

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

Monday, April 17, 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 April 3 and April 11 minutes. (attachment)

- Minutes of March 6 Board of Public Works and Safety meeting presented for Council information. (attachment)

UNFINISHED BUSINESS

1. Ordinance No. 1727-2023. AN ORDINANCE AMENDING THE ORDINANCE FIXING COMPENSATION OF APPOINTED OFFICERS, DEPUTIES, AND OTHER EMPLOYEES AND OF POLICE AND FIREFIGHTERS OF THE CITY OF ANGOLA, INDIANA FOR THE YEAR 2023. (Police Grants) (third reading) (attachment)
2. Other unfinished business.

NEW BUSINESS

1. Ordinance No. 1728-2023. AN ORDINANCE REGULATING THE COLLECTION AND DISPOSAL OF YARD WASTE AND BRUSH, LIMBS, AND TREE PRUNINGS. (first reading) (attachment)
2. Ordinance No. 1729-2023. ADDITIONAL APPROPRIATION ORDINANCE FOR THE CITY OF ANGOLA, INDIANA GENERAL AND LIT ECONOMIC DEVELOPMENT FUNDS. (first reading) (attachment)
3. Ordinance No. 1730-2023. AN ORDINANCE AMENDING THE ANGOLA MUNICIPAL CODE, TITLE 2 ADMINISTRATION AND PERSONNEL, CHAPTER 12.15 DEPARTMENT OF ECONOMIC DEVELOPMENT. (first reading) (attachment)

4. Ordinance No. 1731-2023. AN ORDINANCE REGULATING EVENTS, PARADES, AND/OR GATHERING ON PUBLIC PROPERTY. (first reading) (attachment)
5. Request approval of Change Order No. 1 for the North Wayne Lift Station Rehabilitation in the amount of \$17,813.75. (attachment)
6. Review and determine if Lomont Holdings Co., Inc located at 1825 W Maumee St. is or is not in compliance with the Statement of Benefits for Personal Property. (Resolution No. 2014-845, eight years) (attachment)
7. Clerk-Treasurer's Depository Statement and Cash Reconcilement for the month ending March 2023 is presented for Council information. (attachment)
8. Reports:
 - Clerk-Treasurer
 - Department heads
9. Request approval of the Allowance of Accounts Payable Vouchers 62299 through 62533 totaling \$1,130,725.16 which includes interfund transfers of \$175,261.98. (separate attachment)
10. Other new business.

NEXT MEETING

The next Common Council meeting is Monday, May 1.

ADJOURNMENT

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

April 3, 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, David B. Martin, and Jerold D. McDermid answered roll. Council Member Kathleen G. Armstrong 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, Chief of Police Ken Whitmire, Fire Chief Doug Call, Park Superintendent Matt Hanna, Street Commissioner Chad Ritter, Water Superintendent Tom Selman, Wastewater Superintendent Jeff Gaff Systems Administrator Nathan Armstrong, and Human Resource Director Sue Essman.

Also, among those present were Colleen Everage, Leslie Schlottman, June Julien, Randy Coffey, Jennifer Sharkey, David Roe, Lori Long, Len Feddema, Olivia Rowles, and Oksana Kotkina of *The Herald Republican*.

APPROVAL OF THE MINUTES

Council Member Olson moved to approve the March 20, 2023 minutes. Council Member McDermid seconded the motion. The motion carried 4-0.

UNFINISHED BUSINESS

Ordinance No. 1726-2023, AN ORDINANCE AMENDING THE ORDINANCE FIXING COMPENSATION OF APPOINTED OFFICERS, DEPUTIES, AND OTHER EMPLOYEES AND OF POLICE AND FIREFIGHTERS OF THE CITY OF ANGOLA, INDIANA FOR THE YEAR 2023, was read by title and presented to Council on second reading. Council Member Olson moved to approve. Council Member McDermid seconded the motion. The motion carried 4-0. (renumbered to 1727-2023)

Public Hearing regarding the proposed additional appropriation was open by Mayor Hickman at 7:04 p.m. There being no public comment the hearing was closed at 7:05 p.p. Ordinance No. 1727-2023, ADDITIONAL APPROPRIATION ORDINANCE FOR THE CITY OF ANGOLA, INDIANA PARK NONREVERTING CAPITAL FUND, 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 4-0. Ordinance No. 1727-2023, ADDITIONAL APPROPRIATION ORDINANCE FOR THE CITY OF ANGOLA, INDIANA PARK NONREVERTING CAPITAL FUND, was then read by title and presented to Council on third and final reading. Council Member Martin moved to approve. Council Member Crum seconded the motion. The motion carried 4-0. (renumbered to 1726-2023)

NEW BUSINESS

Council Member Martin moved to find Fedemma Industries, Inc located at 1305 Wohler Street in substantial compliance with Statements of Benefits for Personal Property for Resolutions 2020-789, 2021-801, and 2022-826. Council Member McDermid seconded the motion. The motion carried 4-0.

Lori Long from Links Creative Alliance presented regarding city logos for the city rebranding project. Long provided materials showing five logo choices and how those logos may be used on materials along with an explanation of each one. Discussion followed. No formal action was taken.

DEPARTMENT HEAD REPORTS

Planning and Economic Development Director Jennifer Barclay reported that Mackenzie Bird had started in her department this week in the Community Coordinator position. New sculptures for downtown had been submitted and are being reviewed for selection. The sculptures will be changed on June 3rd. Barclay also reported that the Mayor's Prayers basketball game will take place at the MTI center on April 13th starting at 6:00 p.m.

Fire Chief Doug Call reported that Firefighter's Local 3962 its 21st annual training seminar this past weekend. Instructors came from as far away as New York, and 119 people attended. Proceeds go towards scholarships for high school seniors entering the health and public safety field.

