

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

**Monday, March 4, 2024 – 7:00 p.m.**

**CALL TO ORDER BY MAYOR MARTIN**

1. Council Member roll call by Clerk-Treasurer Herbert.

Coffey \_\_\_\_\_ Olson \_\_\_\_\_ Sharkey \_\_\_\_\_ Roe \_\_\_\_\_ McDermid \_\_\_\_\_

2. Remarks by Mayor Martin
3. Request approval of the February 19 minutes. (attachment)

**UNFINISHED BUSINESS**

1. Ordinance No. 1749-2024. AN ORDINANCE CORRECTING A SCRIVENER'S ERROR IN ORDINANCE NO. 1740-2023 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. (Wise Annexation) (third reading) (attachment)

**NEW BUSINESS**

1. Resolution No. 2024-868. A RESOLUTION PROVIDING FOR THE TRANSFER OF CASH TO THE LOCAL ROAD AND BRIDGE MATCHING GRANT FUND. (attachment)
2. Resolution No. 2024-869. A RESOLUTION AUTHORIZING THE CLERK-TREASURER TO TRANSFER FROM THE GENERAL FUND TO THE RAINY DAY FUND ANY UNUSED AND UNENCUMBERED FUNDS PURSUANT TO IC 36-1-8-5. (attachment)
3. Presentation and discussion of traffic studies for the intersections of East Randolph and North Cross Streets and South Superior and West Pleasant Streets.
4. Reports:
  - Clerk-Treasurer
  - Department heads
5. Request approval of the Allowance of Accounts Payable Vouchers 67448 through 67645 totaling \$651,006.25. (separate attachment)

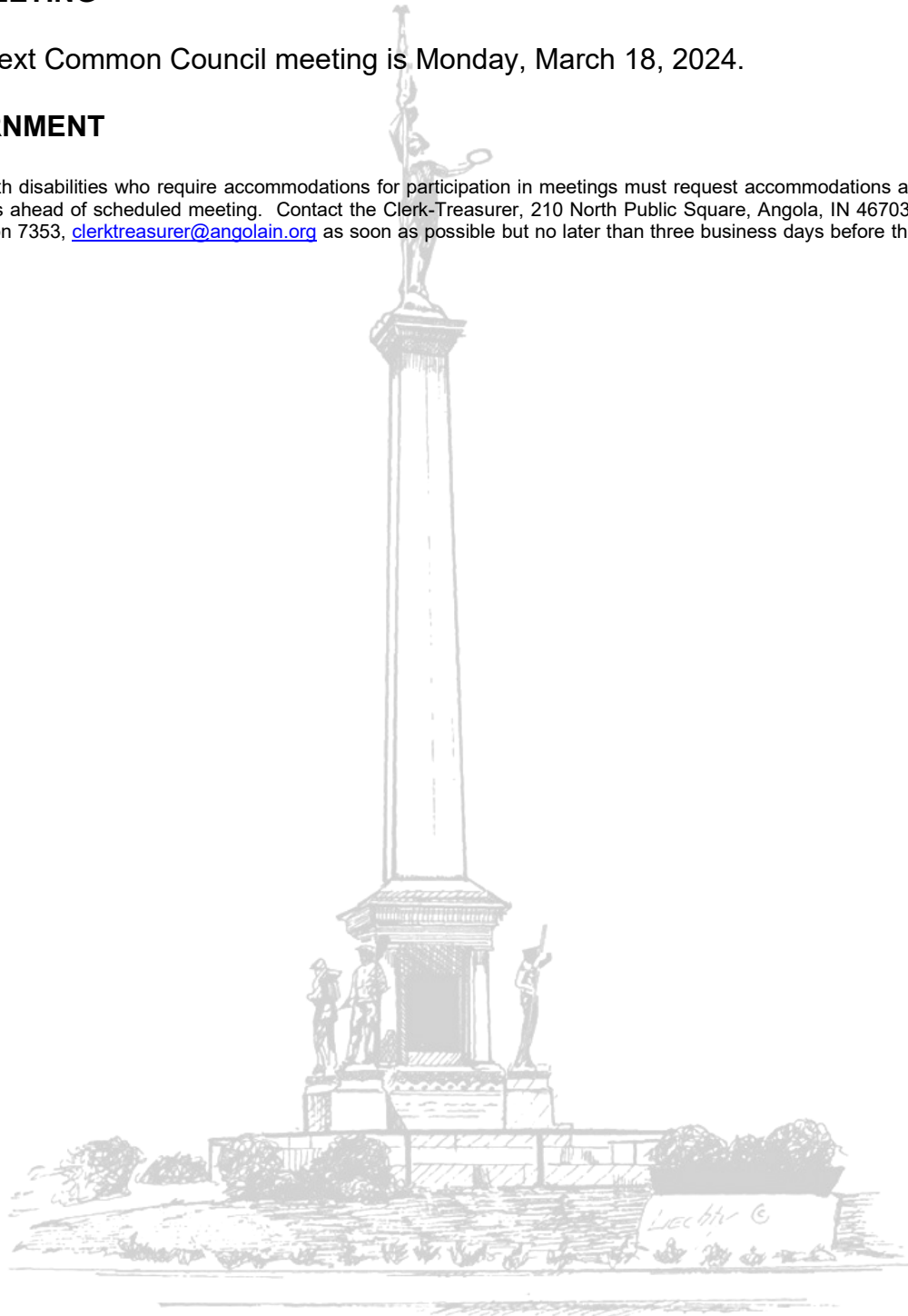
6. Other new business.

