

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

Monday, July 7, 2025 – 6:30 p.m.

CALL TO ORDER BY CHAIR MARTIN

1. Member roll call by Clerk-Treasurer Herbert.

Martin _____ Olson _____ McDermid _____

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

ORDER OF BUSINESS

1. Request approval of the Termination of Utility Easement Agreement and First Amendment to Utility Easement Agreement with Angola First Development, LLC. (attachment)
2. Discussion and action regarding waiving maintenance bond requirement for Pokagon Utility Project Divisions 1 and 2.
3. Discussion and action regarding waiving utility connection fees for future connections to city owned infrastructure installed as part of the Pokagon Utility project for a period of three years.
4. Department head reports.
5. Request appointment of Nicholas Rutherford to the Angola Police Department as a Patrol Officer with a start date of July 6, 2025.
6. Swearing in of Police Patrol Officer Rutherford and Sergeant Howe.
7. Other business.

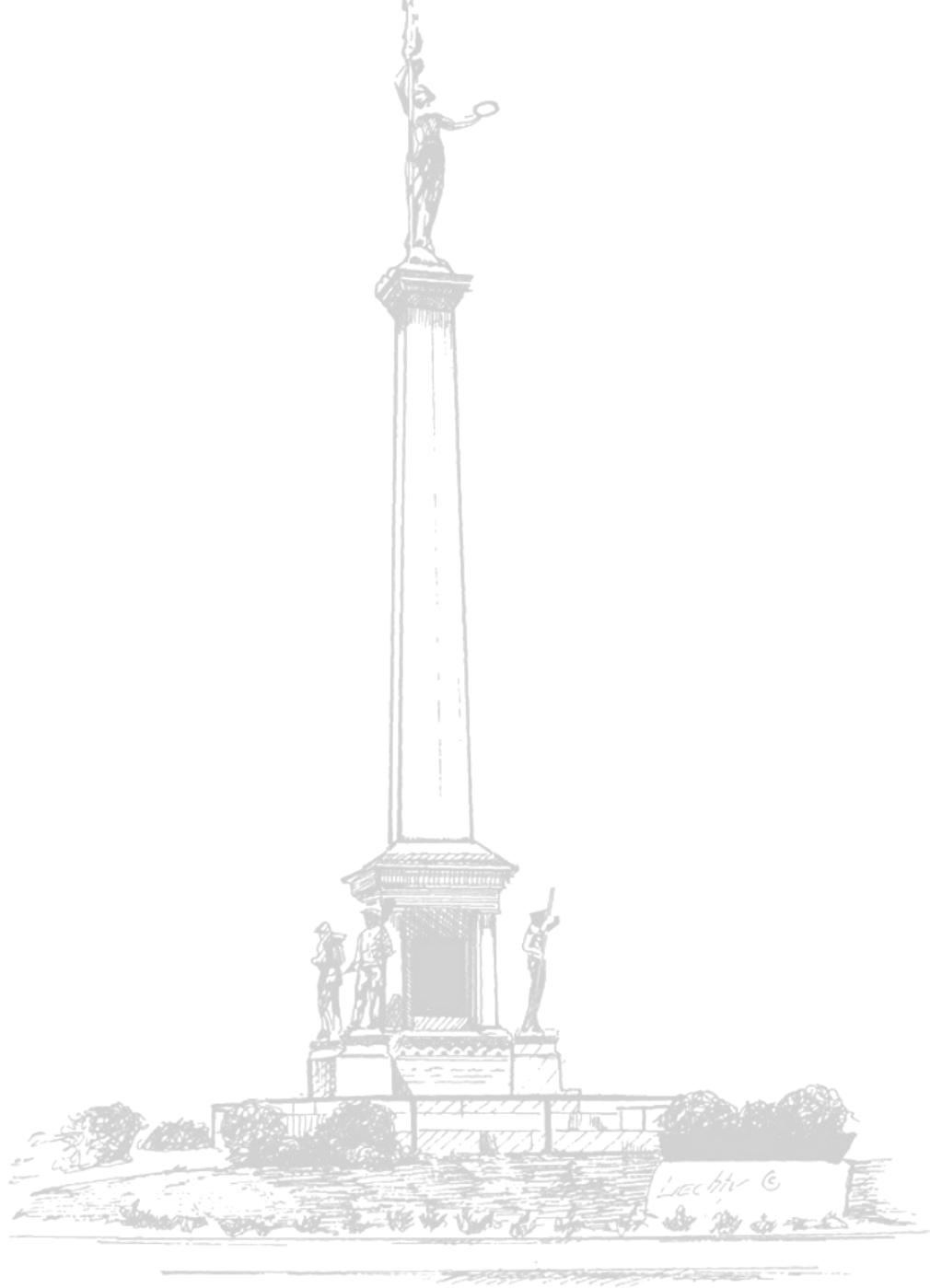
NEXT MEETING

The next meeting is Monday, August 4.

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.

START	END	LAST	FIRST	APPOINTED BY
01/01/2025	12/31/2025	Martin	David B	Indiana Code
01/01/2025	12/31/2025	McDermid	Jerold D	Mayor
01/01/2025	12/31/2025	Olson	David A	Mayor



JUNE 2, 2025

The regular meeting of the Board of Public Works and Safety of the City of Angola, Indiana was called to order by Chair David B. Martin at 6:30 p.m. City Hall, 210 N Public Square. Members David B. Martin, David A. Olson, and Jerold D. McDermid answered roll call. No member was absent. Clerk-Treasurer Ryan P. Herbert recorded the minutes.

