefore it is not anticipated that there will be any additional cost to the City. Regardless, all capital storm water and drainage services of the City will be extended to the Annexation Area within 3 years of the effective date of this annexation in the same manner as those services are provided to areas inside the corporate limits and in a manner consistent with federal, state and local laws, procedures and planning criteria.

E. Street Construction

Construction of any new streets within the developments in the Annexation Area will be the responsibility of the appropriate developer in accordance with the applicable City Code. There are currently no existing streets within the Annexation Area. All capital services of the Angola Street Department, including evaluation and construction services, will be extended to the Annexation Area within 3 years of the effective date of this annexation in the same manner as those services are provided to areas inside the corporate limits and in a manner consistent with federal, state and local laws, procedures and planning criteria.

SECTION IV

FISCAL IMPACT

As a result of this annexation, based on assessed values as of January 1, 2021, the net assessed value for the City is anticipated to increase by \$139,400, or approximately 0.0232%. The net impact of increasing the City's net assessed value will result in additional property tax revenues to the City, which may be used to offset the cost of providing services to the Annexation Area.

It is assumed that the effective date of this annexation will be as soon as practically possible, but no later than December 31, 2022. Based on the assumed effective date, Annexation Area property owners will not pay property taxes to the City until 2023 payable 2024. However, the City will begin providing non-capital municipal services to the property owners within one (1) year after the effective date of the annexation, and it will begin providing capital municipal services to the property owners within three (3) years after the effective date of the annexation.

It is anticipated that there will be no additional costs to the City as a result of the annexation.

It is anticipated that the City will realize an increase in its levy of approximately \$1,527 as a result of the annexation. However, the percentage increase in the levy will not exceed the percentage increase in the City's assessed value; therefore; there is not anticipated to be a tax rate increase as a direct result of this annexation. If there is a shortfall in revenue from the annexation, the services described in this plan can be provided using funds on hand.

Based on the assumed annual growth factors noted on page 11, the additional levy will be approximately \$1,590 in 2024, \$1,653 in 2025 and \$1,721 in 2026. The impact on other taxing units will be negligible due to the low district tax rate for the incorporated portion of Pleasant Township in Angola.

SECTION V

ASSUMED INDEBTEDNESS

As required by Indiana Code 36-4-3-10, the City will assume and pay any unpaid bonds or other obligations of Pleasant Township existing at the effective date of the annexation of the Annexation Area in the same ratio as the assessed valuation of the property in the Annexation Area bears to the assessed valuation of all property in Pleasant Township, as shown by the most recent assessment for taxation before the annexation, unless the assessed property within the City is already liable for the indebtedness.

Pleasant Township currently has no outstanding debt.

Appendix I

CITY OF ANGOLA, INDIANA

Assisted Living Partners Annexation

ESTIMATED ASSESSED VALUE AND TAX RATE IMPACT

(Assumes first year of tax collections from Annexation Area is 2023 pay 2024)

Assessment Year	Estimated Net Assessed Value of Annex. Area (1)	Estimated Net Assessed Value of City (2)	Total Est. Net Assessed Value of City (3)	Est. Property Tax Levy of City (4),(5)	Total Est. Property Tax Rate (6)
2021 Pay 2022	N/A	\$506,554,976	\$506,554,976	\$5,983,426	\$1.1812
2022 Pay 2023	N/A	577,142,124	577,142,124	6,305,228	1.0925
2023 Pay 2024	\$139,400	600,227,809	600,367,209	6,619,130	1.1025
2024 Pay 2025	139,400	624,236,921	624,376,321	6,890,214	1.1035
2025 Pay 2026	139,400	649,206,398	649,345,798	7,165,823	1.1035
2026 Pay 2027	2,389,400	675,174,654	677,564,054	7,459,297	1.1009

