

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
January 5, 2023

The Board of Township Trustees of Anderson Township (“Board”) held its regular Interim Workshop Meeting on January 5, 2023, at 2:00 p.m., in the Anderson Center Large Conference Room. Present were the following Board members:

R. Dee Stone
Lexi Lausten
Joshua S. Gerth

Mrs. Stone called the meeting to order and welcomed attendees including Fiscal Officer Ken Dietz, Township Administrator Vicky Earhart, Assistant Township Administrator for Operations Steve Sievers, Assistant Township Administrator for Human Resources Suzanne Parker, Planning & Zoning Director Paul Drury, Assistant Director of Planning and Zoning Sarah Donovan, Public Works Director Eric Luginbuhl, Assistant Fire Chief Robert Herrlinger, Law Director Margaret Comey, Office Manager Betty Cowan, Anderson Township Fire & Rescue Lieutenant Brad Moore, Firefighter Josh Camp, Firefighter Mitch Cordell and Co-op Ashley Reynolds.

Mrs. Stone moved to adopt the agenda with modification. Mrs. Lausten seconded the motion.

There was no further discussion.

Mr. Dietz called the roll: Mrs. Lausten, yes; Mr. Gerth, yes; Mrs. Stone yes

TRUSTEES/FISCAL OFFICER

There was no discussion.

DISCUSSION ITEMS

Lt. Moore stated he has taken over as President of Anderson Township Professional Firefighters Union Local 3111. Lt. Moore stated the Union believed it had a good working relationship with the Board of Trustees, and that it wished for that to continue.

The Union was working with the Fire Department to help recruit more firefighter/paramedics which had been hard because fewer people want to do this type of career. The Union wants to do more with residents of the Township and let them know what it does. Lt. Moore stated that we want to strive to be better and make the best department. We want to get more involved with Facebook. We have a lot to work on and want to do more with the community. Firefighter Camp and Firefighter Cordell explained their positions and stated they were working with the Firefighters Union.

Mr. Drury introduced our new co-op for the semester Ashley Reynolds. **Ms. Reynolds** stated she was happy to be at the Township.

Nagel Bike Park – CORA – **Ms. Donovan** stated staff has been approached by Tri-State Trails regarding the Cincinnati Off Road Alliance’s (CORA) fundraising efforts for the Nagel Bike Park project. Based off their website, they are about half-way to their goal of securing \$50,000. In addition, they wanted to make us aware that they will be reaching out to local businesses for donations to the project, as well as the Anderson Area Chamber of Commerce. Staff have not had any contact with CORA regarding this project since April but anticipate they may be asking about the Township’s financial or staff involvement to help advance this project.

Mrs. Earhart indicated that the Township is not able to use TIF funds to assist with such a project. **Mrs. Stone** asked if the Betterment Commission could provide funding. **Mr. Sievers** said that they could, if members supported that direction and felt it was consistent with their mission of bettering the community.

Mr. Drury added that all approvals have been obtained through the Township’s Board of Zoning Appeals.

Mr. Sievers noted that staff are not yet sure if this will be open to the community or solely used by the school. Staff is not aware if the school district has a policy with regards to the public’s use of their outdoor amenities.

Mrs. Lausten stated that what you have been doing currently, giving suggestions and guiding them, is fine. She felt the Township would need to know more specifics as to what usage policy would be.

Mr. Gerth stated we do not have a problem with staff helping and guiding them on the project.

Hillcrest African American Cemetery Acceptance – **Mrs. Earhart** stated, pending Board of Trustee action, staff would take over maintenance on the portion of the Hillcrest Cemetery that is within Anderson Township. The Township would not maintain the portion of the cemetery located within the City of Cincinnati. She stated that members of the Coalition to Save Hillcrest had asked about the Township forming a citizen committee to oversee Hillcrest Cemetery. She hoped that Hamilton County Adult Probation would still help cut grass at the cemetery and the Township would supplement those efforts with a landscape company when necessary.

Mrs. Earhart explained some of the planned work to be done at the Cemetery, including the addition of four parking spaces and gave a brief overview of the history of Hillcrest Cemetery since she was once on the Coalition Board. She stated that she does not feel an advisory or oversight board should be formed for the cemetery, as the Township does not have that for other locations, but Coalition members could still conduct ceremonies on the grounds.

Mrs. Stone moved to retire to Executive Session to consider the appointment or employment of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1) and to confer with the Law Director concerning disputes that are the subject of pending or imminent court action as permitted by Ohio Revised Code Section 121.22(G)(3). Mrs. Lausten seconded the motion.

There was no further discussion.

Mr. Dietz called the roll: Mrs. Lausten, yes; Mr. Gerth, yes; Mrs. Stone yes

Mrs. Stone moved to return from Executive Session. Mrs. Lausten seconded the motion.


There was no further discussion.

Mr. Dietz called the roll: Mrs. Lausten, yes; Mr. Gerth, yes; Mrs. Stone yes

Mrs. Stone moved to adjourn the meeting. Mr. Gerth seconded.

Mr. Dietz called the roll: Mrs. Lausten, yes; Mr. Gerth, yes; Mrs. Stone yes

These minutes were approved at the meeting of 20th day of April, 2023.


R. Dee Stone, Chair


Kenneth G. Dietz, Fiscal Officer

CERTIFICATION

The undersigned duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 20th day of April 2023, and that said minutes have been duly entered upon the Journal of said Township.

This 20th day of April, 2023.



Kenneth G. Dietz, Fiscal Officer

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
JANUARY 19, 2023*

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on January 19, 2023 at 5:00 p.m., in Anderson Center Board Room. Present were the following Board members:

R. Dee Stone
Lexi Lausten
Joshua S. Gerth

Also present at the start of the meeting were Fiscal Officer Ken Dietz, Township Administrator Vicky Earhart, Assistant Township Administrator for Operations Steve Sievers and Assistant Township Administrator for Human Resources Suzanne Parker.

Mrs. Stone moved to retire to Executive Session to consider the appointment or compensation of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1), and to consider the purchase of property for public purposes as permitted by Ohio Revised Code Section 121.22(G)(2). Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes;

Mrs. Stone moved to return from Executive Session. Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mrs. Lausten, yes; Mr. Gerth, yes; Mrs. Stone, yes;

Mrs. Stone called the meeting to order and welcomed the additional attendees, including a number of citizens and the following public officials: Planning & Zoning Director Paul Drury, Facilities Manager, Mark Magna, Fire Chief Rick Martin, Hamilton County Sheriff’s District 5 Lt. Dan McElroy, Law Director Margaret Comey, and Office Manager Betty Cowan. She asked them to join him in the Pledge of Allegiance.

Mrs. Stone moved to adopt the agenda with modifications. Mrs. Lausten seconded the motion.

There was no further discussion.