## **NEXT MEETING**

The next Common Council meeting is Monday, March 18, 2024.

## **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](mailto:clerktreasurer@angolain.org) as soon as possible but no later than three business days before the scheduled event.



**February 19, 2024**

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 David B. Martin presiding. Council Members Randy Coffey, David A. Olson, Jennifer L. Sharkey, David W. Roe, 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, City Engineer Amanda Cope, Economic Development and Planning Director Jennifer Barclay, Police Chief Ken Whitmire, Water Superintendent Tom Selman, Park Superintendent Matt Hanna, Assistant Police Chief Darrin Taylor, Street Commissioner Chad Ritter, Assistant Street Commissioner Scott Stevens, and , Patrol Officer Allie Curdes.

Also, among those present were Rick Shipe, Robert Dahman, Pat Martin, Aiden Frederick, Beth Swary of WLKI, and Lynn Thompson of the Herald-Republican.

APPROVAL OF THE MINUTES

Council Member Olson moved to approve the February 5, 2024 minutes. Council Member Coffey seconded the motion. The motion carried 5-0.

Minutes of the January 2 Board of Public Works and Safety meeting were presented for Council information.

UNFINISHED BUSINESS

Ordinance No. 1749-2024, AN ORDINANCE CORRECTING A SCRIVENER’S ERROR IN ORDINANCE NO. 1740-2023 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. (Wise Annexation), was read by title and presented to Council on second reading. Council Member McDermid moved to approve. Council Member Olson seconded the motion. The motion carried 5-0.

NEW BUSINESS

Bids for Community Crossing Project 2023-02 were opened by City Engineer Cope as follows:

API Construction	\$1,006,200.00
Brooks Construction \$	\$1,114,942.00

Council Member Olson moved to award accept the bid of the lowest most responsive and responsible bidder. Council Member Sharkey seconded the motion. The motion carried 5-0.

Council Member Olson moved to approve the Engagement Letter with Baker Tilly Municipal Advisors for the Water Utility Asset Management Plan in the amount of \$25,000. Council Member Sharkey seconded the motion. The motion to approve carried 5-0.

Council Member McDermid moved to approve the Engagement Letter with Baker Tilly Municipal Advisors for the Sewage Works Asset Management Plan in the amount of \$25,000. Council Member Coffey seconded the motion. The motion to approve carried 5-0.

Council Member Olson moved to approve Mayoral appointments Clay Burkett to the Historic Preservation Commission for the term 1/1/2024- 12/31/2026. Council Member Roe seconded the motion. The motion to approve carried 5-0.

Mayor Martin presented the State of the City.

#### DEPARTMENT HEAD REPORTS

Park Superintendent Matt Hanna reported that the Park Board would be having a special meeting regarding the Parks 5-year Master Plan Wednesday night 7:00 p.m. at Commons Hall.

#### APPROVAL OF ACCOUNTS PAYABLE VOUCHERS

Council Member Coffey moved to approve the Allowance of Accounts Payable Vouchers 67185 through 67447 totaling \$809,138.37 which includes interfund transfers of \$105,232.56. Council Member Roe seconded the motion. The motion carried 5-0.

#### OTHER NEW BUSINESS

Council Member Coffey requested that the Traffic Committee take a look at the intersection Randolph and Cross Streets for a possible four way stop. He has had feedback from constituents about heavy fast-moving traffic in that area avoiding Maumee Street.

Mayor Martin requested that the Traffic Committee also look at the intersection of South Superior and West Pleasant Streets. There had been a stop three-way there when South Superior was a one-way street, and it was removed when two-way traffic was allowed.

#### ADJOURNMENT

There being no further business, the meeting was considered adjourned at 7:29 p.m.

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David B. Martin, Mayor

Presiding Officer

Attest:

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Ryan P. Herbert, Clerk-Treasurer

**AN ORDINANCE CORRECTING A SCRIVENER'S ERROR IN  
ORDINANCE NO. 1740-2023 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.**

**JAMES DONALD WISE, SR. REVOCABLE TRUST**

WHEREAS, on October 2, 2023, the City of Angola Common Council (the "Common Council") adopted Ordinance No 1740-2023 (the "Annexation Ordinance"), annexing a certain parcel of real property contiguous to but outside the corporate boundaries of the City of Angola (the "City"); and

WHEREAS, consistent with Indiana law, after the Common Council approved the Annexation Ordinance on October 2, 2023, the Annexation Ordinance was delivered to the Mayor of the City for his consideration and approval, which was granted on October 5, 2023; and

