

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

Monday, February 6, 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 January 17 minutes. (attachment)

UNFINISHED BUSINESS

1. Ordinance No. 1724-2023. AN ORDINANCE AMENDING THE CITY OF ANGOLA, INDIANA EMPLOYEE HANDBOOK, EMPLOYEE BENEFITS – LEAVE PROGRAMS – HOLIDAYS. (second reading) (attachment)
2. Other unfinished business.

NEW BUSINESS

1. Public hearing regarding the 1Synergy, LLC Annexation.
 - Resolution No. 2023-842. 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. (1Synergy, LLC) (attachment)
 - Ordinance No. 1725-2023. 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. (1Synergy, LLC) (first reading) (attachment)
2. Resolution No. 2023-843. A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF ANGOLA, INDIANA, APPROVING APPROPRIATION ENCUMBRANCES FOR 2023. (attachment)
3. Ben Ledo regarding the MakeMyMove program.

4. Reports:

- Clerk-Treasurer
- Department heads

5. Request approval of the Allowance of Accounts Payable Vouchers 61091 through 61382 totaling \$860,819.69. (separate attachment)

6. Other new business.

NEXT MEETING

The next Common Council meeting is Monday, February 20.

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.

January 17, 2023

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, David B. Martin, and Jerold D. McDermid answered roll. No council member 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, Park Superintendent Matt Hanna, Chief of Police Ken Whitmire, Fire Chief Doug Call, Water Superintendent Tom Selman, Human Resources Director Sue Essman, and Deputy Clerk Stephanie Dean.

Also, among those present were Colleen Everage, Leslie Schlottman, June Julien, David Roe, Jennifer Sharkey, and Oksana Kotkina of *The Herald Republican*.

APPROVAL OF THE MINUTES

Council Member Olson moved to approve the January 3, 2022 minutes. Council Member Crum seconded the motion. The motion carried 5-0.

Minutes of the December 5 Board of Public Works and Safety meeting were presented for Council information.

UNFINISHED BUSINESS

Ordinance No. 1722-2023, 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 on third and final reading. Council Member Martin moved to approve. Council Member McDermid seconded the motion. The motion to approve on third and final reading carried 5-0.

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, was read by title and presented to Council on second reading. Council Member Martin moved to approve. Council Member Crum seconded the motion. The motion carried 5-0. 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, was then read by title and presented to Council on third and final reading. Council Member Martin moved to approve. Council Member McDermid seconded the motion. The motion to approve on third and final reading carried 5-0.

NEW BUSINESS

Ordinance No. 1724-2023, AN ORDINANCE AMENDING THE CITY OF ANGOLA, INDIANA EMPLOYEE HANDBOOK, EMPLOYEE BENEFITS – LEAVE PROGRAMS – HOLIDAYS, was read by title and presented to Council for first reading. Council Member Martin moved to approve. Council Member Crum seconded the motion. The motion carried 5-0.

Council Member Armstrong moved to approve the Agreement to provide services with HWC Engineering, Inc. for Sidewalk Assessment in the amount of \$31,000. Council Member Martin seconded the motion. The motion to approve carried 5-0.

Council Member Martin moved to approve the Interlocal Agreement for Poka-Bache Trail. Council Member McDermid seconded the motion.

Notice was given of the filing of annexation petition with the Council by 1 Synergy LLC.

Council Member Martin moved to approve the following Mayoral appointments to the Historic Preservation Commission:

- Brian Boyer; term 1/1/2023-12/31/2024
- June M. Julien; term 1/1/2023-12/31/2024
- JoDeane D. Church; term 1/1/2023-12/31/2025
- Christine M. Sutton; term 1/1/2023-12/31/2025

Council Member Crum seconded the motion. The motion carried 5-0.

Council Member Martin moved to approve the List of Outstanding Warrants Declared Cancelled as of December 2022 outstanding and unpaid from 2020 for \$8,597.58. Council Member Armstrong seconded the motion. The motion to approve carried 5-0.

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

DEPARTMENT HEAD REPORTS

Planning and Economic Development Director Jennifer Barclay reported that she had sent out additional information to council members regarding the make my move program. If there are any additional questions Ben Ledo could be invited back to another council meeting.