- (1) Based on current net assessed value of the real property in the Annexation Area as gathered from the Steuben County Assessor's office and additional development of an assisted living facility of \$2,250,000 to be built over the next 4 years. Per information provided by the City, we have assumed development will be assessed beginning in year 2026 pay 2027.
- (2) Assumes the assessed value for the City of Angola, excluding the Annexation Area, grows at a rate of 4%.
- (3) Represents the net assessed value for the City, including the Annexation Area, used to calculate the tax rate.
- (4) Assumes controlled property tax levies increase at an annual growth factor of 5.0% for 2023, 5.0% for 2024, 4.1% for 2025, 4.0% for 2026 and 4.1% for 2027. Assumes that the CCD rate remains constant, which results in additional levy due to NAV growth.
- (5) Assumes the City receives an automatic increase in its levy equal to its percentage increase in net assessed value as a result of the annexation.
- (6) Based on the Est. Property Tax Levy of City divided by the Total Est. Net Assessed Value of City.

CITY OF ANGOLA, INDIANA

Assisted Living Partners Annexation

PARCEL LIST

		'21 Pay '22	
Parcel ID	Owner	Net Assessed Value	Remonstrance Waiver
76-06-25-000-029.000-011	Angola Assisted Living Partners	\$139,400	No

Appendix II

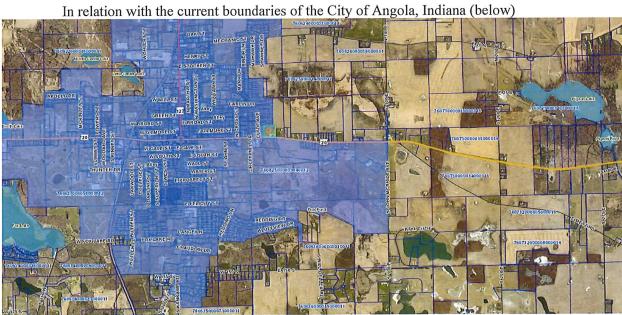
LEGAL DESCRIPTION OF ANNEXATION AREA

That portion of the West Half of Section 25, Township 37 North, Range 13 East, Pleasant Civil Township, Steuben County Indiana, described as follows:

Commencing at the intersection of the West line of said Section 25 with the centerline of U.S. Highway No. 20 (formerly the Angola and Maumee Road); thence North 88°27'30" East (Basis of bearings Indiana State Plane Coordinate System, East Zone) along the centerline of U.S. Highway No. 20 a distance of 556.90 feet to a MAG nail at the True Point or Beginning of this description; thence continuing North 88°27'30" East along said centerline a distance of 200.00 feet to a MAG nail; thence continuing along said centerline on a curve to the right having an arc length of 229.48 feet and a Radius of 2843.37 feet, said curve also having a chord which bears South 87°22'28" East 229.42 feet to a MAG nail at the Southeast corner of land described in Deed Document #0603-0547; thence departing said centerline North 00°54'40" West along the East line of said Deed Document #0603-0547 a distance of 443.25 feet to a #5 rebar stake found; thence departing said East line North 89°46'18" West along the North line of said Deed Document #0603-0547 a distance of 431.28 feet to a #4 rebar found on the South line of Lot 27 in the recorded plat of Lanes Addition No. 1 as recorded in Plat Book 4, Page 68 of the records of the Steuben County, Indiana Recorder; thence departing said North line South 01°12'00" East along the West line of said Deed Document #0603-0547 a distance of 439.88 feet back to the True Point Of Beginning of this description, containing 4.313 acres, more or less, subject to all legal highways, rights-of-way, and easements of record.

MAP OF ANNEXATION AREA





AN ORDINANCE EXTENDING AND INCREASING THE CORPORATE LIMITS OF THE CITY OF ANGOLA, INDIANA, PURSUANT TO THE PROVISIONS OF INDIANA CODE §36-4-3-5.1 BY ANNEXING THERETO CERTAIN TERRITORY CONTIGUOUS TO THE CITY OF ANGOLA.