WHEREAS, after the Annexation Ordinance was adopted, it was published in the manner prescribed in Indiana Code §5-3-1 and no appeal was taken within the time allowed in Indiana Code §36-4-3-15.5; and

WHEREAS, the Annexation Ordinance took effect 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; and

WHEREAS, the Annexation Ordinance contained an incorrect legal description of the Annexation Area (as defined in the Annexation Ordinance), as a result of a scrivener's error made by the property owners who signed the Petition for Annexation into the City of Angola, Indiana (the "Petition"); and

WHEREAS, the scrivener's error was the inclusion in the Petition of approximately 0.503 acres of real estate that should have been excluded from the legal description incorporated into the Annexation Ordinance; and

WHEREAS, the Common Council now desires to correct the incorrect legal description contained in the Annexation Ordinance to address the property owner's scrivener's error in the Petition by modifying the legal description contained in the Annexation Ordinance; and

WHEREAS, the Common Council desires to amend the Annexation Ordinance by amending the legal description contained therein for the Annexation Area by deleting Exhibit "A" and Exhibit "B" attached to the Annexation Ordinance, and replace the same with the legal description attached to this Ordinance as Exhibit "A" and the map attached to this Ordinance as Exhibit "B".

**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.

Section 2. The Common Council hereby amends the Annexation Ordinance by deleting Exhibit “A” and Exhibit “B” attached to the Annexation Ordinance, and replacing the same with Exhibit “A” and Exhibit “B” attached to this Ordinance. All references in the Annexation Ordinance to the “Annexation Area” shall be mean the real estate described on Exhibit “A” of this Ordinance and as depicted on Exhibit “B” of this Ordinance. All other provisions of the Annexation Ordinance not in conflict with or specifically changed by this Ordinance shall remain in full force and effect.

Section 3. The Annexation Ordinance and this Ordinance, along 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.

Section 4. 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 5. This Ordinance shall be of full force and effect from and upon its adoption and in accordance with Indiana.

[SIGNATURE PAGE FOLLOWS]

PASSED AND ADOPTED by the Common Council of the City of Angola, Steuben County, Indiana this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
David B. Martin, 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 \_\_\_\_\_, 2024.

\_\_\_\_\_  
Ryan P. Herbert, Clerk-Treasurer

This ordinance signed and approved by me, the Mayor of the City of Angola, Indiana this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
David B. Martin, Mayor



EXHIBIT "A"

ATTACH LEGAL DESCRIPTION OF ANNEXATION AREA  
LEGAL DESCRIPTION OF

A PART OF THE SOUTH HALF OF SECTION 29, TOWNSHIP 37 NORTH, RANGE 13 EAST, PLEASANT CIVIL TOWNSHIP, STEUBEN COUNTY, INDIANA, WITH REMAINDER MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH QUARTER CORNER OF SAID SECTION 29; THENCE NORTH 00 DEGREES 31 MINUTES 45 SECONDS WEST (BEARINGS BASED UPON THE INDIANA STATE PLANE COORDINATE SYSTEM, EAST ZONE, NAD83) ON THE WEST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 29, A DISTANCE OF 782.81 FEET; THENCE NORTH 89 DEGREES 36 MINUTES 41 SECONDS EAST 45.12 FEET; THENCE NORTH 15 DEGREES 24 MINUTES 40 SECONDS WEST 117.10 FEET; THENCE SOUTH 89 DEGREES 31 MINUTES 09 SECONDS WEST 119.77 FEET; THENCE NORTH 00 DEGREES 48 MINUTES 11 SECONDS WEST 212.15 FEET; THENCE NORTH 89 DEGREES 20 MINUTES 02 SECONDS EAST 61.23 FEET; THENCE NORTH 00 DEGREES 26 MINUTES 36 SECONDS WEST 186.63 FEET; THENCE NORTH 27 DEGREES 04 MINUTES 30 SECONDS WEST 129.15 FEET; THENCE NORTH 01 DEGREES 22 MINUTES 50 SECONDS WEST 199.26 FEET; THENCE SOUTH 88 DEGREES 29 MINUTES 22 SECONDS WEST 98.58 FEET; THENCE NORTH 00 DEGREES 31 MINUTES 52 SECONDS WEST 987.93 FEET TO A POINT ON THE SOUTHERLY RIGHTS OF WAYS OF US HIGHWAY 20; THENCE NORTH 89 DEGREES 28 MINUTES 08 SECONDS EAST 203.53 FEET ALONG SAID RIGHT OF WAY LINE TO THE NORTHWEST CORNER OF 'DOWNEY'S MINOR PLAT'; THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS EAST 428.14 FEET TO THE SOUTHWEST CORNER OF SAID MINOR PLAT; THENCE NORTH 83 DEGREES 05 MINUTES 12 SECONDS EAST 653.07 FEET ALONG THE SOUTH LINE OF SAID MINOR PLAT TO THE SOUTHEAST CORNER THEREOF; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST 302.18 FEET TO THE SOUTHERLY RIGHT OF WAY OF US HIGHWAY 20 (DEED RECORD 227 PAGE 546), AT THE NORTHEAST CORNER OF SAID MINOR PLAT; THENCE NORTH 86 DEGREES 48 MINUTES 07 SECONDS EAST ALONG SAID RIGHT OF WAY A DISTANCE OF 669.21 FEET TO THE WESTERLY RIGHT OF WAY LINE OF GOLDEN LAKE ROAD; THENCE SOUTH 07 DEGREES 03 MINUTES 39