Mr. Dietz called the roll: Mrs. Lausten, yes; Mr. Gerth, yes; Mrs. Stone, yes;

PRESENTATIONS AND RECOGNITIONS

Announcement of Ohio Township Day – February 1st – **Mrs. Earhart** stated that the Ohio Revised Code and the State Legislature set aside the first February in each year as Ohio Township Day in recognition of township trustees, fiscal officers, and staff.

PUBLIC FORUM

Mrs. Stone invited members of the audience to address the Board. No one came forward.

FISCAL OFFICER

Financial Reports – Mr. Dietz presented the Board with the end of December financial reports for their review.

Appropriations Changes – Mr. Dietz stated there were no appropriations changes.

Resolution Authorizing Fiscal Office to Prepare Blanket Certificates in an amount not to exceed ten thousand dollars each against any specific line item account as permitted by The Auditor of State of Ohio The State of Ohio –

Resolution 23-0119-01: Mrs. Lausten moved to adopt a Resolution Authorizing Fiscal Office to Prepare Blanket Certificates in an amount not to exceed ten thousand dollars each against any specific line-item account as permitted by The Auditor of State of Ohio, The State of Ohio. Mr. Gerth seconded the Motion.

RESOLUTION NO. 23 – 0119 –01

RESOLUTION AUTHORIZING FISCAL OFFICER TO PREPARE BLANKET CERTIFICATES IN AN AMOUNT NOT TO EXCEED TEN THOUSAND DOLLARS EACH AGAINST ANY SPECIFIC LINE ITEM ACCOUNT AS PERMITTED BY THE AUDITOR OF STATE OF THE STATE OF OHIO

WHEREAS, in accordance with Sections 5705.41 and 5705.44 of the Ohio Revised Code, no subdivision or taxing unit, with certain limited exceptions, shall make any contract or give an order involving the expenditure of money unless there is attached thereto a certificate of the fiscal officer of the subdivision that the amount required to meet the obligation or, in the case of a continuing contract to be performed in whole or in part in an ensuing fiscal year, the amount required to meet the obligation in the fiscal year in which the contract is made, has been lawfully appropriated for such purpose and is in the treasury or in the process of collection to the credit of an appropriate fund free from any previous encumbrances; and

WHEREAS, the 2023 Ohio Compliance Supplement of the Auditor of State of the State of Ohio (the “Compliance Supplement”) provides that fiscal officers may prepare “blanket” certificates for a sum not exceeding an amount established by resolution or ordinance adopted by members of the legislative authority against any specific line item account over a period not extending beyond the end of the current fiscal year, which certificates may, but need not, be

limited to a specific vendor; provided, that only one blanket certificate (“Blanket Certificate”) may be outstanding at one particular time for any one particular line item appropriation; and

WHEREAS, in addition to regular Blanket Certificates, a subdivision’s fiscal officer may also issue so-called “super blanket certificates” (each, a “Super Blanket Certificate”) for any amount for expenditures and contracts from a specific line item appropriation account in a specified fund for most professional services, fuel, oil, food items and any other specific recurring and reasonably predictable operating expense; provided that the certification does not extend beyond the fiscal year of the subdivision, except in the case of counties which are more limited in duration; and

WHEREAS, the Auditor of State has provided in the Compliance Supplement that a governing authority is required to adopt only one resolution or ordinance establishing the dollar limits for Blanket Certificates, with a separate resolution or ordinance approving each individual Blanket Certificate not being necessary;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Township Trustees (the “Board”) of Anderson Township, County of Hamilton, Ohio (the “Township”), as follows:

SECTION 1. That this Board hereby determines that it is the best interest of the Township to authorize, and this Board hereby authorizes, the Fiscal Officer to prepare Blanket Certificates for a sum not exceeding TEN THOUSAND DOLLARS (\$10,000) each against any specific line-item account in the budget for a period not extending beyond the end of the then current fiscal year of the Township. Only one Blanket Certificate may be outstanding at one particular time for any one particular line-item appropriation. In the Compliance Supplement, the Auditor of State has interpreted “line item” to mean accounting line item, which is not necessarily the “legal level of control.”

SECTION 2. That the preambles to this Resolution are and for all purposes shall be construed to be integral and operative parts of this Resolution.

SECTION 3. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Section 121.22 of the Ohio Revised Code, except as otherwise permitted thereby.


_____ seconded the motion, and the roll being called upon the question of passage, the vote resulted as follows:

Mrs. Stone _____ Mrs. Lausten _____ Mr. Gerth _____

CERTIFICATION

The undersigned, duly elected and acting Fiscal Officer of Anderson Township (County of Hamilton), Ohio, hereby certifies that the foregoing is a true copy of a Resolution duly passed at a regular meeting of the Board of Township Trustees of said Township on the 19th day of January, 2023, together with a true record of the roll call vote thereon, and that said Resolution has been duly entered upon the Journal of said Township.

This 19th day of January, 2023.



Kenneth G. Dietz
Fiscal Officer

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes;

Minutes –

Resolution 23-0119- 02: Mr. Gerth moved to approve the minutes of September 27, 2022, October 6, 2022, October 20, 2022, November 27, 2022, December 1, 2022, and January 5, 2023; with minor corrections. Mrs. Lausten seconded the motion.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes;

Minutes –

Resolution 23-0119- 03: Mr. Gerth moved to approve the minutes of December 15, 2022; with minor corrections. Mrs. Stone seconded the motion.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, abstain; Mrs. Stone, yes;

Minutes –

Resolution 23-0119- 04: Mrs. Lausten moved to approve the minutes of November 3, 2022; with minor corrections. Mrs. Stone seconded the motion.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, abstain; Mrs. Lausten, yes; Mrs. Stone, yes;

LAW DIRECTOR

Mrs. Comey had nothing requiring Board action.

PLANNING & ZONING

Mr. Drury had nothing requiring Board action.

SHERIFF'S OFFICE

New Liquor License Request for Yummy Bowl 3 Inc. dba Yummy Bowl located at 7578 Beechmont Avenue, Suite EC –

Resolution 23-0119-05: Mrs. Lausten moved not to object to a new Liquor License Request for Yummy Bowl 3 Inc. dba Yummy Bowl located at 7578 Beechmont Avenue, Suite EC. Mr. Gerth seconded the Motion.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes;

PUBLIC WORKS DEPARTMENT

Certification of 2022 Annual Road Mileage as Required by Ohio Revised Code Section 4501.04

Resolution 23-0119-06: Mr. Gerth moved to certify the 2022 Annual Road Mileage as submitted by the Ohio Department of Transportation and the Hamilton County Engineer's Office and as kept on file in the Township Public Works Department and Fiscal Office. Mrs. Lausten seconded the Motion.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes;

FIRE & RESCUE

Request Authorization to Apply for Ohio BWC Safety Grant –

Resolution 23-0119-07: Mrs. Lausten moved to authorize the Anderson Township Fire & Rescue Department's application for an Ohio BWC Safety Grant for which the Anderson Township Fire & Rescue Department's 25% matching funds would not exceed \$11,500 for the purpose of purchasing equipment during the 2023 aware period. Mr. Gerth seconded the Motion.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes;

TOWNSHIP ADMINISTRATION

Recommended Acceptance of Bid for HAM-LMST Extension to Elstun Phase I Project –

Resolution 23-0119-08: Mr. Gerth moved that this Board hereby accepts the Bid of \$220,660.88, from Prus Construction Co., deemed to be the best and lowest responsible/ responsive bidder for the HAM-LMST Extension to Elstun Phase 1 project in accordance with the Bid plans and specifications, together with a 10% contingency, for a maximum appropriation of \$242,726.88, 90% of which is funded through SORTA Transit Infrastructure Fund grant and no more than \$50,000.00 in Township funds currently secured in purchase order using 1994 TIF funds; further, this Board hereby authorizes and directs the Township Administrator to give timely Notice of Award to the contractor and, after consultation with the Law Director, to enter into contract with Prus Construction Co. in accordance with their Bid for the HAM-LMST Extension to Elstun Phase 1 project.