Park Superintendent Matt Hanna reported that the annual Easter event in the park would be held Saturday from 11:00 a.m. to 1:00 p.m.

APPROVAL OF ACCOUNTS PAYABLE VOUCHERS

Council Member Martin moved to approve the Allowance of Accounts Payable Vouchers 62083 through 62298 totaling \$621,423.5. Council Member McDermid seconded the motion. The motion carried 4-0.

ADJOURNMENT

There being no further business, the meeting was considered adjourned at 7:47 p.m.

Richard M. Hickman, Mayor
Presiding Officer

Attest:

Ryan P. Herbert, Clerk-Treasurer

April 11, 2023

The special meeting of the Common Council of the City of Angola, Indiana was called to order at 9:00 a.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, Chief of Police Ken Whitmire, Street Commissioner Chad Ritter, Wastewater Superintendent Jeff Gaff Building Commissioner Scott Lehman, Systems Administrator Nathan Armstrong, Assistant Chief of Police Darrin Taylor, and Human Resource Director Sue Essman.

Also, among those present were Isaac Lee, Jennifer Sharkey, Angie Logan and Oksana Kotkina of *The Herald Republican*.

The purpose of the meeting was to request approval of financial commitment for contribution toward Cameron Memorial Hospital READI Grant match.

Executive Director Isaac Lee spoke about the project. Lee explained that Cameron Memorial Hospital planned to develop and build an Education and Innovation Center with intent to collaborate strategically with Trine University. The overall investment would be approximately 10 million dollars to construct a 30,000 square foot educational facility on the Cameron Hospital Campus.

Lee explained that Cameron Hospital had applied for and been awarded \$1.5 million in funding from the READI program. This grant requires a 1 to 1 match from local public funds. Cameron Hospital is requesting \$750,000 each from the City of Angola and Steuben County. Discussion followed.

CEO of Cameron Memorial Hospital Angie Logan spoke about the project and the impact it would have locally. Logan explained the current shortage of nurses and how the Education and Innovation Center will provide the needed work force to fill these positions locally and help to remove the unsustainable dependency on travel nurses. Discussion followed.

Resolution No. 2023-847, A RESOLUTION PROVIDING FOR A MATCHING CONTRIBUTION TO A NON-PROFIT HOSPITAL CORPORATION FOR EDUCATIONAL PURPOSES, was read by title and presented to Council for approval. Council Member Martin moved to approve. Council Member Crum seconded the motion. Discussion followed. Council Member Martin requested that \$455,000 of funds receipted to the General Fund for the termination of the AFD Development agreement be used to pay for this and the remaining amount from the LIT ED fund. The motion to approve carried 5-0.

ADJOURNMENT

There being no further business, the meeting was considered adjourned at 9:16 a.m.

Richard M. Hickman, Mayor
Presiding Officer

Attest:

Ryan P. Herbert, Clerk-Treasurer

DRAFT

MARCH 6, 2023

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

Among those present were City Attorney Kim Shoup, Chief of Police Ken Whitmire, Planning and Economic Development Director Jennifer Barclay, City Engineer Amanda Cope, Water Superintendent Tom, Selman, Wastewater Superintendent Jeff Gaff, Building Commissioner Scott Lehman, Park Superintendent Matt Hanna, Systems Administrator Nathan Armstrong, and Assistant Wastewater Superintendent Cory Ritter.

Also, among those present were Common Council Member Jerold D. McDermid, Colleen Everage, and Leslie Schlottman.

APPROVAL OF MINUTES

Member Olson moved to approve the February 6, 2023 Minutes. Member Martin seconded the motion. The motion carried 3-0.

ORDER OF BUSINESS

Member Martin moved to approve the Stormwater Management/ BMP Agreement with Barnes Development Company, LLC (Belle Tire) for property located at 135 E Wendell Jacob Ave. Member Olson seconded the motion. The motion carried 3-0.

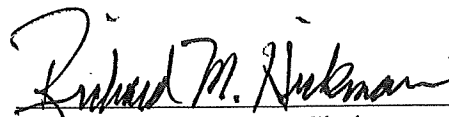
Discussion was held regarding a policy for events held on public property. No action was taken.

DEPARTMENT HEAD REPORTS

City Engineer Cope reported that she had met with NIPSCO and they are working on placing a street light in the city parking lot at the corner of W Gale and S West Streets.

ADJOURNMENT

There being no further business, the meeting was considered adjourned at 6:45 p.m.


Richard M. Hickman, Chair

Attest:



Ryan P. Herbert, Clerk-Treasurer

ORDINANCE NO. 1727-2023

AN ORDINANCE AMENDING THE ORDINANCE FIXING COMPENSATION OF APPOINTED OFFICERS, DEPUTIES, AND OTHER EMPLOYEES AND OF POLICE AND FIREFIGHTERS OF THE CITY OF ANGOLA, INDIANA FOR THE YEAR 2023

WHEREAS, IC 36-4-7-3 and IC 36-4-7-4 governs the fixing of compensation of City appointed officers, deputies, and other employees;

WHEREAS, IC 36-8-3-3 governs the fixing of compensation of police and firefighters;

WHEREAS, funding is available, and the Common Council wishes to increase compensation of said appointed officers, deputies, other employees, police and firefighters for the year 2023;

NOW THEREFORE, be it hereby ORDAINED by the Common Council of the City of Angola, Steuben County, Indiana that Ordinance No. 1705-2022, Section 5 is being amended by the text of existing provisions in this style type, additions in **this style type**, and deletions in ~~this style type~~:

- Section 5. Police department.
- (A) Police department officers shall receive longevity pay over and above base salary \$6.00 per month for each year of service.
 - (B) Full-time, non-exempt officers shall receive shift differential pay whose regular shift assignment is B or C shift of \$2,000 per year. Bi-weekly salary will be adjusted to reflect the shift differential. In the case of a mid-year shift reassignment, bi-weekly salary will be adjusted accordingly, beginning the first Sunday following reassignment. Shift differential will not apply in case of sporadic or temporary shift changes.
 - (C) The hourly rate of police officers who are not exempt from the provisions of the Fair Labor Standards Act (FLSA) and who are working the 28-day work period shall
 - (1) receive hourly rate for all hours over and above scheduled hours. Hourly rate is based on 2,223 hours per salary ordinance year (13 28-day work periods times 171 hours); and
 - (2) receive overtime for all hours worked over 171 hours in a 28-day work period.
 - (D) Compensation for full-time police department officers will be as follows:
 - (1) Patrol Officer – beginning with the hire date and continuing through the second year of continuous service with the Angola Police Department.
 - (2) First Class Patrol Officer – beginning with the third year of continuous service with the Angola Police Department.

ORDINANCE NO. 1727-2023

- (3) After completion of one year of continuous service as Patrol Officer, the Chief of Police may recommend First Class Patrol Officer status for an officer who has had previous full-time police experience of at least two years, has successfully completed the Indiana Law Enforcement Academy, and has displayed a level of performance with the department, which would warrant consideration. Such recommendation shall be carefully considered and must receive approval from the Office of the Mayor.
- (E) Upon the award of a federal or state grant for additional policing activities, police department officers who are voluntarily working additional policing activities during off-duty hours shall receive the hourly rate specified by the grant. If no hourly rate is specified by the grant, the officer shall be paid their hourly rate.
- (1) **The term “Traffic Safety Education and Enforcement” includes activities with a primary purpose of educating the motoring public, bicyclists, and pedestrians, and enforcement of State Traffic Laws pertaining to them and their safety on all applicable thoroughfares**
- Traffic Safety Education and Enforcement Overtime is a volunteer work assignment that has been approved by Traffic Safety Education and Enforcement assignment and is in excess of the officers normally scheduled hours of work. Traffic Safety Education and Enforcement Overtime shall be paid at a rate two times that of the officer’s regular hourly duty rate of pay regardless of the funding source.**
- (F) Part-time School Crossing Guards will receive shift pay on regularly scheduled school days that are cancelled.

This ordinance shall become and remain in full force and effect upon passage and adoption by the Common Council and approval by the Mayor.

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

Richard M. Hickman, Mayor
Presiding Officer

Attest:

ORDINANCE NO. 1727-2023

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 April 2023.

Ryan P. Herbert, Clerk-Treasurer

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

Richard M. Hickman, Mayor

ORDINANCE NO. 1728-2023

**AN ORDINANCE REGULATING THE COLLECTION AND DISPOSAL OF
YARD WASTE AND BRUSH, LIMBS, AND TREE PRUNINGS**

BE IT HEREBY ORDAINED by the Common Council of the City of Angola, Indiana, that Title 8, Health and Safety, of the Angola Municipal Code is hereby amended by the addition of Chapter 8.35, as follows:

Collection and Disposal of Yard Waste and Brush, Limbs, and Tree Prunings

Section 1. Definitions.

A. Yard Waste is defined as: flowers and garden waste. Yard Waste does not include leaves or grass clippings.

B. Brush, Limbs, and Tree Prunings are defined as: woody material from trees, bushes, shrubs, and other like vegetation. Brush, Limbs, and Tree Prunings does not include logs or firewood.

Section 2. Collection and Disposal.

A. The City will collect and dispose of Yard Waste and Brush, Limbs, and Tree Prunings subject to the following rules:

1. Yard Waste must be kept in separate piles from Brush, Limbs, and Tree Prunings.

2. Yard Waste, and Brush, Limbs, and Tree Prunings shall be placed for collection near the curb or street no more than three days prior to the first Monday of each month.

3. Yard Waste and Brush, Limbs, and Tree Prunings placed for pickup shall be in piles no larger than four feet high, four feet deep, and eight feet long.

4. Yard Waste and Brush, Limbs, and Tree Prunings will be collected commencing on the First Monday of each month. The city employees will only make one pass through The City.

B. Christmas trees will be collected seasonally.

C. Trees, tree limbs, and brush that are brought down by storm and other weather events will be collected as needed and as determined by the Street Department.

D. The penalty for violating this ordinance shall be as set forth in Angola Code of Ordinances 1.15. Each day of violation shall be considered a separate violation.

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

ORDINANCE NO. 1728-2023

DULY PASSED AND ADOPTED by the Common Council of the City of Angola, Indiana, on the _____ day of May 2023.

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 May 2023.

Ryan P. Herbert, Clerk-Treasurer

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

Richard M. Hickman, Mayor

ORDINANCE NO. 1729-2023

**ADDITIONAL APPROPRIATION ORDINANCE FOR THE
CITY OF ANGOLA, INDIANA
GENERAL AND LIT ECONOMIC DEVELOPMENT FUNDS**

WHEREAS, it has been determined that it is now necessary to appropriate more money than was appropriated in the annual budget, now, therefore:

Section 1. Be it ORDAINED by the Common Council of the City of Angola, Steuben County, Indiana, that for the expenses of the taxing unit the following additional sums of money are hereby appropriated out of the funds named for the purpose specified, subject to the laws governing the same:

	<u>Amount Requested</u>	<u>Amount Approved</u>
Fund Name: General		
Department: Common Council		
Services and Charges	<u>\$450,000.00</u>	_____
Total General Fund	<u>\$450,000.00</u>	
 Fund Name: LIT Economic Development		
Services and Charges	<u>\$300,000.00</u>	_____
Total Local Road and Street Fund	<u>\$300,000.00</u>	

Section 2. This Ordinance shall be in full force and effect from and after its passage by the Common Council, approval of the Mayor, and approval of the Department of Local Government Finance, if applicable.