SECONDS EAST ALONG SAID WEST LINE A DISTANCE OF 116.44 FEET TO A POINT OF CURVATURE OF A CURVE TO THE LEFT HAVING A RADIUS OF 456.52 FEET, ARC LENGTH 380.90 FEET WITH A CHORD BEARING SOUTH 13 DEGREES 34 MINUTES 48 SECONDS EAST 369.95 FEET TO THE POINT OF TANGENCY; THENCE SOUTH 25 DEGREES 17 MINUTES 14 SECONDS EAST ALONG SAID WEST LINE A DISTANCE OF 18.31 FEET TO A POINT ON THE EAST LINE OF THE WEST HALF OF THE SOUTHEAST QUARTER OF SAID SECTION 29; THENCE DEPARTING SAID WEST RIGHT OF WAY OF GOLDEN LAKE ROAD SOUTH 00 DEGREES 52 MINUTES 06 SECONDS EAST ON SAID EAST LINE OF THE WEST HALF OF SAID SOUTHEAST QUARTER A DISTANCE OF 2070.18 FEET TO THE SOUTHEAST CORNER OF SAID WEST HALF OF THE SOUTHEAST QUARTER OF SECTION 29: THENCE DEPARTING SAID EAST LINE SOUTH 89 DEGREES 21 MINUTES 32 SECONDS WEST ON THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SECTION 29 A DISTANCE OF 1333.24 FEET BACK TO THE PLACE OF BEGINNING, CONTAINING 78.416 ACRES MORE OR LESS.

THIS LEGAL TAKEN FROM A SURVEY BY WALTER J. DAVID, REGISTERED LAND SURVEYOR, STATE OF INDIANA, DATED DECEMBER 5, 2020. SURVEY #120520-31.

EXCEPTING THEREFROM:

TRACT I

A PART OF THE SOUTH HALF OF SECTION 29, TOWNSHIP 37 NORTH, RANGE 13 EAST, PLEASANT TOWNSHIP, STEUBEN COUNTY, INDIANA, DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH QUARTER CORNER OF SECTION 29, MARKED WITH A #5 REBAR STAKE; THENCE NORTH 00 DEGREES 31 MINUTES 45 SECONDS WEST (BEARINGS BASED ON THE INDIANA STATE PLANE COORDINATE SYSTEM NAD83, INDIANA EAST ZONE) ON THE EAST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 29, A DISTANCE OF 782.81 FEET; THENCE DEPARTING SAID EAST LINE, NORTH 89 DEGREES 36 MINUTES 41 SECONDS EAST 45.12 FEET TO A #5 REBAR STAKE AT THE SOUTHEAST CORNER OF LAND DESCRIBED IN DEED DOCUMENT #15020300 OF THE RECORDS OF THE STEUBEN COUNTY RECORDER; THENCE NORTH 15 DEGREES 24 MINUTES 40 SECONDS WEST ALONG THE EAST LINE OF DEED DOCUMENT #15020300, A DISTANCE OF 117.10 FEET TO A #5 REBAR STAKE AT THE NORTHEAST CORNER THEREOF AND BEING THE TRUE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE NORTH 00 DEGREES 31 MINUTES 45 SECONDS WEST PARALLEL TO THE EAST

LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 29, A DISTANCE OF 70.60 FEET TO A #5 REBAR STAKE; THENCE SOUTH 89 DEGREES 25 MINUTES 47 SECONDS WEST 120.11 FEET TO THE NORTHEAST CORNER OF LAND DESCRIBED IN DEED DOCUMENT #21050375; THENCE SOUTH 00 DEGREES 48 MINUTES 11 SECONDS EAST ALONG THE EAST LINE OF DEED DOCUMENT #21050375, A DISTANCE OF 70.28 FEET TO A POINT ON THE NORTH LINE OF LAND DESCRIBED IN DEED DOCUMENT #15020300; THENCE NORTH 89 DEGREES 34 MINUTES 56 SECONDS EAST ALONG SAID NORTH LINE, A DISTANCE OF 119.78 FEET BACK TO THE TRUE POINT OF BEGINNING OF THIS DESCRIPTION, CONTAINING 0.194 ACRES, MORE OR LESS, SUBJECT TO ALL LEGAL HIGHWAYS, RIGHTS OF WAY AND EASEMENTS OF RECORD.

THIS DESCRIPTION TAKEN FROM A SURVEY BY WALTER J. DAVID, RLS NO. S0120, STATE OF INDIANA, DATED JUNE 30, 2023, JOB NO. 23-067.