Mrs. Lausten seconded the Motion.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes;

Recommended Acceptance of Bid for Rambling Hills Sidewalk Project –

Resolution 23-0119-09: Mrs. Lausten moved that this Board hereby accepts the Bid of \$222,139.71, from Rack & Ballauer Excavating, Co., Inc., deemed to be the best and lowest responsible/ responsive bidder for the Rambling Hills Sidewalk project in accordance with the Bid plans and specifications, together with a 10% contingency, for a maximum appropriation of \$244,353.71 from funds currently secured in purchase orders using 1994 TIF funds; further, this Board hereby authorizes and directs the Township Administrator to give timely Notice of Award to the contractor and, after consultation with the Law Director, to enter into contract with Rack & Ballauer Excavating, Co., Inc. in accordance with their Bid for the Rambling Hills Sidewalk project. Mr. Gerth seconded the Motion.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes;

A Resolution Accepting Transfer of Portions of the Hillcrest African American Cemetery from the Coalition to Save Hillcrest Cemetery, Inc. –

Resolution 23-0119-10: Mr. Gerth moved to adopt a resolution Accepting Transfer of Portions of the Hillcrest African American Cemetery from the Coalition to Save Hillcrest Cemetery, Inc. Mrs. Lausten seconded the Motion.

RESOLUTION NO. 23-0119-10

**A RESOLUTION ACCEPTING TRANSFER OF
PORTIONS OF THE HILLCREST AFRICAN AMERICAN CEMETERY FROM
THE COALITION TO SAVE HILLCREST CEMETERY, INC.**

WHEREAS, the Coalition to Save Hillcrest Cemetery, Inc. (“Coalition”) has requested that the Board of Anderson Township Trustees (“Board”) assume ownership of the portion of Hillcrest African American Cemetery that is within its borders; and

WHEREAS, Section 517.27 of the Ohio Revised Code (the “Statute”) provides that when title or control of a public cemetery is vested in an association or its board of trustees, or is vested in a religious society, whether incorporated or not, or in its board of trustees, and such cemetery is used exclusively for cemetery purposes, such association, society, or board of trustees may convey such grounds to the board of township trustees and its successors in office.

WHEREAS, the Statute further provides that with limited exceptions therein stated and subject to the rights of the original grantor, the original grantor’s heirs or assigns, the board of township trustees shall accept and take possession of such grounds, and take care of, keep in repair, hold, treat, and manage them in all respects as required by sections 517.01 to 517.32, inclusive of the Ohio Revised Code; and

WHEREAS, the Township deems it to be in the best interests of the Township to accept such cemetery grounds; and

WHEREAS, Section 517.03 of the Ohio Revised Code provides that a board of township trustees may levy a tax, not to exceed one-half mill in any one year, upon all taxable property in the township to defray the expenses, among others, of care, supervision, repair, and improving lands for cemetery purposes, and of maintaining and improving entombments;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Township Trustees of Anderson Township, County of Hamilton, Ohio, as follows:

SECTION 1. Subject to the recording with the Hamilton County, Ohio Recorder of a properly executed general warranty deed from the Coalition to Save Hillcrest Cemetery, Inc. to

the Board conveying Hamilton County Tax Parcel ID Nos. 500-0470-0014-90, 500-0470-0032-00, 500-0470-0033-00, and 500-0470-0333-00 (the "Grounds") comprising the real property on which the Hillcrest African American Cemetery parcels located within Anderson Township are located, this Board acknowledges its acceptance of the Grounds pursuant to the Statute for management and maintenance under Sections 517.01 to 517.32, inclusive, of the Ohio Revised Code.

SECTION 2. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

SECTION 3. This Board hereby finds and determines that all formal actions of the Board concerning and relating to the passage of the Resolution were taken in open meetings of this Board, and that all deliberations of the Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted hereby.

Mrs. Lausten seconded the motion, and the roll being called upon the question of passage, the vote resulted as follows:

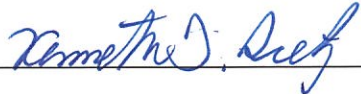
Mrs. Stone yes Mrs. Lausten yes Mr. Gerth yes

CERTIFICATIONS

The undersigned, duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true copy of a Resolution duly passed at a regular meeting of the Board of Township Trustees of said Township on the 19th day of January 2023, together with a true record of the roll call vote thereon, and that said Resolution has been duly entered upon the Journal of said Township.

The undersigned Fiscal Officer hereby certifies that the moneys required to meet the obligations of the Township under the foregoing Resolution during the remainder of the year 2023 have been lawfully appropriated by the Board of Township Trustees for such purpose and are in the treasury or in the process of collection to the credit of an appropriate fund, free from any previous encumbrances. This certificate is given in compliance with Sections 5705.41 and 5705.44, Ohio Revised Code.

This 20th day of April 2023.



Kenneth G. Dietz, Fiscal Officer

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes;

2023 Ethics Panel Appointments -

Resolution 23-0119-11: Mrs. Lausten moved to appoint Eric Luginbuhl (Public Works) and Sarah Donovan (Planning & Zoning) to the Anderson Township Ethics Panel for two-year terms beginning January 1, 2023 and ending December 31, 2023.

Mr. Gerth seconded the Motion.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes

Request to Ratify Hiring of Full-Time Event Attendant Lead -

Resolution 23-0119-12: Mr. Gerth moved to ratify the Township Administrator's hiring for the Event Attendant Lead position effective January 17, 2023, with a starting pay rate of \$18.-00/hour and all other benefits normally offered with full-time employment. Mrs. Lausten seconded the Motion.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes

Decision Arising from Executive Session –

Resolution 23-0119-13: Mrs. Lausten moved to authorize changing the title of the Public Works Department Secretary to Administrative Assistant and adjusting the pay rate to \$25.00 dollars an hour effective January 20, 2023. Mr. Gerth seconded.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes;

Mrs. Stone moved to retire to Executive Session to consider the appointment or compensation of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1), and to consider the purchase of property for public purposes as permitted by Ohio Revised Code Section 121.22(G)(2). Mrs. Lausten seconded the motion.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes;

Mrs. Stone moved to return from Executive Session. Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mrs. Lausten, yes; Mr. Gerth, yes; Mrs. Stone, yes;

Mrs. Stone moved to adjourn the meeting. Mrs. Lausten seconded the motion.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes;

These minutes were approved at the meeting of 20 April, 2023.