Angola Assisted Living Partners, LLC

WHEREAS, on December 5, 2022, the City of Angola Common Council (the "Common Council") was presented with a certain Petition for Annexation into the City of Angola, Indiana (the "Petition"), executed by one hundred percent (100%) of the owners of certain parcels of real property contiguous to but outside the corporate boundaries of the City of Angola (the "City"), the legal description of which is attached hereto as <a href="Exhibit "A" and a map of said parcels being attached hereto as <a href="Exhibit "B" (the "Annexation Area"); and

WHEREAS, pursuant to the Petition, the property owners voluntarily petitioned for the annexation of the Annexation Area, together with adjacent right of way, into the City; and

WHEREAS, in accordance with the Petition, the City desires to annex the Annexation Area into the corporate boundaries of the City, said annexation being of benefit and use for the City; and

WHEREAS, Indiana Code §36-4-3-3.1 requires that the Common Council develop and adopt by resolution a written fiscal plan and establish a definite policy for the provision of services to the Annexation Area that meets the requirements set forth in IC §36-4-3-13; and

WHEREAS, the City has adopted a fiscal plan (the "Fiscal Plan") and established a definite policy for the provision of services to the Annexation Area; and

WHEREAS, a public hearing was held by the Common Council on January 3, 2023, which date was not later than thirty (30) days after the Petition was; and

WHEREAS, at least fourteen (14) days have expired since the date of the public hearing was conducted.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED BY THE COMMON COUNCIL OF THE CITY OF ANGOLA, INDIANA, AS FOLLOWS:

Section 1. The above recitals are incorporated herein by reference and shall be deemed part of this Ordinance as though fully set forth below. The Common Council of the

City, hereby determines and finds: (i) that the Annexation Area, as described on Exhibit "A" attached hereto and incorporate herein is contiguous to the City and is not now embraced within the corporate limits of said City; (ii) that the Annexation Area is zoned Institutional (IS); and that (iii) that the Annexation Area is contiguous by more than one-eighth (1/8) of its aggregate external boundaries with the present boundaries of the City.

- Section 2. The corporate limits of the City are hereby extended and increased so as to include and embrace within the corporate limits of the City the Annexation Area, and all roadways and right-of-ways of the roads that are a part thereof, or which lie adjacent to the Annexation Area, and such territory is hereby annexed and declared to be a part of the corporate boundaries of the City.
- Section 3. The map or plat attached to this Ordinance as <u>Exhibit "B"</u> is an accurate map of the territory annexed, and the same is hereby adopted as the official map and plat of the territory hereby annexed, which map and plat show the legal boundaries thereof.
- Section 4. That the Annexation Area hereby annexed and declared to be a part of the City shall be placed in Councilmanic District B for the purpose of local elections and the ordinance defining Councilmanic Districts of the City shall be amended accordingly. There is no change in the current zoning classification of the Annexation Area as a result of the annexation.
- Section 5. This Ordinance, with a copy of the official map attached hereto, shall be recorded in the Office of the Auditor of Steuben County, Indiana; in the Office of the Clerk of the Steuben Circuit Court; in the office of the Board of registration, if one exists; in the in the Office of the Secretary of State; and in the Office of census data established by IC 2-5-1.1-12.2; all pursuant to the provisions of IC §36-4-3-22. Further, the Clerk-Treasurer of the City is hereby further authorized and directed to record this Ordinance in the Office of the Recorder of Steuben County, Indiana, and publish a copy of this Ordinance as required by IC §36-4-3-7.
- Section 6. No part of this Ordinance shall be interpreted to conflict with any local, state or federal laws, and all reasonable efforts should be made to harmonize same. Should any section or part of this Ordinance be declared invalid by a court of competent jurisdiction, such decision shall not affect the validity of the Ordinance as a whole, or any other portion thereof other than that portion so declared to be invalid, and for this purpose the provisions of this Ordinance are hereby declared to be severable.
- Section 7. This Ordinance shall be effective thirty (30) days after its publication pursuant to IC §36-4-3-7(f), and upon the filing required by the provisions of IC §36-4-3-22.