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

Richard M. Hickman, Mayor
Presiding Officer

Attest:

Ryan P. Herbert, Clerk-Treasurer

ORDINANCE NO. 1729-2023

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 May 2023.

Ryan P. Herbert, Clerk-Treasurer

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

Richard M. Hickman, Mayor

ORDINANCE NO. 1730-2023

AN ORDINANCE AMENDING THE ANGOLA MUNICIPAL CODE,
TITLE 2 ADMINISTRATION AND PERSONNEL, CHAPTER 12.15
DEPARTMENT OF ECONOMIC DEVELOPMENT

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**, and deletions will appear in ~~this style type~~:

Section 1. Section 12.15.030 Department of Economic Development is amended to read:

(B) Appointment of Commissioners. The Department of Economic Development shall be under the control of a commission, which shall be known as the Angola Economic Development Commission and shall consist of ~~five~~ **three** members appointed by the Mayor, ~~three~~ **one** of whom shall be selected by the Mayor, one shall be nominated by the Common Council of the city, and one shall be nominated by the County Council.

Section 2. Effective date.

This Ordinance shall be in full force and effect from and after its passage by the Common Council, approval of the Mayor.

PASSED AND ADOPTED by the Common Council of the City of Angola, Indiana, on the _____ day of May 2023.

Richard M. Hickman, Mayor

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 May 2023.

Ryan P. Herbert, Clerk-Treasurer

ORDINANCE NO. 1730-2023

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

Richard M. Hickman, Mayor

ORDINANCE NO. 1731-2023

**AN ORDINANCE REGULATING EVENTS, PARADES, AND/OR GATHERING
ON PUBLIC PROPERTY**

WHEREAS, the City has a duty to protect the health, and safety, of its citizens and the public at large; and

WHEREAS, it will promote the protection of the health, and safety of Citizens and the public at large to have reasonable rules and regulations of public gathering; and

WHEREAS, the following rules and regulations apply to every person or group without regard to their message, political view, sex or sexual orientation, religion, or any other constitutionally protected characteristic;

BE IT HEREBY ORDAINED by the Common Council of the City of Angola, Indiana that the following policy and procedure apply to events, parades, or gatherings on public property that interfere with pedestrian or vehicular traffic or parking or that require street closures.

1. An event is a pre-planned event, whether publicly and/or privately sponsored where the public is invited and is proposed to be held on publicly owned, leased, or controlled property, including but not limited to parks, streets, parking lots, sidewalks or other public spaces.
2. This Ordinance does not apply to gatherings of one or more persons on public property to demonstrate or protest or otherwise express constitutionally protected speech or activities that do not interfere with pedestrian or vehicular traffic or parking or that require street closures.
3. It is a violation of this Ordinance for a person or group to engage in a pre-planned event as defined in paragraph 1 without following the rules and regulations set forth in this Ordinance.
4. An Event Permit Application shall be filed with the City of Angola no less than 90-days prior to the first day of the event. Any additional permits within the city will be coordinated after the application has been received.
5. The applicant shall submit proof of general liability insurance with a limit of not less than \$1,000,000 per event no less than 45-days prior to the first day of the event. The policy must cover the entire length of the event from load- in/set-up through the load-out/breakdown of the event. Proof of insurance, along with a

ORDINANCE NO. 1731-2023

certificate naming the City of Angola as additional insured, is required for any event on City of Angola public property or right-of-way.

6. The applicant shall provide an entire event layout including booths, vendors, tents(include size), trash location and all activities with the application.
7. The applicant shall retrieve a signature or show proof a letter was mailed via 'certificate of mailing' to each business and owner of property that will be affected by any closure no less than 30-days prior to the event. "Affected" means their normal parking for owners, employees, patrons or customers and/or disruption to business of any kind.
8. The event must be open to the public and equally accessible to all visitors.
9. The event and applicant must be in good standing with the city (both financially and by following policy and procedures with previous events).
10. Barricades and cones may be made available upon request. If any barricades, cones or city property are damaged during the event, the applicant will be held responsible for all costs related to damages or replacements based on an invoice provided to the applicant by the city.
11. Temporary trash receptacles may be made available upon request. The applicant must ensure all trash is placed in those receptacles (without overflowing) and city staff will dispose of all materials in the receptacle as long as they are tied and secure.
12. The applicant is required to clean up all litter and debris before the roads re-open and/or after event closure. All bags must be tied and secure for pick-up. If litter and debris are not disposed of, in a manor acceptable to the city, the applicant will be held responsible for all costs related to clean-up based on an invoice provided to the applicant by the city.
13. The penalty for violating this Ordinance is set forth in Angola Code of Ordinances 1.15, and each day of violation is a separate violation.

This ordinance shall be in full force and effect after passage and adoption by the Common Council and approval by the Mayor.

ORDINANCE NO. 1731-2023

PASSED AND ADOPTED by the Common Council of the City of Angola, Indiana,
on the _____ day of _____ 2023.

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 _____ 2023.