R. Dee Stone, Chair



Kenneth G. Dietz, Fiscal Officer

CERTIFICATION

The undersigned duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 20 day of April 2023, and that said minutes have been duly entered upon the Journal of said Township.

This 20th day of April, 2023.



Kenneth G. Dietz, Fiscal Officer

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES .
February 2, 2023*

The Board of Township Trustees of Anderson Township (“Board”) held its regular Interim Workshop Meeting on February 2, 2023, at 2:00 p.m., in the Anderson Center Large Conference Room. Present were the following Board members:

R. Dee Stone
Lexi Lausten
Joshua S. Gerth

Mrs. Stone called the meeting to order and welcomed attendees including Fiscal Officer Ken Dietz, Township Administrator Vicky Earhart, Assistant Township Administrator for Operations Steve Sievers, Township Facilities Manager, Mark Magna, Assistant Township Administrator for Human Resources Suzanne Parker, Planning & Zoning Director Paul Drury, Assistant Director of Planning and Zoning Sarah Donovan, Public Works Director Eric Luginbuhl, Township Event Coordinator, Jennifer Sanders, District Commander, Lt. Dan McElroy, Law Director Margaret Comey.

Mrs. Stone moved to adopt the agenda without modifications. Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mrs. Lausten, yes; Mr. Gerth, yes; Mrs. Stone yes

There was no further discussion.

TRUSTEES/FISCAL OFFICER:

Mrs. Stone stated that grants would add two funds 55 & 56 and was curious about any additional requirements for the funds. **Mrs. Earhart** stated assistance was advertised without additional restrictions.

Ms. Lausten introduced the following resolution and moved its passage. **Mr. Gerth** seconded the motion.

Mr. Dietz called the roll: Mrs. Lausten, yes; Mr. Gerth, yes; Mrs. Stone yes

RESOLUTION NO. 23-0202-02

RESOLUTION ACCEPTING GRANT FROM THE DEPARTMENT OF HOMELAND SECURITY – FEDERAL EMERGENCY MANAGEMENT AGENCY, PURSUANT TO THE AUTHORITY OF SECTION 505.10 OF THE REVISED CODE

WHEREAS, Section 505.10(A) of the Revised Code (the “Statute”) provides that a board of township trustees may accept, on behalf of the township, the donation by bequest, devise, deed of gift, or otherwise, of any real or personal property for any township use; and

WHEREAS, the Department of Homeland Security – Federal Emergency Management Agency has communicated its award of grant funding to the Township in the amount of \$79,818.18 through its 2021 Federal Assistance to Firefighters Grant Program for Fire Tools and Equipment (the “Federal Grant”) for the Anderson Township Fire & Rescue Department; and

WHEREAS, the Federal Grant requires the expenditure of local matching funds in the amount of \$7,981.82; and

WHEREAS, the Federal Grant and local matching funds would be applied to the purchase of firefighting helmets, personal protective gear, fire nozzles, positive pressure fans, wireless headsets and related controls, which this Board deems necessary for the Anderson Township Fire and Rescue Department (the “Equipment”); and

WHEREAS, this Board desires to accept the donation of the Federal Grant;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Township Trustees (the “Board”) of Anderson Township, County of Hamilton, Ohio (the “Township”), as follows:

SECTION 1. This Board hereby determines that it is in the best interest of the Township to accept the Federal Grant from the Department of Homeland Security – Federal Emergency Management Agency, pursuant to this Board’s authority contained in the Statute.

SECTION 2. This Board hereby accepts the Federal Grant from the Department of Homeland Security – Federal Emergency Management Agency to be used, together with lawfully available Township funds in the amount of \$7,981.82 which are hereby appropriated, for the purchase of the Equipment, pursuant to this Board’s authority contained in the Statute.

SECTION 3. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

DISCUSSION ITEMS:

Authorization to send to bid Renew Electric Aggregation program.

Mr. Magna stated the Electric Aggregation would go out for bids and that it would be up for renewal every two to three years. **Mrs. Lausten** wanted to make sure people had the ability to opt out of the program. **Mr. Magna** stated they would. **Mrs. Stone** asked how many people went in and out the programs. **Mr. Magna** stated he did not have that information and that a report could be derived as part of the program. Residents would be getting letters mailed to their homes and residents would have to call to opt out. **Mrs. Lausten** stated she wanted to know how many people wound up opting out if the consortium rate was 4.5. **Mr. Magna** said the Township rate was 4.1 and in the next two months natural gas would also become aggregated.

Request to adjust facility fees and Amend Contract

Ms. Sanders stated the last time fees changed was 2019 and those changes took effect for the years of 2020 through 2023. The new proposed fees would be an approximate 10% increase for 2024; and in 2025 the fee for use of the theater would increase. **Mrs. Earhart** stated the contract needed to have clear language that included a prohibition on loose glitter and there would be a two-hundred-dollar charge for cleaning if the policy was violated. Additionally, the contract needed to include candles and open flames were not permitted. ADA also needed to be adhered to when making policy and clearer information was needed as required by law; including making sure service animals were permitted. **Ms. Sanders** stated paid rentals were up 8%, free rentals were up 25%; and the theater is booked for the next three years.

Traffic Control Signage Requests

Mr. Sievers reviewed the procedure for requesting a new stop sign. Residents need to contact Public Works, request then is taken to a management meeting. Management staff makes a recommendation to the Board. Once there is Board approval the new sign may be placed. Once a new traffic signal is installed, having it removed is very difficult. A HOA in the township filled out forms and followed procedure requesting installation of two new stop signs. The request was denied by the township. **Mr. Luginbuhl** stated the HOA had a company paint two stop signs and the HOA had the painted signs installed. **Mr. Sievers** stated that the signs should be removed as they had no board approval and suggested yield signs may be an alternative. **Mr. Gerth** asked if the signs slowed people down. **Mrs. Earhart** stated that since 2013 this has been the process in the Township and maybe there was an option to allow the HOA to appeal to the Board. **Mrs. Stone** asked how an unapproved traffic signal would be enforced if law enforcement could legally enforce sign. **Mrs. Comey** stated there were state laws that addressed those issues and State Law would need to be followed.

Pool Truck

Mr. Sievers stated there were currently four trucks in the fleet and those trucks currently were used between four and five thousand miles. There was a need for a smaller truck and while electric or hybrid would be ideal; there currently are no models available that would meet the needs of the Township and hopes in the future that is an option. The Township departments needing use of the truck include Planning and Zoning and Greenspace. **Mrs. Earhart** stated the only available option now would be gas powered and would be looking to electric in the future.