[SIGNATURE PAGE FOLLOWS]

PASSED AND ADOPTED by th County, Indiana this 17 th day of January, 2 th	e Common Council of the City of Angola, Steuben 023.
	Richard M. Hickman, Mayor Presiding Officer
Attest:	
Ryan P. Herbert, Clerk-Treasurer	
This ordinance presented by me, the Mayor at the hour of a.m./p.m. this	e Clerk-Treasurer of the City of Angola, Indiana to the s 17 th day of January, 2023.
	Ryan P. Herbert, Clerk-Treasurer
This ordinance signed and approve 17 th day of January, 2023.	d by me, the Mayor of the City of Angola, Indiana this
	Richard M. Hickman, Mayor
3BB5777	

EXHIBIT "A"

ATTACH LEGAL DESCRIPTION OF ANNEXATION AREA LEGAL DESCRIPTION OF

That portion of the West Half of Section 25, Township 37 North, Range 13 East, Pleasant Civil Township, Steuben County Indiana, described as follows:

Commencing at the intersection of the West line of said Section 25 with the centerline of U.S. Highway No. 20 (formerly the Angola and Maumee Road); thence North 88°27'30" East (Basis of bearings Indiana State Plane Coordinate System, East Zone) along the centerline of U.S. Highway No. 20 a distance of 556.90 feet to a MAG nail at the True Point or Beginning of this description; thence continuing North 88°27'30" East along said centerline a distance of 200.00 feet to a MAG nail; thence continuing along said centerline on a curve to the right having an arc length of 229.48 feet and a Radius of 2843.37 feet, said curve also having a chord which bears South 87°22'28" East 229.42 feet to a MAG nail at the Southeast corner of land described in Deed Document #0603-0547; thence departing said centerline North 00°54'40" West along the East line of said Deed Document #0603-0547 a distance of 443.25 feet to a #5 rebar stake found; thence departing said East line North 89°46'18" West along the North line of said Deed Document #0603-0547 a distance of 431.28 feet to a #4 rebar found on the South line of Lot 27 in the recorded plat of Lanes Addition No. 1 as recorded in Plat Book 4, Page 68 of the records of the Steuben County, Indiana Recorder; thence departing said North line South 01°12'00" East along the West line of said Deed Document #0603-0547 a distance of 439.88 feet back to the True Point Of Beginning of this description, containing 4.313 acres, more or less, subject to all legal highways, rights-of-way, and easements of record.

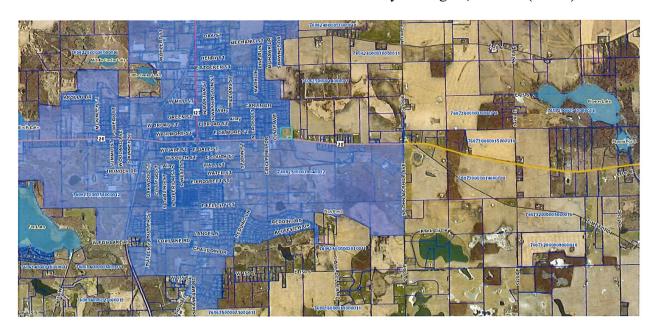
EXHIBIT "B"

DEPICTION OF ANNEXATION AREA

Aerial view of Annexation Area



In relation with the current boundaries of the City of Angola, Indiana (below)



PETITION FOR ANNEXATION INTO THE CITY OF ANGOLA, INDIANA

The undersigned property owner (the "Petitioner"), respectfully petitions the Common Council of the City of Angola, Indiana, for the voluntary annexation of land to the City of Angola, Indiana. The land, fully described below, is located in Pleasant Township, Steuben County, Indiana. In support of this Petition, the Petitioner alleges and states as follows:

