

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

Monday, November 1, 2021 – 6:45 p.m.

CALL TO ORDER BY CHAIR HICKMAN

1. Member roll call by Clerk-Treasurer Herbert.

Hickman _____ Martin _____ Olson _____

2. Request approval of the October 4, 2021 minutes. (attachment)

ORDER OF BUSINESS

1. Request approval of the Stormwater Management/BMP Facilities Agreement with Gary and Nancy Shoup, Shoup's Duraclean for property located at 428 W Mill Street. (attachement)
2. Department head reports.
3. Other business.

NEXT MEETING

The next meeting is Monday, December 6.

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.

OCTOBER 4, 2021

The regular meeting of the Board of Public Works and Safety of the City of Angola, Indiana was called to order by Member David B. Martin at 6:30 p.m. City Hall, 210 N Public Square. Members David B. Martin and David A. Olson answered roll call. Member Richard M. Hickman was absent. Clerk-Treasurer Ryan P. Herbert recorded the minutes.

Among those present were Water Superintendent Tom Selman, City Engineer Amanda Cope, City Attorney Kim Shoup, Assistant Chief of Police Darrin Taylor, Economic Development & Planning Director Vivian Likes, Wastewater Superintendent Jeff Gaff, Street Commissioner Doug Anderson, Building Commissioner Scott Lehman, Human Resources Administrator Sue Essman, and Engineering Assistant Nick Gerber.

Also, among those present was Hailee Lepley of *The Herald Republican*, Chase Guenin, Nick Wooley, Jorge Ruiz, Kevin McDermit, and Jim Mutton.

APPROVAL OF MINUTES

Member Olson moved to approve the August 2, 2021 minutes. Member Martin seconded the motion. The motion carried 2-0.

ORDER OF BUSINESS

Discussion regarding the request by the Northcrest Homeowners Association to install a handicap ramp on the Coronet Street sidewalk to allow for access to the mailboxes began with a report from Street Commissioner Anderson. Anderson reported that he had spoke to the Postmaster and the resident needing the accommodation qualified to receive mail delivery at their residence. Member Martin explained that the area was an awkward place to install a ramp and given the resident can have mail delivered at home moved to table the request. Member Olson seconded the motion. The motion to table carried 2-0.

Request to accept infrastructure for Eastland Crossing Section 1 from M & P LLC water, sanitary sewer, storm sewer, and streets was considered. Water Superintendent Selman reported all water infrastructure was complete and good. Wastewater Superintendent Gaff reported that sanitary sewer was complete and good, but storm sewer still needs to be cleaned and camera inspected. Street Commissioner Anderson reported that a five-foot section of curb and gutter had been damaged and needed replaced. Mr. Mutton reported that the damage to the curb had been done in the past few days by a contractor. Storm Sewer would be jetted and cleaned by October tenth, and camera inspection was scheduled for the fourteenth. Mr. Mutton requested to put up a surety for the value of items needing finished and allow the infrastructure to be accepted by The City per ordinance. City Engineer Cope stated that an appropriate amount for surety would be 20% of the storm sewer value of \$189,000 which totals \$37,800. Member Martin proposed to round the amount to \$40,000, and Mr. Mutton agreed. Discussion followed regarding time of surety.

Member Martin moved to accept the infrastructure with the requirement of a \$40,000 surety bond good or bank letter of credit for 90 days. Member Olson seconded the motion. the motion carried 2-0.

Member Martin move to approve the Amendment to Water Tower Use Agreement between the City of Angola and Lakeland Internet, LLC. Member Olson seconded the motion. The motion carried 2-0

The Board was asked to consider the request by Jorge Ruiz to place a food cabinet/pantry in the public right-of-way against the east wall of 65 S. Public Square. Discussion followed. Member Martin moved to approve the request with review after 6 months. Member Olson seconded the motion. The motion carried 2-0

Member Martin moved to approve the Stormwater Management/BMP Facilities Agreement with Corporate Angola LLC/ Keith Dedrick for Property located at 202 E Harcourt Rd. Member Olson seconded the motion. The motion carried 2-0.

DEPARTMENT HEAD REPORTS

Economic Development & Planning Director Like reported that there were currently two items for the Plan Commission meeting next Monday including the Trine Depot and Eastland Crossing 2nd Platt.

Water Superintendent Selman reported that the Water Department is running out of meter because of supply shortages and may not be able to get any until after the first of the year.