Executive Session

Mr. Lausten moved to retire to Executive Session to consider the appointment, discipline, or compensation of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1). **Mr. Gerth** seconded.

Mr. Dietz called the roll: **Mr. Gerth, Mrs. Lausten yes; Mrs. Stone yes**

Mrs. Lausten moved to adjourn the meeting. **Mr. Gerth** seconded.

Mr. Dietz called the roll: **Mrs. Lausten, yes; Mr. Gerth, yes; Mrs. Stone yes**



R. Dee Stone, Chair



Kenneth G. Dietz, Fiscal Officer

CERTIFICATION

The undersigned duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 20th day of April 2023, and that said minutes have been duly entered upon the Journal of said Township.

This 20th day of April, 2023.



Kenneth G. Dietz, Fiscal Officer

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
FEBRUARY 16, 2023*

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on February 16, 2023, at 5:00 p.m., in Anderson Center Board Room. Present were the following Board members:

R. Dee Stone
Lexi Lausten
Joshua S. Gerth

Also present at the start of the meeting were Fiscal Officer Ken Dietz, Township Administrator Vicky Earhart, Assistant Township Administrator for Operations Steve Sievers and Assistant Township Administrator for Human Resources Suzanne Parker.

Mrs. Stone moved to retire to Executive Session to consider the appointment or compensation of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1), and to consider the purchase of property for public purposes as permitted by Ohio Revised Code Section 121.22(G)(2). Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes;

**Mrs. Stone moved to return from Executive Session. Mrs. Lausten seconded the motion.
Mr. Dietz called the roll: Mrs. Lausten, yes; Mr. Gerth, yes; Mrs. Stone, yes;**

Mrs. Stone called the meeting to order and welcomed the additional attendees, including a number of citizens and the following public officials: Planning & Zoning Director Paul Drury, Public Works Director, Eric Luginbuhl, Facilities Manager, Mark Magna, Fire Chief Rick Martin, Hamilton County Sheriff’s District 5 Lt. Dan McElroy, Law Director Margaret Comey, and Office Manager Betty Cowan. She asked them to join her in the Pledge of Allegiance.

Mrs. Lausten moved to adopt the agenda with modifications. Mr. Gerth seconded the motion.

There was no further discussion.

Mr. Dietz called the roll: Mrs. Lausten, yes; Mr. Gerth, yes; Mrs. Stone, yes;

PRESENTATIONS AND RECOGNITIONS

Proclamation Declaring February 16, 2023, as Cholangiocarcinoma Day in Anderson Township

Resolution 23-0216-01: Mrs. Lausten moved to adopt a Resolution Declaring February 16, 2023, as Cholangiocarcinoma Day in Anderson Township Mr. Gerth seconded the Motion.

RESOLUTION NO. 23 – 0216 –01

**PROCLAMATION DECLARING FEBRUARY AS
CHOLANGIOCARCINOMA MONTH IN ANDERSON TOWNSHIP**

WHEREAS, an estimated 10,000 people in the United States develop cholangiocarcinoma, also known as bile duct cancer each year, and almost 2 out of 3 people with cholangiocarcinoma are 65 or older when it is found; and

WHEREAS, there are three types of cholangiocarcinoma: intrahepatic, extrahepatic and perihilar, and the mortality rate has increased dramatically in the last decade; and

WHEREAS, the chances of survival for patients with bile duct cancer depends to a large extent on its location and how advanced it is when it is found; and

WHEREAS, patients are typically diagnosed at a late stage due to no validated early method of detection. Symptoms of jaundice, abdominal pain, itchy skin and weight loss are symptoms that do not usually present till advanced disease progression; and

WHEREAS, cholangiocarcinoma is a rare cancer. Of the top 8 deadliest cancers, 7 are rare. Rare cancers have a 5-year survival rate under 50% with the cholangiocarcinoma 5-year survival rate being approximately 20%; and

WHEREAS, there is currently no cure for cholangiocarcinoma/bile duct cancer; and

WHEREAS, foundations, research and teaching hospitals, rare cancer advocacy groups, and patient advocacy groups from around the globe have joined forces to declare and recognize February as Cholangiocarcinoma Awareness Month; and

WHEREAS, increased cholangiocarcinoma advocacy, awareness, research, and education will bring improved outcomes for patients in earlier detection and treatment and potential curative methods;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees of Anderson Township (County of Hamilton), State of Ohio, as follows:

Section 1. This Board hereby declares February 2023 as Cholangiocarcinoma Awareness Month in Anderson Township in commemoration of all patients and caregivers impacted by the rare, lethal cancer and encourages the continued support of research for treatment and a cure of cholangiocarcinoma.

Section 2. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes;

PUBLIC FORUM

Mrs. Stone invited members of the audience to address the Board. No one came forward.

Mr. Doug Rennie, 8201 Bridle Road, stated we have a dangerous traffic problem that keeps getting worse on Bridle Road. Because of the topography and site lines and the volume of traffic and the St. Rt. 32 project at Eight Mile Road starting there is going to be even more increase of traffic. We cannot see traffic coming down the hill There needs to be a solution. We need something to slow down traffic. There has been several accidents.

Mrs. Stone replied thank you for coming and bringing this to our attention.

Mr. Sievers asked Mr. Rennie if had spoken to the Hamilton County Engineer's office on this issue. **Mr. Rennie** replied yes. **Mr. Sievers** stated this is Hamilton County's roadway. Typically, our first process would be put out a speed trailer out and get data and we can go from there.

Mr. Rennie commented we have made many calls and just need to know where to starts.

Mr. Richard Byrd, 8259 Bridle Road, also expressed concern about traffic on the roadway and how the wall near their drive limits the ability to see.

Mr. Sievers replied that as Bridle Road is a county road and any changes would have to come from them. **Mrs. Stone** stated we would investigate this matter.

FISCAL OFFICER

Financial Reports – **Mr. Dietz** presented the Board with the end of January financial reports for their review.

Approval of New Fund – Fund 57 -

Resolution 23-0216-02: Mr. Gerth moved to approve the new fund – Fund 57 – Assistance to Firefighters Grant. Mrs. Lausten seconded.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes;

Minutes – Mr. Dietz commented that there were currently no Minutes to approve.

LAW DIRECTOR

Mrs. Comey had nothing requiring Board action.

PLANNING & ZONING

Kellogg Gateway Study Maintenance Agreements –

Resolution 23-0216-03: Mrs. Lausten moved to adopt a Resolution Approving a Maintenance Agreement with the City of Cincinnati Relating to the Kellogg Gateway Improvements and Authorizing the Execution and Delivery Said Maintenance Agreement and Related Documents. Mr. Gerth seconded the Motion.