ALSO EXCEPTING THEREFROM:

TRACT II

A PART OF THE SOUTH HALF OF SECTION 29, TOWNSHIP 37 NORTH, RANGE 13 EAST, PLEASANT TOWNSHIP, STEUBEN COUNTY, INDIANA, DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH QUARTER CORNER OF SECTION 29, MARKED WITH A #5 REBAR STAKE; THENCE NORTH 00 DEGREES 31 MINUTES 45 SECONDS WEST (BEARINGS BASED ON THE INDIANA STATE PLANE COORDINATE SYSTEM NAD83, INDIANA EAST ZONE) ON THE EAST LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 29, A DISTANCE OF 782.81 FEET; THENCE DEPARTING SAID EAST LINE, NORTH 89 DEGREES 36 MINUTES 41 SECONDS EAST 45.12 FEET TO A #5 REBAR STAKE AT THE SOUTHEAST CORNER OF LAND DESCRIBED IN DEED DOCUMENT #15020300 OF THE RECORDS OF THE STEUBEN COUNTY RECORDER; THENCE NORTH 15 DEGREES 24 MINUTES 40 SECONDS WEST ALONG THE EAST LINE OF DEED DOCUMENT #15020300, A DISTANCE OF 117.10 FEET TO A #5 REBAR STAKE AT THE NORTHEAST CORNER THEREOF; THENCE NORTH 00 DEGREES 31 MINUTES 45 SECONDS WEST PARALLEL TO THE EAST LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 29, A DISTANCE OF 70.60 FEET TO A #5 REBAR STAKE AT THE TRUE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE SOUTH 89 DEGREES 25 MINUTES 47 SECONDS WEST 120.11 FEET TO THE SOUTHEAST

CORNER OF LAND DESCRIBED IN DOCUMENT #19110258; THENCE NORTH 00 DEGREES 48 MINUTES 11 SECONDS WEST ALONG THE EAST LINE OF DOCUMENT #19110258, A DISTANCE OF 54.11 FEET TO A #4 REBAR STAKE AT THE NORTHEAST CORNER THEREOF; THENCE NORTH 89 DEGREES 23 MINUTES 35 SECONDS EAST 120.37 FEET TO A #5 REBAR STAKE; THENCE SOUTH 00 DEGREES 31 MINUTES 45 SECONDS EAST A DISTANCE OF 54.26 FEET BACK TO THE TRUE POINT OF BEGINNING OF THIS DESCRIPTION, CONTAINING 0.150 ACRES, MORE OR LESS, SUBJECT TO A 8' BY 8' INGRESS AND EGRESS EASEMENT OUT OF THE NORTHWEST CORNER THEREOF. SUBJECT TO ALL LEGAL HIGHWAYS, RIGHTS OF WAY AND EASEMENTS OF RECORD.

THIS DESCRIPTION TAKEN FROM A SURVEY BY WALTER J. DAVID, RLS NO. S0120, STATE OF INDIANA, DATED JUNE 30, 2023, JOB NO . 23-067 .

ALSO EXCEPTING THEREFROM:

TRACT III

A PART OF THE SOUTH HALF OF SECTION 29, TOWNSHIP 37 NORTH, RANGE 13 EAST, PLEASANT TOWNSHIP, STEUBEN COUNTY, INDIANA, DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH QUARTER OF SECTION 29, MARKED WITH A #5 REBAR STAKE; THENCE NORTH 00 DEGREES 31 MINUTES 45 SECONDS WEST (BEARINGS BASED ON THE INDIANA STATE PLANE COORDINATE SYSTEM NAD83, INDIANA EAST ZONE) ON THE EAST LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 29, A DISTANCE OF 782.81 FEET; THENCE DEPARTING SAID EAST LINE, NORTH 89 DEGREES 36 MINUTES 41 SECONDS EAST 45.12 FEET TO A #5 REBAR STAKE AT THE SOUTHEAST CORNER OF LAND DESCRIBED IN DEED DOCUMENT #15020300 OF THE RECORDS OF THE STEUBEN COUNTY RECORDER; THENCE NORTH 15 DEGREES 24 MINUTES 40 SECONDS WEST ALONG THE EAST LINE OF DEED DOCUMENT #15020300, A DISTANCE OF 117.10 FEET TO A #5 REBAR STAKE AT THE NORTHEAST CORNER THEREOF; THENCE NORTH 00 DEGREES 31 MINUTES 45 SECONDS WEST PARALLEL TO THE EAST LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 29, A DISTANCE OF 70.60 FEET TO A #5 REBAR STAKE; THENCE CONTINUING NORTH 00 DEGREES 31 MINUTES 45 SECONDS WEST A DISTANCE OF 54.26 FEET TO A #5 REBAR STAKE AT THE TRUE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE SOUTH 89 DEGREES 23 MINUTES 35 SECONDS