- 1. Petitioner constitutes one hundred percent (100%) of the owners of the parcels of land in Pleasant Township, Steuben County, Indiana, more particularly described in Exhibit "A" and depicted in Exhibit "B" (hereinafter the "Annexation Area").
- 2. The name and address of the owner, and tax parcel number, of the Annexation Area are:

1synergy LLC 5258 Coventry Ln Fort Wayne, IN 46804 76-06-25-000-028.010-011

- 3. The Annexation Area is approximately 2.17 acres and more than one-eighth (1/8) of the aggregate external boundaries of the Annexation Area coincides with and is contiguous with the current boundaries of the City of Angola, Indiana.
- 4. The undersigned (a) represents and warrants that they are duly authorized to sign this Petition for and on behalf of any entity (if applicable) which is an owner and this Petition has been approved by such owner, and (b) consents to and voluntarily petitions for the annexation of the Annexation Area together with adjacent right-of-way, into the City of Angola, Indiana.
- 5. Petitioner desires to have the Common Council of the City of Angola to introduce and hold a public hearing on an ordinance annexing the Annexation Area into the corporate boundaries of the City of Angola, Indiana, not later than thirty (30) days after this Petition is filed.
- 6. This Petition may be executed in counterparts. Each owner affirms, under the penalties of perjury, that the foregoing representations are true and correct to the best of their knowledge and belief.

[SIGNATURE PAGE FOLLOWS]

PETITION FOR ANNEXATION INTO THE CITY OF ANGOLA, INDIANA

PETITIONER

1SYNERGY LLC

Dated: December 27th____, 2022

By: Managing Mer

Printed Name and Title

39U9261

EXHIBIT "A"

ATTACH LEGAL DESCRIPTION OF ANNEXATION AREA LEGAL DESCRIPTION OF

A PART OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 25, TOWNSHIP 37 NORTH, RANGE 13 EAST, STEUBEN COUNTY, INDIANA, BEING A 125 FOOT WIDE PARCEL OF LAND IMMEDIATELY EAST OF AND ADJACENT TO THE ORIGINAL PLAT OF CARLIN VIEW ADDITION TO CARLINS SUBDIVISION AS RECORDED IN PLAT BOOK 3 PAGE 7A IN THE OFFICE OF THE RECORDER OF STEUBEN COUNTY, INDIANA, IN PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHEAST CORNER OF LOT 28 IN THE ORIGINAL PLAT OF SAID CARLIN VIEW ADDITION TO CARLINS SUBDIVISION; THENCE NORTH 88 DEGREES 57 MINUTES 39 SECONDS EAST (BEARING BASED UPON INDIANA STATE PLANE COORDINATES, EAST ZONE, GRID) A DISTANCE OF 125.00 FEET; THENCE SOUTH 0 DEGREES 51 MINUTES 38 SECONDS EAST AND PARALLEL WITH THE EAST LINE OF SAID PLAT, A DISTANCE OF 758.00 FEET TO THE SOUTH LINE OF THE NORTHWEST QUARTER OF SAID SECTION 25 AS ESTABLISHED; THENCE SOUTH 89 DEGREES 16 MINUTES 46 SECONDS WEST ALONG THE SOUTH LINE OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 25 AS ESTABLISHED, A DISTANCE OF 125.00 FEET TO THE SOUTHERLY EXTENSION OF THE EAST LINE OF SAID PLAT; THENCE NORTH 0 DEGREES 51 MINUTES 38 SECONDS WEST ALONG SAID SOUTHERLY EXTENSION AND THE EAST THE LINE OF SAID PLAT, A DISTANCE OF 757.30 FEET TO THE POINT OF BEGINNING, CONTAINING 2.17 ACRES, MORE OR LESS.

EXHIBIT "B"

DEPICTION OF ANNEXATION AREA

Aerial view of Annexation Area



In relation with the current boundaries of the City of Angola, Indiana (below)