Among those present were City Attorney Kim Shoup, City Engineer Amanda Cope, Street Commissioner Chad Ritter, Water Superintendent Mitch Sattison, Wastewater Superintendent Jeff Gaff, Police Patrol Officer Allie Curdes.

Also among those present were Common Council Members Randy Coffey and Charles Dowe.

APPROVAL OF MINUTES

Member McDermid moved to approve May 19, 2025 minutes. Member Olson seconded the motion. The motion carried 3-0.

ORDER OF BUSINESS

Discussion was held regarding repairs to the retention pond located in The Fountains subdivision. Mayor Martin provided history on the retention pond and the current state. Last year The City had acquired a court order to clean the pond out so it could properly function and bill the owner. This spring there was a significant rain event that caused flooding in the neighboring addition which was caused by the increased flow from the pond in the Fountains. City Engineer Cope reported that she had received a quote of \$75,300 to for maintenance and reconstruction work to return the pond to its original design and condition. This would allow the pond to hold the correct amount of water and stop the flooding of the neighboring addition. Discussion followed. City Attorney Shoup stated that the City could possibly receive a judgment to recoup part of the cost, but it is not guaranteed and there are restrictions. Further discussion followed. Member McDermid moved that the city proceed with the repairs that were quoted at \$75,300. Member Olson seconded the motion. The motion carried 3-0

ADJOURNMENT

There being no further business, the meeting was considered adjourned at 6:46 p.m.

David B. Martin, Chair

Attest:

Ryan P. Herbert, Clerk-Treasurer

Cross Reference Doc. No. 13100292
Doc. No. 14030449
Doc. No. 18060133

**TERMINATION OF UTILITY EASEMENT AGREEMENT AND FIRST AMENDMENT
TO UTILITY EASEMENT AGREEMENT**

THIS TERMINATION OF UTILITY EASEMENT AGREEMENT AND FIRST AMENDMENT TO UTILITY EASEMENT AGREEMENT ("Termination") is executed the ____ day of June, 2025, by **Angola First Development, LLC**, an Indiana limited liability company ("Grantor"), the **City of Angola** ("City"), and **Love's Travel Stops & Country Stores, Inc.**, an Oklahoma corporation, (individually referred to herein as a "Party" and collectively referred to herein as "Parties").

WHEREAS, the Parties entered into that certain Utility Easement Agreement, dated October 7, 2013, and recorded on October 10, 2013, as Document No. 13100292 in the Steuben County, Indiana Recorder's Office, the terms of which are incorporated herein by reference;

WHEREAS, the Parties entered into that certain First Amendment to Utility Easement Agreement, dated March 24, 2014, and recorded on March 26, 2014, as Document No. 14030449 in the Steuben County, Indiana Recorder's Office, the terms of which are incorporated herein by reference;

WHEREAS, the Parties entered into that certain Dissolution of Utility Easement Agreement Utility Easement Agreement, recorded on June 8, 2018, as Document No. 18060133 in the Steuben County, Indiana Recorder's Office, the terms of which are incorporated herein by reference;

WHEREAS, the Dissolution of Utility Easement only cross referenced the First Amendment to Utility Easement Agreement, but the intent was to dissolve and terminate all the utility easements created in both the First Amendment to Utility Easement Agreement and the Utility Easement Agreement; and

City of Angola, Board of Public Works and Safety

By: _____

By: _____

By: _____

STATE OF INDIANA)
) SS:
COUNTY OF STEUBEN)

I, a Notary Public, hereby certify that _____, whose names are signed to the foregoing instrument or conveyance, and who are known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he/she/they executed the same voluntary on the day the same bears date.

Given under my hand this _____ day of _____, 20____.

Seal:

Notary Public (Signature)

Name: _____

Commission Number: _____

My Commission Expires: _____

Love's Travel Stops & Country Stores, Inc., an
Oklahoma corporation

By: T-Doty

Name: Tim Doty

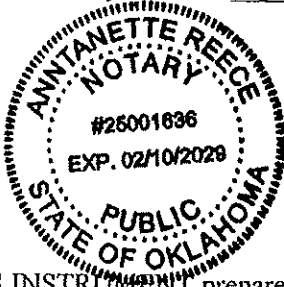
Title: Vice President

STATE OF OKLAHOMA)
) SS:
COUNTY OF OKLAHOMA)

I, a Notary Public, hereby certify that Tim Doty, the duly authorized
Vice President of Love's Travel Stops & Country Stores, Inc., an Oklahoma corporation, whose name
is signed to the foregoing instrument or conveyance, and who is known to me, acknowledged before me on this
day that, being informed of the contents of the conveyance, he/she/they executed the same voluntary on the
day the same bears date.

Given under my hand this 26th day of June, 2025.

Seal:



Antanette Reece
Notary Public (Signature)

Name: Antanette Reece

Commission Number: 25001636

My Commission Expires: 02/10/2029

THIS INSTRUMENT prepared by Robert W. Eherenman, Attorney No. 16703-53, HallerColvin PC, 444
East Main Street, Fort Wayne, Indiana 46802

I affirm, under the penalties of perjury, that I have taken reasonable care to redact each Social Security
number in this document, unless required by law. /s/Robert W. Eherenman

When Recorded, mail to: _____