WEST 120.37 FEET TO A #4 REBAR STAKE THE NORTHEAST CORNER OF LAND DESCRIBED IN DOCUMENT #19110258; THENCE NORTH 00 DEGREES 48 MINUTES 11 SECONDS WEST ALONG THE EAST LINE OF LAND DESCRIBED IN DEED DOCUMENT #06030186, A DISTANCE OF 57.73 FEET TO A #4 REBAR STAKE AT THE NORTHEAST CORNER THEREOF; THENCE NORTH 89 DEGREES 29 MINUTES 24 SECONDS EAST 120.65 FEET TO A #5 REBAR STAKE; THENCE SOUTH 00 DEGREES 31 MINUTES 45 SECONDS EAST A DISTANCE OF 57.54 FEET BACK TO THE BEGINNING OF THIS DESCRIPTION; CONTAINING 0.159 ACRES, MORE OR LESS, SUBJECT TO ALL LEGAL HIGHWAYS, RIGHTS OF WAY AND EASEMENTS OF RECORD. ALSO THE RIGHT OF INGRESS AND EGRESS EASEMENT OVER AND ACROSS A STRIP OF LAND EIGHT (8) FEET WIDE DESCRIBED AS FOLLOWS:

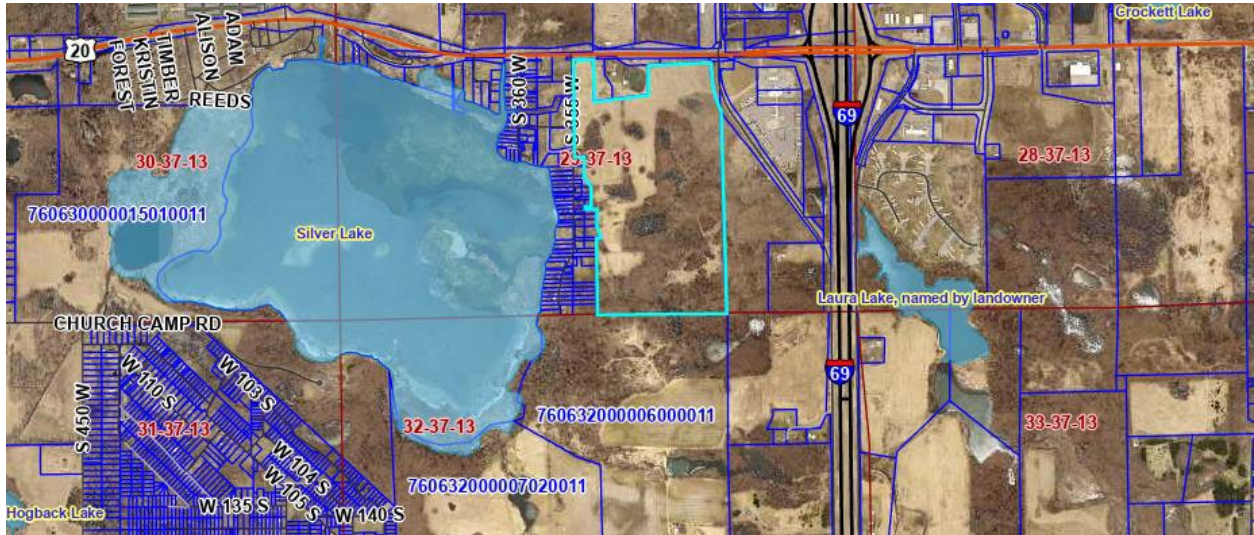
COMMENCING AT THE SOUTHEAST CORNER OF LOT 6 IN SILVER SIDE RESORT ON SILVER LAKE, AS RECORDED IN PLAT BOOK 2, PAGE 19 OF THE RECORDS OF THE STEUBEN COUNTY RECORDER; THENCE SOUTH 01 DEGREES 03 MINUTES 14 SECONDS EAST (BEARINGS BASED ON THE INDIANA STATE PLANE COORDINATE SYSTEM, NAD83, INDIANA EAST ZONE) A DISTANCE OF 14.05 FEET TO THE TRUE POINT OF BEGINNING OF THIS INGRESS AND EGRESS EASEMENT DESCRIPTION; THENCE NORTH 89 DEGREES 23 MINUTES 35 SECONDS EAST 112.81 FEET TO THE NORTHEAST CORNER OF DOCUMENT #19110258; THENCE CONTINUING NORTH 89 DEGREES 23 MINUTES 35 SECONDS EAST 8.0 FEET; THENCE SOUTH 00 DEGREES 48 MINUTES 11 SECONDS EAST 8.0 FEET; THENCE SOUTH 89 DEGREES 23 MINUTES 35 SECONDS WEST 120.77 FEET; THENCE NORTH 01 DEGREES 03 MINUTES 14 SECONDS WEST 8.0 FEET BACK TO THE TRUE POINT OF BEGINNING OF THIS EASEMENT DESCRIPTION.

THIS DESCRIPTION IS TAKEN FROM A SURVEY BY WALTER J. DAVID RLS NO. S0120, STATE OF INDIANA DATED JUNE 30, 2023, FILE NO. 23-067.