Water Superintendent Tom Selman reminded that Intera would be holding a public meeting regarding the water availability study at the Community Center on January 18th at 6:30 p.m. Doors will open at 6:00.

City Engineer Cope reported that a streetlight has been requested for the city parking lot behind Angola Sports Center. A subcontractor for Frontier has a large fiber to home

construction project going throughout city. There have been residents calling in with questions and concerns. If anybody else hear of any I have a good contact with the company.

APPROVAL OF ACCOUNTS PAYABLE VOUCHERS

Council Member Martin moved to approve the Allowance of Accounts Payable Vouchers 60822 through 61090 totaling \$1,647,178.72 which includes interfund transfers of \$105,855.65. Council Member McDermid seconded the motion. The motion carried 5-0.

ADJOURNMENT

There being no further business, the meeting was considered adjourned at 7:15 p.m.

Richard M. Hickman, Mayor
Presiding Officer

Attest:

Ryan P. Herbert, Clerk-Treasurer

**AN ORDINANCE AMENDING THE
CITY OF ANGOLA, INDIANA EMPLOYEE HANDBOOK, EMPLOYEE
BENEFITS – LEAVE PROGRAMS - HOLIDAYS**

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

Section 1. Employee Benefits – Leave Programs- Holidays is amended to read as follows:

Holidays

Full-time employees, *except employees in the police and fire departments*, are provided paid holidays in observance of the following:

New Year's Day	Labor Day
Martin Luther King Jr. Day	Veterans Day
Good Friday	Thanksgiving
Memorial Day	Christmas Eve
Independence Day	Christmas Day

The date of observance will be based on the following:

Holidays that fall on a Sunday will be observed on the following Monday or Tuesday for Christmas Eve.

Holidays that fall on a Saturday will be observed on the preceding Friday or Thursday for Christmas Day.

Except for Veterans Day and Christmas Eve, when a holiday falls on a Tuesday, the preceding Monday will also be considered a paid holiday.

Except for Veterans Day and Christmas Day, when a holiday falls on a Thursday, the following Friday will also be considered a paid holiday.

To be eligible for holiday pay, an employee must work or be on an approved paid leave the scheduled day before and the next scheduled day after the holiday. If a holiday occurs while an employee is on approved paid leave, the employee will be paid for the holiday and such day will not be charged against the employee's accrued paid leave.

In addition, if the City finds it necessary to require work on Memorial Day, Independence Day, Labor Day, Thanksgiving Day, Christmas Eve, Christmas Day or New Year's Day by a **full-time**, non-exempt employee (except for employees in the police and fire departments) the employee will be compensated at the rate of one and one half (1 ½) times the employee's regular hourly rate of pay (or compensatory time for Parks Department) for all hours worked.

Holiday Schedules can be found in the Human Resources folder on the Common Drive.

ORDINANCE NO. 1724-2023

Holiday leave is not considered work time and does not apply toward the calculation of overtime.

This ordinance shall become effective following passage and adoption by the Common Council and approval by the Mayor.

DULY PASSED AND ADOPTED by the Common Council of the City of Angola, Indiana, on the _____ day of February 2023 by the vote of _____ ayes and _____ nays.

Richard M. Hickman, Mayor
Presiding Officer

Attest:

Ryan P. Herbert, Clerk-Treasurer

This ordinance presented by me, the Clerk-Treasurer of the City of Angola, Indiana to the Mayor at the hour of _____ a.m./p.m. this _____ day of February 2023.

Ryan P. Herbert, Clerk-Treasurer

This ordinance signed and approved by me, the Mayor of the City of Angola, Indiana this _____ day of February 2023.

Richard 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**

1Synergy, LLC

WHEREAS, on January 17, 2023, 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 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 Exhibit "C"; 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

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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 Exhibit "C".

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]

RESOLUTION NO. 2023-842

PASSED AND ADOPTED by the Common Council of the City of Angola, Steuben County, Indiana this 6th day of February, 2023.

Richard M. Hickman, Mayor
Presiding Officer

Attest:

Ryan Herbert, Clerk-Treasurer

This resolution presented by me, the Clerk-Treasurer of the City of Angola, Indiana to the Mayor at the hour of _____ a.m./p.m. this 6th day of February, 2023.