RESOLUTION NO. 23 - 0216 –03

RESOLUTION APPROVING A MAINTENANCE AGREEMENT WITH THE CITY OF CINCINNATI RELATING TO THE KELLOGG GATEWAY IMPROVEMENTS AND AUTHORIZING THE EXECUTION AND DELIVERY SAID MAINTENANCE AGREEMENT AND RELATED DOCUMENTS

WHEREAS, this Board finds it to be in best interest of the Township to enter into a maintenance agreement with the City of Cincinnati with respect to the installation and maintenance of certain improvements to be undertaken by the Township along Kellogg Avenue in Anderson Township and known as the Kellogg Gateway Project; and

NOW, THEREFORE, BE IT RESOLVED, by the Board of Township Trustees (the “Board”) of Anderson Township, County of Hamilton, Ohio (the “Township”), as follows:

SECTION 1. That this Board hereby determines that it is in the best interest of the Township to enter into a Maintenance Agreement – Kellogg Gateway in the form presented to this Board (the “Agreement”), pursuant to which the Township will install plantings and related landscape details, entry walls, gateway signage, lighting, and public art within the I-275/Kellogg Avenue interchange area (the “Improvements”) as described in the Agreement, which Agreement is hereby approved.

SECTION 2. That the Township Administrator is hereby authorized to execute and deliver the Agreement and related documents in substantially the forms approved by this Board, with such revisions thereto as she deems, after consultation with the Law Director, not to be disadvantageous to the Township, such determination being conclusively evidenced by her execution of the Agreements and related documents.

SECTION 3. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such

formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes;

Resolution 23-0216-04: Mr. Gerth moved to adopt a Resolution Approving and Authorizing the Execution and Delivery of ODOT Agreement with Respect to Kellogg/US 52 Gateway Improvements. Mrs. Lausten seconded the Motion.

RESOLUTION NO. 23—0216-04

RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION AND DELIVERY OF ODOT AGREEMENT WITH RESPECT TO KELLOGG/US 52 GATEWAY IMPROVEMENTS

WHEREAS, the Board of Township Trustees (“Board”) of Anderson Township, Hamilton County, Ohio (“Township”), and the State of Ohio, acting by and through the Director of the Department of Transportation (“ODOT”) have previously determined the need to develop and provide for the maintenance of certain gateway improvements and landscaping to be located at the interchange of Kellogg Avenue and U.S. Highway 52 (the “Kellogg/US 52 Gateway Improvements”) in Anderson Township; and

WHEREAS, the Kellogg/US 52 Gateway Improvements will be approved by ODOT and installed in the right of way and maintained by the Township;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees of Anderson Township, Hamilton County, Ohio, as follows:

SECTION 1. This Board hereby approves the form of ODOT Agreement, between ODOT and the Township, to develop, plan, construct, install, and maintain a local government community gateway monument and landscaping project at the interchange of Kellogg Avenue and U.S. Highway 52 (the “ODOT Agreement”) in the form presented to this Board.

SECTION 2. This Board authorizes and directs the Township Administrator to execute and deliver the ODOT Agreement in substantially the form before this Board, with such revisions thereto as she deems, after consultation with the Law Director, not to be disadvantageous to the Township, such determination being conclusively evidenced by her execution of the ODOT Agreement. This Board hereby authorizes performance of the ODOT Agreement in the form executed and delivered to ODOT and covenants to perform its obligations pursuant thereto. The Township Administrator is hereby empowered on behalf of the Board, to execute such additional

documents related the ODOT Agreement and the related Kellogg/US 52 Gateway Improvements as she deems necessary to carry out the intent of this Resolution and the ODOT Agreement.

SECTION 3. The Fiscal Officer or his designee shall provide two (2) certified copies of this Resolution to the Ohio Department of Transportation District 8, 505 S. State Route 741, Lebanon, Ohio 45036, Attention: District Deputy Director.

SECTION 4. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

SECTION 5. Be it further resolved that this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Section 121.22 of the Ohio Revised Code, except as otherwise permitted thereby.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes;

SHERIFF'S OFFICE

New Liquor License Request for Yummy Bowl 3 Inc. dba Yummy Bowl located at 7578 Beechmont Avenue, Suite EC –

Resolution 23-0216-05: Mrs. Lausten moved not to object to a liquor license transfer of location request for Jay Madi LLC, DBA Ameristop Food Mart located at 7864 Beechmont Avenue. Mr. Gerth seconded the Motion.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes;

PUBLIC WORKS DEPARTMENT

Certification of 2022 Annual Road Mileage as Required by Ohio Revised Code Section 4501.04

Resolution 23-0216-06: Mr. Gerth moved to that this Board hereby accepts the Bid of \$2,017,429.10, from John R. Jurgensen Co., deemed to be the best and lowest and/or responsible/responsive bidder for the Anderson Township 2023 Street Rehab Program project in accordance with the Bid plans and specifications, together with a 10% contingency, for a maximum appropriation of \$2,219,172.10 from 1994 TIF funds in the 2023 budget; further this Board hereby authorizes and directs the Township Administrator to give timely Notice of Award to the contractor and, after consultation with the Law

Director, to enter into contract with John R. Jurgensen Co., in accordance with their Bid for the Anderson Township 2023 Street Rehab Program project. Mrs. Lausten seconded the Motion.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes;

FIRE & RESCUE

Resolution 23-0216-07: Mrs. Lausten moved to authorize the Sale of Surplus Personal Property by use of the Online Auction System Operated by Liquidity Services Operations LLC DBA GovDeals, Inc. Pursuant to the Terms and Conditions of a Memorandum of Understanding with Liquidity Services Operations LLC, Which Memorandum of Understanding is Approved and Authorized Mr. Gerth seconded the Motion.

RESOLUTION NO. 23 – 0216 – 07

RESOLUTION AUTHORIZING THE SALE OF SURPLUS PERSONAL PROPERTY BY USE OF THE ONLINE AUCTION SYSTEM OPERATED BY LIQUIDITY SERVICES OPERATIONS LLC DBA GOVDEALS, INC. PURSUANT TO THE TERMS AND CONDITIONS OF A MEMORANDUM OF UNDERSTANDING WITH LIQUIDITY SERVICES OPERATIONS LLC, WHICH MEMORANDUM OF UNDERSTANDING IS APPROVED AND AUTHORIZED

WHEREAS, Section 505.10 of the Revised Code (the “Township Disposition Statute”) provides that a board of township trustees may provide for the disposition of certain personal property, including motor vehicles, road machinery, equipment, tools and supplies, if the Board finds, by resolution, that such personal property is not needed for public use, is obsolete, or is unfit for the use for which it was acquired, all in accordance with the Township Disposition Statute, which permits disposal of personal property, regardless of its value, by internet auction; and

WHEREAS, Liquidity Services Operations LLC dba GovDeals, Inc. (“GovDeals”) provides a means for clients to post personal property for sale and for potential bidders to bid on assets by means of its online auction system; provided, GovDeals is not a party to the sale, does not control the information listed on the online auction system, and does not control the ability of the buyer and seller to complete the transaction; and

WHEREAS, GovDeals operates and maintains the online auction system (the “GovDeals System”) for an administrative fee equal to 7.5% of the sale price of an asset, but not less than \$5.00, per sale; and

WHEREAS, the client loads information about the assets for sale, maintains information about assets, and views and runs reports on the GovDeals System; provided, client will agree not to utilize other methods of sale of an asset at the same time that the asset is listed on the GovDeals System;

WHEREAS, this Board finds that it is in the best interest of the Township to enter into a Memorandum of Understanding with GovDeals that permits from time to time the posting and sale of personal property owned by the Township that this Board deems is not needed for public use, is obsolete, or is unfit for the use for which it was acquired (the "Property"), by use of the GovDeals System, so long as the internet auction requirements for disposition of personal property contained in Section 505.10 of the Ohio Revised Code are met;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees ("Board") of Anderson Township, Hamilton County, Ohio (the "Township"), as follows:

SECTION 1. That this Board hereby approves the form of the Memorandum of Understanding between the Township and GovDeals relating to the use of the GovDeals System as presented to this Board.