Ryan P. Herbert, Clerk-Treasurer

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

Richard M. Hickman, Mayor

Change Order No. 1

Date of Issuance: 04/11/2023	Effective Date: 04/11/2023
Owner: City of Angola	Owner's Contract No.:
Contractor: Parrish Excavating, Inc.	Contractor's Project No.:
Engineer: Wessler Engineering	Engineer's Project No.: 254022
Project: N. Wayne St. Lift Station Rehabilitation	Contract Name:

The Contract is modified as follows upon execution of this Change Order:

Description: See Attachment A

Attachments: Attachment A, Attachment B

CHANGE IN CONTRACT PRICE	CHANGE IN CONTRACT TIMES [note changes in Milestones if applicable]
Original Contract Price: \$ <u>267,080.00</u>	Original Contract Times: Substantial Completion: <u>210</u> days Ready for Final Payment: <u>240</u> days days or dates
[Increase] [Decrease] from previously approved Change Orders No. <u> </u> to No. <u> </u> : \$ <u>not applicable</u>	[Increase] [Decrease] from previously approved Change Orders No. <u> </u> to No. <u> </u> : Substantial Completion: <u>0</u> days Ready for Final Payment: <u>0</u> days days
Contract Price prior to this Change Order: \$ <u>267,080.00</u>	Contract Times prior to this Change Order: Substantial Completion: <u>210</u> days Ready for Final Payment: <u>240</u> days days or dates
Increase of this Change Order: \$ <u>17,813.75</u>	Increase of this Change Order: Substantial Completion: <u>0</u> days Ready for Final Payment: <u>0</u> days days or dates
Contract Price incorporating this Change Order: \$ <u>284,893.75</u>	Contract Times with all approved Change Orders: Substantial Completion: <u>210</u> days Ready for Final Payment: <u>240</u> days days or dates

RECOMMENDED:		ACCEPTED:		ACCEPTED:	
By: <u>Nathan A. Brune</u>	By: _____	By: <u>Matt Brown</u>	By: _____	By: _____	By: _____
Title: <u>Project Manager</u>	Title: _____	Title: <u>Owner (Authorized Signature)</u>	Title: _____	Title: <u>Contractor (Authorized Signature)</u>	Title: _____
Date: <u>04/11/2023</u>	Date: _____	Date: _____	Date: _____	Date: <u>4/12/23</u>	Date: _____

Approved by Funding Agency (if applicable)

By: _____ Date: _____
Title: _____

ATTACHMENT A

**DESCRIPTION, PURPOSE & JUSTIFICATION
CHANGE ORDER NO. 1**

WESSLER PROJECT 254022

PROJECT: N. Wayne St. Lift Station Rehabilitation

OWNER: City of Angola, IN

CONTRACTOR: Parrish Excavating, Inc.

<u>DESCRIPTION, PURPOSE & JUSTIFICATION OF CHANGE</u>	<u>ADD</u>	<u>DEDUCT</u>
<u>Item No. 1 – Existing Forcemain Casing Removal</u>	\$17,813.75	

Price increase for the process of exposing, cutting, and removing the existing steel casing and potential casing grout in conflict at the lift station to continue on with construction.

Total Additions and Deletions	\$17,813.75	\$0.00
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TOTAL COST OF CHANGE ORDER NO. 1	\$17,813.75	----
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ATTACHMENT B



April 11, 2023
Mr. Nathan Brune, PE
Project Manager
Wessler Engineering, Inc.
260-422-8279

RE: Existing Forcemain Casing Removal at the N. Wayne Street Lift Station

Nathan – Please receive the following as our add estimate for the process of exposing, cutting and removing the existing steel casing and potential casing grout in conflict at the N. Wayne Lift Station.

SCOPE OF WORK:

Shoring Rental	1,967.75
Add Equipment and Shoring Mobilization	1,245.00
4 Day Crew Labor	14,600.00

ESTIMATE TOTAL \$17,813.75

Nathan, if you have any questions, or need any additional information, please contact me by any means.

Respectfully,

Mark Diamond
Parrish Excavating, Inc.
269-209-6010

Illuminated Image

March 30, 2023

Common Council
210 N Public Sq
Angola, IN 46703

Re: Lomont Holdings Co., Inc. d/b/a/ Illuminated Image

Dear Common Council:

Illuminated Image is pleased to present herewith the most recent Compliance of Benefits, Form CF-1. As I've done in the past, I will also take this opportunity to elaborate on the status of the Company both past and present.

At the time Illuminated Image was requesting abatements we had 45 employees. We made projections that over time we would hire an additional 16 employees and invest \$400,000 in new machinery and equipment.

In 2014 Illuminated Image had 45 employees: 2015 saw 56 employees: 2016 saw 61 employees (this met the threshold of 16 new hires) and in 2017 saw 65 employees. We were down slightly in 2018 and 2019. In 2020, like many others, our business was negatively impacted by the Coronavirus pandemic. Our headcount went down to 48 employees.

Since the pandemic, we have been rebuilding our employee compliment. In an attempt to do so, we have increased our starting wage. Since 2014 our starting wage has increased more than 60%. Along the same lines, pay increases have been given to employees to keep up with today's cost of living.

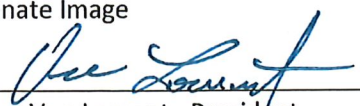
We are still having difficulty in finding qualified employees. Although, as of recent, we have seen an increase in applicants. At present our headcount is 52 employees and our current average hourly wage is \$17.23. Once we are successful in finding new hires our employee count should be approximately 61 employees.

Year after year we continue to make capital investments as well as facility improvements. In 2022 we added several new pieces of equipment to enable the company to be more efficient in its operations and maintain safety standards.

From all of us at Illuminated Image, we sincerely appreciate all the help that Illuminated Image has received from the Indiana Economic Development Corporation from a local and state level.

Yours truly,

Illuminate Image

By: 

Von Lomont - President

**COMPLIANCE WITH STATEMENT OF BENEFITS
PERSONAL PROPERTY**

State Form 51765 (R7 / 12-22)

Prescribed by the Department of Local Government Finance

PRIVACY NOTICE
This form contains confidential
information pursuant to
IC 6-1.1-35-9 and IC 6-1.1-12.1-5.6.**FORM CF-1 / PP**

20__ Pay 20__

- INSTRUCTIONS:**
1. Property owners whose Statement of Benefits was approved must file this form with the local designating body to show the extent to which there has been compliance with the Statement of Benefits. (IC 6-1.1-12.1-5.6)
 2. This form must be filed with the Form 103-ERA Schedule of Deduction from Assessed Value between January 1 and May 15, unless a filing extension under IC 6-1.1-3.7 has been granted. A person who obtains a filing extension must file between January 1 and the extended due date of each year.
 3. With the approval of the designating body, compliance information for multiple projects may be consolidated on one (1) compliance form (CF-1).