Ryan Herbert, Clerk-Treasurer

This resolution signed and approved by me, the Mayor of the City of Angola, Indiana this 6th day of February, 2023.

Richard M. Hickman, Mayor

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EXHIBIT "A"

LEGAL DESCRIPTION OF ANNEXATION AREA

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 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.

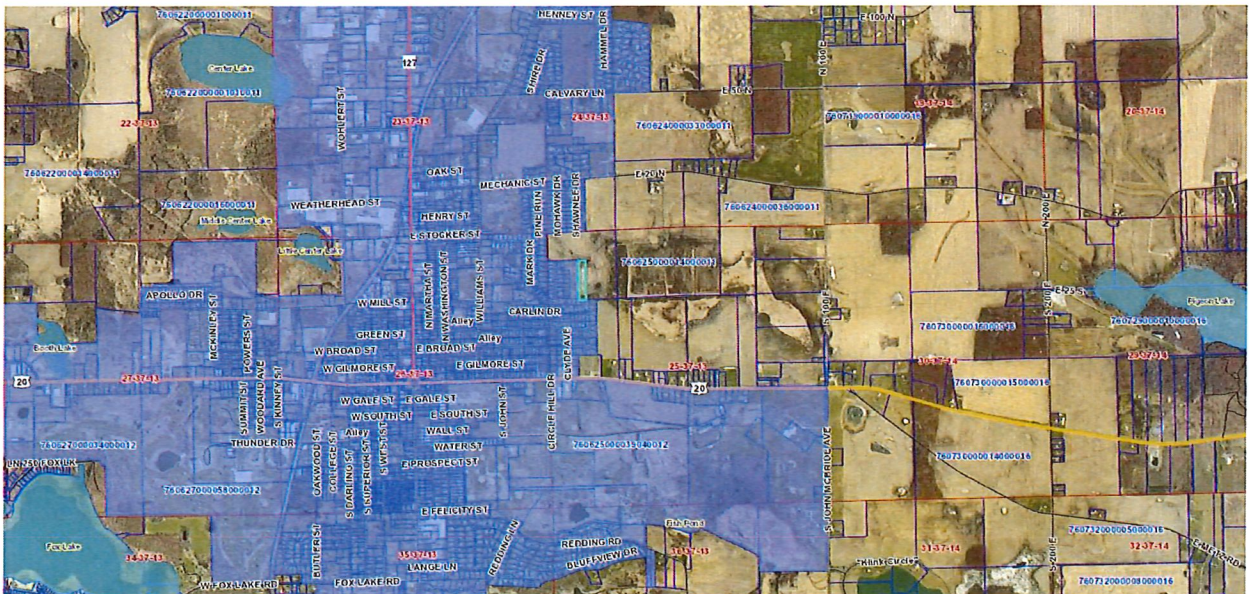
EXHIBIT "B"

DEPICTION OF ANNEXATION AREA

Aerial view of Annexation Area



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



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EXHIBIT “C”

Fiscal Plan for Annexation Area

**ANNEXATION FISCAL PLAN
FOR THE
CITY OF ANGOLA**

**1Synergy, LLC Annexation
November 9, 2022**

Prepared by:



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INTRODUCTION

The following fiscal plan (the "Fiscal Plan") is for the proposed annexation of a parcel to the 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;

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(Cont'd)

INTRODUCTION

- 8) 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.

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SECTION I

AREA DESCRIPTION

A. Location, Area Size and Contiguity

The proposed Annexation Area is located on the east side 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 2 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 agricultural land.

C. Zoning

Existing Zoning: High Density Multiple-Family Residential (R5)

Proposed Zoning: High Density Multiple-Family Residential (R5)

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 \$2,300. This represents the assessed value as of January 1, 2021 for taxes payable 2022.

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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.

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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 | - Board of Public Works and Safety |
| - City Council | - Information Technology Department |
| - Clerk-Treasurer's Office | - Economic Development and Planning |
| - Human Resources | |

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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.

RESOLUTION NO. 2023-842

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.

RESOLUTION NO. 2023-842

SECTION IV

FISCAL IMPACT

As a result of this annexation, the assessed value of the City will not change. The property will be considered municipal tax-exempt upon annexation due to its agricultural assessment.