ADJOURNMENT

There being no further business, the meeting was considered adjourned at 6:54 p.m.

Attest:

Richard M. Hickman, Chair

Ryan P. Herbert, Clerk-Treasurer

CITY OF ANGOLA
STORMWATER MANAGEMENT/BMP FACILITIES AGREEMENT

THIS AGREEMENT, made and entered into this 15TH day of OCTOBER, 2021
by and between GARY L. SHOUP AND NANCY J. SHOUP ^{TRUSTEES}, hereinafter called "Owner",
and the City of Angola Board of Public Works and Safety, hereinafter called "Board",

WITNESSETH that:

WHEREAS, GARY L. SHOUP AND NANCY J. SHOUP, TRUSTEES is the Owner of certain
real property located at 428 W. MILL ST., ANGOLA IN 46703, described as Steuben
County Parcel Number 76-06-26-220-102. 020-012, and as recorded by Document
No. 08010049 in the land of records of Steuben County, Indiana, and
hereinafter called the "Property";

WHEREAS, the Owner is proceeding to build on and develop the property; and

WHEREAS, the Site Plan/Subdivision Plan known as 428 W. MILL ST. ANGOLA IN 46703
and shown on plans dated 10/13/2021 and prepared by LEON LENGACHER
and hereinafter called the "Plan", which is expressly made a part hereof, as approved or to be approved
by the City of Angola Engineering Department working under authority of the Board provides for
detention of stormwater within the confines of the Property; and

WHEREAS, the Board and the Owners, its successors and assigns, including any
homeowner's association, agree that the health, safety, and welfare of the residents within the
jurisdictional area of the City of Angola, require that onsite stormwater management/BMP facilities
be constructed and maintained on the Property; and

WHEREAS, the Board requires that onsite stormwater management/BMP facilities as shown
on the Plan be constructed and adequately maintained by the Owner, its successors and assigns, including
any homeowner's association.

NOW, THEREFORE, in consideration of the foregoing premises, the mutual covenants
contained herein, and the following terms and conditions, the parties hereto agree as follows:

1. The on-site stormwater management/BMP facilities shall be constructed by the Owner, its successors and assigns, in accordance with the plans and specifications identified in or on the Plan.
2. The Owner, its successors and assigns, including any homeowners' association, shall adequately maintain all the stormwater management/BMP facilities constructed in accordance with the approved Plan. This includes, but is not limited to, all pipes and channels built to convey stormwater to the facility, as well as all structures- including

its administrators, executors, assigns, heirs and any other successors in interests, including any homeowners' association.

GARY L. SHOUP AND NANCY J. SHOUP FAMILY

Owner REVOCABLE LIVING TRUST

By:

X. Gary L. Shoup Trustee
Signature GARY L. SHOUP, TRUSTEE

X. Nancy J. Shoup Trustee
Printed Name NANCY J. SHOUP, TRUSTEE

Printed Title

STATE OF INDIANA)
COUNTY OF STEBEN) SS:

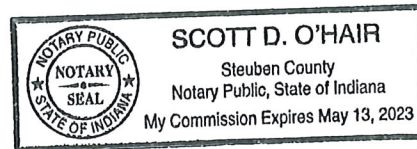
Before me, a Notary Public in and for said County and State, this 15TH day of OCTOBER, 2021, personally appeared GARY L. SHOUP AND NANCY J. SHOUP who then and there signed and acknowledged the foregoing instrument.

Scott D. O'Hair

[Notary Public's Signature]

SCOTT D. O'HAIR

[Notary Public's Printed Name]



My commission number: 05/12/2023 667865

My commission expires: 05/13/2023

Resident of STEBEN County, INDIANA.

City of Angola, Indiana
Board of Public Works and Safety

Richard M. Hickman, Chair

David B. Martin, Member

David A. Olson, Member

STATE OF INDIANA)
) SS:
COUNTY OF STEUBEN)

Before me, a Notary Public in and for said County and State, this _____ day of _____, 2021, personally appeared Richard M. Hickman, David B. Martin, and David A. Olson who then and there signed and acknowledged the foregoing instrument.

[Notary Public's Signature]

[Notary Public's Printed Name]

My commission number: _____

My commission expires: _____

Resident of _____ County, _____.

"I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security Number in this document, unless required by law Kim E. Shoup."

Prepared by: Kim E. Shoup, Angola City Attorney