SECTION 1 TAXPAYER INFORMATION								
Name of Taxpayer Lomont Holdings Co., Inc						County Steuben		
Address of Taxpayer (number and street, city, state, and ZIP code) 1825 W Maumee St.						DLGF Taxing District Number 76-012		
Name of Contact Person Von Lomont				Telephone Number (260) 665-7492		Email Address vlomont@illuminatedimag		
SECTION 2 LOCATION AND DESCRIPTION OF PROPERTY								
Name of Designating Body Angola City Council				Resolution Number 2014-845		Estimated State Date (month, day, year) 5/1/14		
Location of Property 1825 W Maumee St						Actual Start Date (month, day, year) 9/1/14		
Description of new manufacturing equipment, new research and development equipment, new information technology equipment, or new logistical distribution equipment to be acquired. CNC Lathe/Router, Squaring Shear, Press Break						Estimated Completion Date (month, day, year) 2/28/16		
						Actual Completion Date (month, day, year) TBD		
SECTION 3 EMPLOYEES AND SALARIES								
EMPLOYEES AND SALARIES				AS ESTIMATED ON SB-1			ACTUAL	
Current Number of Employees				45			45	
Salaries				1,950,000.00			1,950,000.00	
Number of Employees Retained				45			52	
Salaries				1,950,000.00			1,950,000.00	
Number of Additional Employees				5			7	
Salaries				157,000.00			247,228.80	
SECTION 4 COST AND VALUES								
	MANUFACTURING EQUIPMENT		RESEARCH & DEVELOPMENT EQUIPMENT		LOGISTICAL DISTRIBUTION EQUIPMENT		IT EQUIPMENT	
AS ESTIMATED ON SB-1	COST	ASSESSED VALUE	COST	ASSESSED VALUE	COST	ASSESSED VALUE	COST	ASSESSED VALUE
Values Before Project	\$	\$	\$	\$	\$	\$	\$	\$
Plus: Values of Proposed Project	\$ 400,000	\$	\$	\$	\$	\$	\$	\$
Less: Values of Any Property Being Replaced	\$	\$	\$	\$	\$	\$	\$	\$
Net Values Upon Completion of Project	\$	\$	\$	\$	\$	\$	\$	\$
ACTUAL	COST	ASSESSED VALUE	COST	ASSESSED VALUE	COST	ASSESSED VALUE	COST	ASSESSED VALUE
Values Before Project	\$ 831,207.00	\$ 197,363.00	\$	\$	\$	\$	\$	\$
Plus: Values of Proposed Project	\$ 400,000.00	\$ 110,296.00	\$	\$	\$	\$	\$	\$
Less: Values of Any Property Being Replaced	\$	\$	\$	\$	\$	\$	\$	\$
Net Values Upon Completion of Project	\$ 1,231,207.00	\$ 307,659.00	\$	\$	\$	\$	\$	\$
NOTE: The COST of the property is confidential pursuant to IC 6-1.1-12.1-5.6(c).								
SECTION 5 WASTE CONVERTED AND OTHER BENEFITS PROMISED BY THE TAXPAYER								
WASTE CONVERTED AND OTHER BENEFITS				AS ESTIMATED ON SB-1			ACTUAL	
Amount of Solid Waste Converted								
Amount of Hazardous Waste Converted								
Other Benefits:								
SECTION 6 TAXPAYER CERTIFICATION								
I hereby certify that the representations in this statement are true.								
Signature of Authorized Representative 				Title President			Date Signed (month, day, year) 3-30-2023	

OPTIONAL: FOR USE BY A DESIGNATING BODY WHO ELECTS TO REVIEW THE COMPLIANCE WITH STATEMENT OF BENEFITS (FORM CF-1)**INSTRUCTIONS: (IC 6-1.1-12.1-5.9)**

1. Within forty-five (45) days after receipt of this form, the designating body may determine whether or not the property owner has substantially complied with the Statement of Benefits.
2. If the property owner is found **NOT** to be in substantial compliance, the designating body shall send the property owner written notice. The notice must include the reasons for the determination and the date, time and place of a hearing to be conducted by the designating body. If a notice is mailed to a property owner, a copy of the written notice will be sent to the county assessor and the county auditor.
3. Based on the information presented at the hearing, the designating body shall determine whether or not the property owner has made reasonable effort to substantially comply with the Statement of Benefits and whether any failure to substantially comply was caused by factors beyond the control of the property owner.
4. If the designating body determines that the property owner has **NOT** made reasonable effort to comply, then the designating body shall adopt a resolution terminating the deduction. The designating body shall immediately mail a certified copy of the resolution to: (1) the property owner; (2) the county auditor; and (3) the county assessor.