SECTION 2. That the Township Administrator is hereby authorized to execute and deliver a Memorandum of Understanding with GovDeals setting forth the terms of use of the GovDeals System substantially in the form attached hereto as Exhibit A and by this reference incorporated herein (the "MOU"), with such changes thereto as may be deemed by the Township Administrator after consultation with the Law Director not to be disadvantageous to the Township, which determination shall be evidenced by her execution of the MOU.

SECTION 3. That when this Board determines to dispose of Property by use of the GovDeals System, it shall pass a resolution making such determination and establishing a minimum price that will be accepted for such property, and this Board or its representative may establish other terms and conditions for the particular sale, including posting time, requirements for pick-up or delivery, method of payment and sales tax, in compliance with the terms of the MOU and the internet auction requirements set forth in the Township Disposition Statute.

SECTION 4. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

SECTION 5. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes;

TOWNSHIP ADMINISTRATION

Authorization to Bid Kellogg Avenue Landscape Enhancements –

Resolution 23-0216-08: Mr. Gerth moved to authorize bid preparation and advertisement for the Kellogg Avenue Landscape Enhancements Project. Mrs. Lausten seconded the Motion.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes;

Resolution Authorizing the Sale of Surplus Personal Property by Use of Hamilton County’s Surplus Internet Auction Pursuant to a Contract with the Board of County Commissioners of Hamilton County, Ohio Authorized by Section 307.15 of the Revised Code, which Contract is Approved and Authorized –

Resolution 23-0216-09: Mrs. Lausten moved to Authorizing the Sale of Surplus Personal Property by Use of Hamilton County’s Surplus Internet Auction Pursuant to a Contract with the Board of County Commissioners of Hamilton County, Ohio Authorized by Section 307.15 of the Revised Code, which Contract is Approved and Authorized. Mr. Gerth seconded the Motion.

RESOLUTION NO. 23 – 0216 – 09

RESOLUTION AUTHORIZING THE SALE OF SURPLUS PERSONAL PROPERTY BY USE OF HAMILTON COUNTY’S SURPLUS INTERNET AUCTION PURSUANT TO A CONTRACT WITH THE BOARD OF COUNTY COMMISSIONERS OF HAMILTON COUNTY, OHIO AUTHORIZED BY SECTION 307.15 OF THE REVISED CODE, WHICH CONTRACT IS APPROVED AND AUTHORIZED

WHEREAS, Section 505.10 of the Revised Code (the “Township Disposition Statute”) provides that a board of township trustees may provide for the disposition of certain personal property, including motor vehicles, road machinery, equipment, tools and supplies, if the Board finds, by resolution, that such personal property is not needed for public use, is obsolete, or is unfit for the use for which it was acquired, all in accordance with the Township Disposition Statute, which permits disposal of personal property, regardless of its value, by internet auction; and

WHEREAS, Section 307.15 of the Revised Code (the “Intergovernmental Agreement Statute”) authorizes a board of county commissioners and a board of township trustees, among

others, to enter into an agreement pursuant to which the board of county commissioners may undertake, and is authorized by the contracting board of township trustees, to exercise any power, perform any function, or render any service, on behalf of the contracting subdivision or its legislative authority, that such subdivision or legislative authority may exercise, perform or render; and

WHEREAS, this Board finds that it is in the best interest of the Township to enter into a contract with the Hamilton County Board of County Commissioners that permits from time to time the posting and sale of personal property owned by the Township that this Board deems is not needed for public use, is obsolete, or is unfit for the use for which it was acquired (the "Property"), by use of Hamilton County's Surplus Internet Auction, as authorized by the Township Disposition Statute and the Intergovernmental Agreement Statute;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees ("Board") of Anderson Township, Hamilton County, Ohio (the "Township"), as follows:

SECTION 1. That this Board hereby approves the form of the Contract relating to the use of Hamilton County's Surplus Internet Auction as presented to this Board.

SECTION 2. That the Township Administrator is hereby authorized to execute and deliver a contract setting forth the terms of use of Hamilton County's Surplus Internet Auction substantially in the form attached hereto as Exhibit A and by this reference incorporated herein (the "Contract"), with such changes thereto as may be deemed by the Township Administrator after consultation with the Law Director not to be financially disadvantageous to the Township, which determination shall be evidenced by her execution of the Agreement.

SECTION 3. That when this Board determines to dispose of Property by use of Hamilton County's Surplus Internet Auction, it shall pass a resolution making such determination and establishing a minimum price that will be accepted for such property, and this Board or its representative may establish other terms and conditions for the particular sale, including requirements for pick-up or delivery, method of payment and sales tax, in compliance with the terms of the Contract.

SECTION 4. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

SECTION 5. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this

Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes;

Authorization to Renew Electric Aggregation Program –

Resolution 23-0216-10: Mr. Gerth moved to authorize the Township Administrator to renew the Anderson Township Electric Aggregation Program and by Utilizing Energy Alliances, Inc. solicit a renewal rate through a competitive RFP process. Mrs. Lausten seconded the Motion.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes;

Authorization to Solicit Township Facilities Electric Rate –

Resolution 23-0216-11: Mrs. Lausten moved to authorize the Township Administrator to solicit an electric rate for Township facilities through a competitive RFP process. Mr. Gerth seconded the Motion.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes;

Award Bid for Fire Station 6 Driveway Replacement –

Resolution 23-0216-12: Mr. Gerth moved that this Board hereby accepts the Bid of \$125,987.10, JTM Smith Construction, Inc., deemed to be the best and lowest and/or responsible/responsive bidder for the Fire Station 6 Drive Replacement project in accordance with the Bid plans and specifications, together with a 10% contingency, for a maximum appropriation of \$138,586.10 from funds currently secured in purchase orders using 1994 TIF funds; further, this Board hereby authorizes and directs the Township Administrator to give timely Notice of Award to the contractor and, after consultation with the Law Director, to enter into contract with JTM Smith Construction, Inc., in accordance with their Bid for the Fire Station 6 Drive Replacement project. Mrs. Lausten seconded the Motion.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes;

Resolution Approving and Authorizing Revisions to Rental Rates for Township Event Space and Revisions to Forms of Rental Agreements for Township Event Space –

Resolution 23-0216-13: Mrs. Lausten moved to approve and authorize Revisions to Rental Rates for Township Event Space and Revisions to Forms of Rental Agreements for Township Event Space Mr. Gerth seconded.