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, or until the parcel is no longer considered municipal tax-exempt. 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 the City will not realize an increase in its levy as a result of the annexation and that the estimated impacts on other taxing units will be negligible.

RESOLUTION NO. 2023-842

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.

RESOLUTION NO. 2023-842

Appendix I

RESOLUTION NO. 2023-842

CITY OF ANGOLA, INDIANA

ISynergy, LLC Annexation

PARCEL LIST

<u>Parcel ID</u>	<u>Owner</u>	<u>'21 Pay '22 Net Assessed Value</u>	<u>Remonstrance Waiver</u>
76-06-25-000-028.010-011	1Synergy, LLC	<u>\$2,300</u>	No

RESOLUTION NO. 2023-842

Appendix II

RESOLUTION NO. 2023-842

LEGAL DESCRIPTION OF ANNEXATION AREA

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 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.

RESOLUTION NO. 2023-842

MAP OF ANNEXATION AREA



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



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.

1Synergy, LLC

WHEREAS, on January 17, 2023, 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 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 February 6, 2023, which date was not later than thirty (30) days after the Petition was filed; 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

ORDINANCE NO. 1725-2023

now embraced within the corporate limits of said City; (ii) that the Annexation Area is zoned High Density Multiple Family Residential District (R5); 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 Exhibit "B" 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]

ORDINANCE NO. 1725-2023

PASSED AND ADOPTED by the Common Council of the City of Angola, Steuben County, Indiana this 20th day of February, 2023.

Richard M. Hickman, Mayor
Presiding Officer

Attest:

Ryan Herbert, Clerk-Treasurer

This ordinance presented by me, the Clerk-Treasurer of the City of Angola, Indiana to the Mayor at the hour of _____ a.m./p.m. this 20th day of February, 2023.

Ryan Herbert, Clerk-Treasurer

This ordinance signed and approved by me, the Mayor of the City of Angola, Indiana this 20th day of February, 2023.

Richard M. Hickman, Mayor

EXHIBIT "A"

LEGAL DESCRIPTION OF ANNEXATION AREA

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 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)



RESOLUTION NO. 2023-843

**A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF ANGOLA,
INDIANA, APPROVING APPROPRIATION ENCUMBRANCES FOR 2023**

WHEREAS, it is to the advantage of the City of Angola to review unpaid purchase orders and contracts which remain on the ledgers as “encumbered” as of December 31, 2022;

THEREFORE, BE IT HEREBY RESOLVED BY THE COMMON COUNCIL OF THE CITY OF ANGOLA, INDIANA that those items under purchase order or contract are to be added for each appropriation account and the total carried to the 2023 corresponding account in the amounts for the following funds:

Governmental Funds

101 General	\$ 57,002.28
176 ARP Coronavirus Local Fiscal Recovery	\$ 222,717.25
201 Motor Vehicle Highway	\$ 70,051.76
202 Local Road and Streets	\$ 3,000.00
204 Parks and Recreation Operating	\$ 33,460.84
209 LIT Economic Development	\$ 56,363.75
271 Fire Operating	<u>\$ 44,395.10</u>
	\$ 486,990.98

Water Utility

601 Water Operating and Maintenance	\$ 32,114.23
603 Water Improvement	<u>\$ 200,316.50</u>
	\$ 232,430.73

Wastewater Utility

606 Wastewater Operating and Maintenance	\$ 79,980.25
608 Wastewater Improvement	<u>\$ 704,134.85</u>
	\$ 784,115.10

Total All Funds	<u>\$1,503,536.81</u>
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PASSED AND ADOPTED by the Common Council of the City of Angola, Indiana on the 6th day of February 2023 by the vote of _____ ayes and _____ nays.

Richard M. Hickman, Mayor
Presiding Officer

RESOLUTION NO. 2023-843

Attest:

Ryan P. Herbert, Clerk-Treasurer

This resolution presented by me, the Clerk-Treasurer of the City of Angola, Indiana to the Mayor at the hour of _____ a.m./p.m. this _____ day of February 2023.

Ryan P. Herbert, Clerk-Treasurer

This resolution signed and approved by me, the Mayor of the City of Angola, Indiana this _____ day of February 2023.

Richard M. Hickman, Mayor