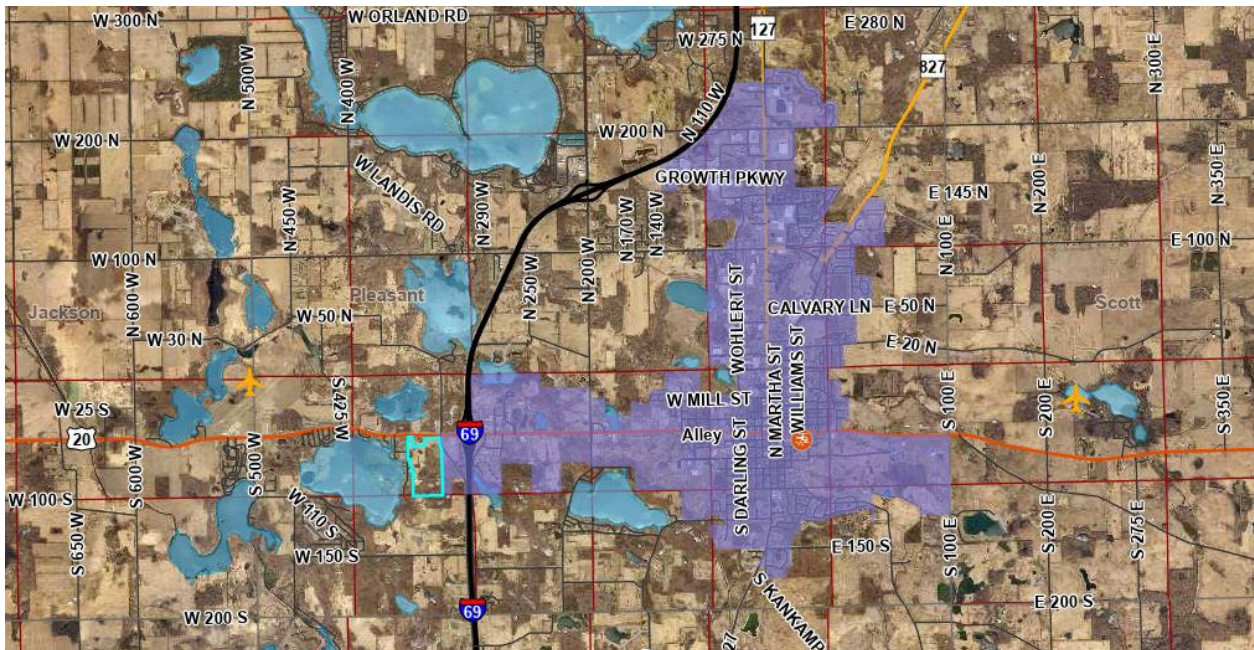
EXHIBIT "B"

DEPICTION OF ANNEXATION AREA

Aerial view of Annexation Area



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



**RESOLUTION NO. 2024-868**

**A RESOLUTION PROVIDING FOR THE TRANSFER OF CASH  
TO THE LOCAL ROAD AND BRIDGE MATCHING GRANT FUND**

WHEREAS, the Community Crossing Matching Grant is an opportunity provided by the Indiana Legislature whereby communities are awarded moneys for infrastructure improvement projects;

WHEREAS, communities that are awarded grants are required to match the grant amount as a condition of the Community Crossing Matching Grant program;

WHEREAS, the City of Angola applied for and received a Community Crossing Matching Grant for \$762,384.33 to perform pavement replacement on two streets and HMA overlay and structural maintenance on three streets;

WHEREAS, bids for this project were received on February 19 and subsequently awarded in the amount of \$1,006,200 of which the City's 25% share is \$251,550;

WHEREAS, the Common Council, pursuant to HEA 1001-2016, established a Local Road and Bridge Matching Grant Fund for the receipt of said grant funds;

WHEREAS, the State Board of Accounts has directed units who receive grant funds to transfer any cash match to the Local Road and Bridge Matching Grant Fund;

THEREFORE, BE IT HEREBY RESOLVED BY THE COMMON COUNCIL OF THE CITY OF ANGOLA, INDIANA that for the expenses of the city government to meet the matching grants requirements \$251,550.00 is hereby transferred to the Local Road and Bridge Matching Grant Fund.

\$227,276.00 from 203 Motor Vehicle Highway Restricted Fund  
\$ 24,274.00 from 201 Motor Vehicle Highway Fund

PASSED AND ADOPTED by the Common Council of the City of Angola, Steuben County, Indiana this 4th day of March 2024.

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David B. Martin, Mayor  
Presiding Officer

Attest:

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Ryan P. Herbert, Clerk-Treasurer

**RESOLUTION NO. 2024-868**

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 March 2024.

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Ryan P. Herbert, Clerk-Treasurer

This resolution signed and approved by me, the Mayor of the City of Angola, Indiana this \_\_\_\_\_ day of March 2024.