We have reviewed the CF-1 and find that:			
☒ the property owner IS in substantial compliance			
☐ the property owner IS NOT in substantial compliance			
☐ other (specify) _____			
Reasons for the determination (attach additional sheets if necessary)			
Signature of authorized member			Date signed (month, day, year) April 17, 2023
Attested by:		Designating body Common Council	
If the property owner is found not to be in substantial compliance, the property owner shall receive the opportunity for a hearing. The following date and time has been set aside for the purpose of considering compliance.			
Time of hearing	☐ AM ☐ PM	Date of hearing (month, day, year)	Location of hearing

HEARING RESULTS (to be completed after the hearing)

☐ Approved		☐ Denied (see instruction 5 above)	
Reasons for the determination (attach additional sheets if necessary)			
Signature of authorized member			Date signed (month, day, year)
Attested by:		Designating body	

APPEAL RIGHTS [IC 6-1.1-12.1-5.9(e)]

A property owner whose deduction is denied by the designating body may appeal the designating body's decision by filing a complaint in the office of the clerk of Circuit or Superior Court together with a bond conditioned to pay the costs of the appeal if the appeal is determined against the property owner.

CLERK-TREASURER'S DEPOSITORY STATEMENT AND CASH RECONCILEMENT
MONTH ENDING MARCH 2023

FUNDS	Total Jan. 1 Balance And Receipts to Date 1	Receipts For Month 2	Total Balance And Receipts 3	Disbursed To Date 4	Disbursed For Month 5	Total Disbursements 6	Treasurer's Ending Balance 7
General	\$ 5,813,801.23	\$ 282,063.73	\$ 6,095,864.96	\$ 1,125,792.43	\$ 403,612.70	\$ 1,529,405.13	\$ 4,566,459.83
COVID Indiana CRF	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
COVID CDBG OCRA Response	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
COVID FEMA 2020 FF Supplemental	\$ 1,755.91	\$ -	\$ 1,755.91	\$ -	\$ -	\$ -	\$ 1,755.91
COVID CDBG OCRA Response Phase 3	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
ARP Coronavirus Local Fiscal Recovery	\$ 1,800,036.34	\$ -	\$ 1,800,036.34	\$ 56,162.21	\$ 24,104.11	\$ 80,266.32	\$ 1,719,770.02
Motor Vehicle Highway	\$ 1,674,205.02	\$ 39,947.20	\$ 1,714,152.22	\$ 208,850.38	\$ 110,692.35	\$ 319,542.73	\$ 1,394,609.49
Local Road & Street	\$ 214,508.86	\$ 7,446.74	\$ 221,955.60	\$ -	\$ -	\$ -	\$ 221,955.60
Motor Vehicle Highway Restricted	\$ 192,946.73	\$ 18,162.43	\$ 211,109.16	\$ -	\$ -	\$ -	\$ 211,109.16
Parks & Recreation Operating	\$ 679,856.57	\$ -	\$ 679,856.57	\$ 149,990.61	\$ 149,803.70	\$ 299,794.31	\$ 380,062.26
LIT Economic Development	\$ 2,142,897.56	\$ 91,959.25	\$ 2,234,856.81	\$ 5,000.00	\$ 33,711.25	\$ 38,711.25	\$ 2,196,145.56
Donation	\$ 168,696.58	\$ 4,072.50	\$ 172,769.08	\$ 3,234.16	\$ 78.28	\$ 3,312.44	\$ 169,456.64
Federal Grants Operating	\$ 0.00	\$ -	\$ 0.00	\$ -	\$ -	\$ -	\$ 0.00
Local Law Enforcement Continuing Ed	\$ 38,362.00	\$ 565.00	\$ 38,927.00	\$ 300.00	\$ -	\$ 300.00	\$ 38,627.00
Riverboat	\$ 111,753.78	\$ -	\$ 111,753.78	\$ 5,300.00	\$ -	\$ 5,300.00	\$ 106,453.78
Local Road & Bridge Matching Grant	\$ 61,272.68	\$ -	\$ 61,272.68	\$ 29,592.39	\$ -	\$ 29,592.39	\$ 31,680.29
Rainy Day	\$ 1,500,000.00	\$ -	\$ 1,500,000.00	\$ -	\$ -	\$ -	\$ 1,500,000.00
Hazardous Materials Response	\$ 10,957.04	\$ -	\$ 10,957.04	\$ -	\$ -	\$ -	\$ 10,957.04
LIT Public Safety	\$ 1,780,435.31	\$ 66,415.42	\$ 1,846,850.73	\$ 181,934.16	\$ 92,785.65	\$ 274,719.81	\$ 1,572,130.92
Opioid Settlement Unrestricted	\$ 15,262.17	\$ -	\$ 15,262.17	\$ -	\$ -	\$ -	\$ 15,262.17
Opioid Settlement Restricted	\$ 35,611.70	\$ -	\$ 35,611.70	\$ -	\$ -	\$ -	\$ 35,611.70
Fire Operating	\$ 1,660,582.60	\$ -	\$ 1,660,582.60	\$ 391,681.22	\$ 136,523.55	\$ 528,204.77	\$ 1,132,377.83
Redevelopment General	\$ 581,030.79	\$ -	\$ 581,030.79	\$ -	\$ -	\$ -	\$ 581,030.79
Law Enforcement Trust	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Cumulative Capital Improvement	\$ 125,468.30	\$ -	\$ 125,468.30	\$ -	\$ -	\$ -	\$ 125,468.30
Cumulative Capital Development	\$ 477,442.10	\$ -	\$ 477,442.10	\$ -	\$ -	\$ -	\$ 477,442.10
Park Nonreverting Capital	\$ 110,533.90	\$ 19,827.62	\$ 130,361.52	\$ 761.60	\$ 211.34	\$ 972.94	\$ 129,388.58
Park Cumulative Building	\$ 146,906.21	\$ -	\$ 146,906.21	\$ -	\$ -	\$ -	\$ 146,906.21
Local Major Moves Construction	\$ 191,786.21	\$ 2,705.91	\$ 194,492.12	\$ -	\$ -	\$ -	\$ 194,492.12
Capital Projects	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Water Operating & Maintenance	\$ 639,461.42	\$ 194,007.54	\$ 833,468.96	\$ 342,791.70	\$ 134,138.65	\$ 476,930.35	\$ 356,538.61
Water Sinking	\$ 474,490.47	\$ 22,942.19	\$ 497,432.66	\$ 138,803.13	\$ -	\$ 138,803.13	\$ 358,629.53
Water Improvement	\$ 2,486,593.36	\$ 3,171.00	\$ 2,489,764.36	\$ 10,175.00	\$ 638.00	\$ 10,813.00	\$ 2,478,951.36
Water Customer Deposit	\$ 73,990.00	\$ 1,900.00	\$ 75,890.00	\$ 3,660.00	\$ 2,110.00	\$ 5,770.00	\$ 70,120.00
Water Construction	\$ 3,731.66	\$ -	\$ 3,731.66	\$ -	\$ -	\$ -	\$ 3,731.66
Wastewater Operating & Maintenance	\$ 935,880.60	\$ 304,243.80	\$ 1,240,124.40	\$ 473,484.25	\$ 295,616.14	\$ 769,100.39	\$ 471,024.01
Wastewater Sinking	\$ 956,162.63	\$ 29,451.97	\$ 985,614.60	\$ 151,893.75	\$ -	\$ 151,893.75	\$ 833,720.85
Wastewater Improvement	\$ 2,207,290.38	\$ 82,673.00	\$ 2,289,963.38	\$ 51,421.90	\$ 154,520.05	\$ 205,941.95	\$ 2,084,021.43
Wastewater Construction	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Police Pension	\$ 270,044.34	\$ -	\$ 270,044.34	\$ 25,459.68	\$ 12,729.84	\$ 38,189.52	\$ 231,854.82
Payroll Withholding	\$ 713,741.32	\$ 345,297.13	\$ 1,059,038.45	\$ 679,554.06	\$ 346,803.02	\$ 1,026,357.08	\$ 32,681.37
Escrow	\$ 44,375.00	\$ 400.00	\$ 44,775.00	\$ 10,000.00	\$ 200.00	\$ 10,200.00	\$ 34,575.00
TOTAL - CASH FUNDS	\$ 28,341,870.77	\$ 1,517,252.43	\$ 29,859,123.20	\$ 4,045,842.63	\$ 1,898,278.63	\$ 5,944,121.26	\$ 23,915,001.94
Investments By Funds	Total Jan. 1 Balance And Purchases to Date	Investments Purchased For Month	Total Balance And Investments Purchased	Investments Cashed To Date	Investments Cashed For Month	Total Investments Cashed	Treasurer's Balance of Investments
Moneys on Deposit (interest only) (2)	\$ 22,350.03	\$ 4,043.93	\$ 26,393.96	\$ -	\$ -	\$ -	\$ 26,393.96
Moneys on Deposit (interest only) (8)	\$ 331,119.69	\$ 65,970.22	\$ 397,089.91	\$ -	\$ -	\$ -	\$ 397,089.91
Local Major Moves Construction (2)	\$ 2,559,675.16	\$ 10,124.83	\$ 2,569,799.99	\$ -	\$ -	\$ -	\$ 2,569,799.99
Total of Investments by Funds	\$ 2,913,144.88	\$ 80,138.98	\$ 2,993,283.86	\$ -	\$ -	\$ -	\$ 2,993,283.86
TOTAL - ALL FUNDS	\$ 31,255,015.65	\$ 1,597,391.41	\$ 32,852,407.06	\$ 4,045,842.63	\$ 1,898,278.63	\$ 5,944,121.26	\$ 26,908,285.80