---

David B. Martin, Mayor



**RESOLUTION NO. 2024-869**

**A RESOLUTION AUTHORIZING THE CLERK-TREASURER TO TRANSFER FROM THE GENERAL FUND TO THE RAINY DAY FUND ANY UNUSED AND UNENCUMBERED FUNDS PURSUANT TO IC 36-1-8-5.1**

WHEREAS, the Common Council of the City of Angola, Indiana has established a Rainy Day Fund by proper ordinance;

WHEREAS, IC 36-1-8-5.1 allows in any fiscal year at any time for the transfer of unused and unencumbered funds;

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE COMMON COUNCIL OF THE CITY OF ANGOLA, INDIANA that the Clerk-Treasurer is authorized to transfer funds in the amount of \$1,600,000.00 from the General Fund to the Rainy Day Fund determined by the following:

2018 adopted annual budget (tax levy funds only)	\$11,187,600
15% of adopted annual budget	\$ 1,678,140
December 31, 2023 tax levy funds cash balance	\$12,655,214
Less 2023 encumbrances carried forward	<u>\$ 996,752</u>
December 31, 2023 cash balance	\$11,658,462

PASSED AND ADOPTED by the Common Council of the City of Angola, Steuben County, Indiana this \_\_\_ day of March 2024.

---

David B. Martin, Mayor

Attest:

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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 March 2024.

---

Ryan P. Herbert, Clerk-Treasurer

**RESOLUTION NO. 2024-869**

This resolution signed and approved by me, the Mayor of the City of Angola, Indiana this \_\_\_\_\_ day of March 2024.

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David B. Martin, Mayor

February 27, 2024

Rainy Day Fund Transfer Calculation

IC 36-1-8-5.1 > not more than 15% of the total annual budget adopted under IC 6-1.1-17  
 Per SBOA only those budgets that include tax levy funds reviewed and approved by DLGF

<u>Tax Levy Funds</u>	<u>101 General</u>	<u>201 MVH</u>	<u>204 Park</u>	<u>271 Fire</u>	<u>402 CCD</u>	<u>436 Park Cum</u>	<u>Total</u>
2023 adopted annual budget	\$5,834,300	\$2,144,200	\$ 988,300	\$2,220,800	\$ -	\$ -	\$ 11,187,600
<b>2023 15% of total annual budget adopted</b>							<b>\$ 1,678,140</b>
Dec 31 2023 actual cash balance	\$6,777,871	\$2,326,129	\$ 651,963	\$1,887,289	\$ 768,007	\$ 243,955	\$ 12,655,214
Less 2023 encumbrances carried forward	\$ (592,713)	\$ (391,033)	\$ (1,026)	\$ (11,980)	\$ -	\$ -	\$ (996,752)
Dec 31 2023 available cash by fund	\$6,185,158	\$1,935,096	\$ 650,937	\$1,875,309	\$ 768,007	\$ 243,955	\$ 11,658,462

<u>Genreal Fund Projected Cash Balance less 10%</u>							
Dec 31 2024 projected cash balance	\$6,242,400	\$1,822,295	\$ 762,863	\$1,895,788	\$ 575,051	\$ 346,508	\$ 11,644,905
<b>Less 2023 15% total annual budget adopted</b>	<b>\$1,678,140</b>						
Dec 31 2024 estimated cash balance	\$4,564,260						
Dec 31 2025 projected cash balance	\$6,421,777	\$1,954,693	\$ 874,098	\$1,936,577	\$ 891,887	\$ 451,366	\$ 12,530,398
<b>Less 2023 15% total annual budget adopted</b>	<b>\$1,678,140</b>						
Dec 31 2025 estimated cash balance	\$4,743,637						

<u>General Fund Projected Cash Balance less Months Operating Budget</u> (Angola Municipal Code 3.05.080 Fund Balance Policy)		
	<u>2024</u>	<u>2025</u>
Dec 31 projected cash balance	\$6,242,400	\$6,421,777
Less 2 months operating budget	\$ 972,383	\$ 965,283
Cash available to transfer	\$5,270,017	\$5,456,494
Dec 31 projected cash balance	\$6,242,400	\$6,421,777
Less 3 months operating budget	\$1,458,575	\$1,447,925
Cash available to transfer	\$4,783,825	\$4,973,852
Dec 31 projected cash balance	\$6,242,400	\$6,421,777
Less 4 months operating budget	\$1,944,767	\$1,930,567
Cash available to transfer	\$4,297,633	\$4,491,210
Dec 31 projected cash balance	\$6,242,400	\$6,421,777
Less 6 months operating budget	\$2,917,150	\$2,895,850
Cash available to transfer	\$3,325,250	\$3,525,927

<u>General Fund Adopted Budget</u>		
	<u>2023</u>	<u>2024</u>
	\$5,834,300	\$5,791,700

<u>Proposed General Fund Transfer to Rainy Day Fund</u>	
Current Rainy Day Fund balance	\$1,500,000
Proposed 2024 transfer	\$1,500,000
Balance after transfer	\$3,000,000