CITY OF ANGOLA

Prescribed by State Board of Accounts

City or Town Form No. 206 (Rev. 1975)

General Form No. 206 (Rev 1975)

**CLERK-TREASURER'S DEPOSITORY STATEMENT AND CASH RECONCILEMENT
MONTH ENDING MARCH 2023**

Names of Depositories and Accounts	Depository Balance End of Month	Outstanding Warrants	Net Depository Balance
<u>Bank of New York</u>			
Wastewater Sinking - Bond & Interest (20)	\$ 63,142.78	\$ -	\$ 63,142.78
Wastewater Sinking - Debt Service Reserve (20)	\$ 770,578.07	\$ -	\$ 770,578.07
<u>Farmers State Bank</u>			
General Checking (3)	\$ 6,607,612.16	\$ (38,795.21)	\$ 6,568,816.95
General Savings (8)	\$ 15,897,089.91	\$ -	\$ 15,897,089.91
<u>First Federal Savings Bank of Angola</u>			
Police Operations (9)	\$ 1,372.04	\$ -	\$ 1,372.04
<u>Trust INdiana</u>			
Moneys on Deposit (2)	\$ 1,026,393.96	\$ -	\$ 1,026,393.96
TRECS (2)	\$ 511.07	\$ -	\$ 511.07
TOTALS	\$ 24,366,699.99	\$ (38,795.21)	\$ 24,327,904.78
INVESTMENTS MADE FROM DEPOSITORY BALANCES		\$	-
ADD: Cash in Office		\$	1,250.00
ADJUSTMENTS (explain fully)			
Deposit in transit (3) 11918		\$	100.00
Deposit in transit (3) 11919		\$	252.55
Deposit in transit (3) 11921		\$	712.10
Deposit in transit (3) 11922		\$	870.32
Deposit in transit (3) 11923		\$	1,188.01
Deposit in transit (3) 11924		\$	51.36
Deposit in transit (3) 11925		\$	6,156.69
Moneys on Deposit (interest only EOM)		\$	(423,483.87)
TOTAL CASH BALANCE, Plus Depository Balances Invested		\$	23,915,001.94
Total of Investments - All funds (As shown in Col 7 opposite page)		\$	2,993,283.86
TOTAL CASH BALANCE AND INVESTMENTS		\$	26,908,285.80