RESOLUTION NO. 23 – 0216 - 13

RESOLUTION APPROVING AND AUTHORIZING REVISIONS TO RENTAL RATES FOR TOWNSHIP EVENT SPACE AND REVISIONS TO FORMS OF RENTAL AGREEMENTS FOR TOWNSHIP EVENT SPACE

WHEREAS, the Township owns certain improved real property within the Township, including Anderson Center and the Heritage Center, which are available for use by the public pursuant to certain terms and conditions and at certain rental rates, all of which are set forth in facility rental agreements entered into by the Township and members of the public renting space within Township properties for events; and

WHEREAS, after reviewing those terms and conditions in effect for use of event space with the Township's events staff, this Board finds that it is in the best interest of the Township to revise its current rental rates and to revise its form of rental agreements by revising certain terms and conditions of rental effective for rentals in Fiscal Years 2024 and 2025;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees ("Board") of Anderson Township, Hamilton County, Ohio (the "Township"), as follows:

SECTION 1. That this Board hereby approves the Proposed Anderson Township Venue Rental Rates for Fiscal Years 2024 and 2025, proposed Anderson Center Rental Terms and Conditions, proposed Heritage Center Rental Terms and Conditions, and proposed Addendum #1 to the form of Facility Rental Agreement relating to the provision of alcoholic beverages for events with 50 or fewer attendees, all as presented to this Board.

SECTION 2. That the Township Administrator is hereby authorized to execute and deliver Facility Rental Agreements for events to be held in Fiscal Years 2024 and 2025, implementing the approved Venue Rental Rates for Fiscal Years 2024 and 2025, the Anderson Center Terms and Conditions, the Heritage Center Terms and Conditions, and the revised Addendum #1 substantially in the forms presented to this Board, with such further changes thereto as may be deemed by the Township Administrator after consultation with the Law Director not to be disadvantageous to the Township, which determination shall be evidenced by her execution of the Agreement.

SECTION 3. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

SECTION 4. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes;

Ohio River Trail – Five Mile Road to Asbury Road -

Resolution 23-0216-14: Mr. Gerth moved to authorize the Township Administrator to enter into a contact with IBI Group, following review by the Law Director, for preliminary study of the Ohi River Trail extension between Five Mile Road and Asbury Road, in an amount not to exceed \$10,000, as well as a 10% contingency of \$1,000, using Ohi Riverfront TIF funds allocated for improvements in this area. Mrs. Lausten seconded.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes;

Request to Renew Property and Casualty Insurance Coverage with the Ohio Township Association Risk Management Authority (OTARMA) -

Resolution 23-0216-15: Mrs. Lausten moved to authorize the renewal of the Township's property and casualty insurance coverage with the Ohio Township Association Risk Management Authority, for the 2023 policy year. Mr. Gerth seconded.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes;

Hamilton County Solid Waste Plan Update – **Mrs. Earhart** stated the county has a required statute to update its solid waste plan and has been having meetings for some time. The current version of the plan is roughly 400 pages is available on their website to review: hamiltoncountyr3source.org. They have a brief highlighted section that goes over most that is on the plan. The comment portion for the public ends on March 9th. They will hold a public hearing March 14, 2023, at 1 pm. The plan will run from 2024 to 2028 which will cover recycling, educational items, diversion waste, and different items. Hamilton County will finalize the plan and that will go out to every

jurisdiction in Hamilton County for consideration. They must vote in favor of it before it proceeds. We encourage the Board and public to look at plan.

Request to Renew Membership in the Center for Local Government During 2023 -

Resolution 23-0216-16: Mr. Gerth moved to authorize renewal of the Township's membership in the Center of Local Government for 2023 at the annual rate of \$3,825.00. Mrs. Lausten seconded.

There was no further discussion.


Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes;

Mr. Gerth moved to adjourn the meeting. Mrs. Lausten seconded the motion.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes;

These minutes were approved at the meeting of 20th of April, 2023.



R. Dee Stone, Chair



Kenneth G. Dietz, Fiscal Officer

CERTIFICATION

The undersigned duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 20th day of April 2023, and that said minutes have been duly entered upon the Journal of said Township.

This 20th day of April 2023.



Kenneth G. Dietz, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

March 2, 2023

The Board of Township Trustees of Anderson Township (“Board”) held its regular Interim Workshop Meeting on March 2, 2023, at 2:00 p.m., in the Anderson Center Large Conference Room. Present were the following Board members:

R. Dee Stone
Lexi Lausten
Joshua S. Gerth

Mrs. Stone called the meeting to order and welcomed attendees including Fiscal Officer Ken Dietz, Township Administrator Vicky Earhart, Assistant Township Administrator for Operations Steve Sievers, Assistant Township Administrator for Human Resources Suzanne Parker, Planning & Zoning Director Paul Drury, Assistant Director of Planning and Zoning Sarah Donovan, Public Works Director Eric Luginbuhl, Fire Chief Richard Martin, Law Director Margaret Comey, Office Manager Betty Cowan, Fiscal Office Clerk Katie Arnold, Co-Op Ashley Reynolds.

Mrs. Stone moved to adopt the agenda without modifications. Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mrs. Lausten, yes; Mrs. Stone yes

There was no further discussion.

TRUSTEES/FISCAL OFFICER

Resolution 23-0302-01- Appropriations Changes

Fire and rescue needs \$10,000 for Insurance; changing Appropriations from General Fund to Insurance.

Mrs. Lausten moved to approve the motion seconded by Mrs. Stone

There was no further discussion.

Mr. Dietz called the roll: Mrs. Lausten, yes; Mrs. Stone yes

DISCUSSION ITEMS

Art Plan Implementation Steering Team

Mrs. Donovan looking to start steering team to operate the same way the greenspace committee does; meeting on a as needed basis. The new team won’t fall under WeThRIVE! yearly work plan. It will help with drafting grants, requesting artwork proposals and be comprised of volunteers. The

new committee is to be an outstanding committee. The end goal of forming this committee is not needing to hire a consultant when a piece of art is purchased and placed. A yearly work plan would be brought to trustees for murals etc. and steering team would help guide that.

Mrs. Lausten suggested keeping the small committee between 5-7 people.

Resolution 23-0302-02:

Request for Authorization to Apply for the Ohio EMS 2023-2024 Grant –

Fire Chief Richard Martin stated Grant funded by Ohio Department of Public Safety.

Motion to approve Mrs. Lausten seconded by **Mrs. Stone**.

There was no further discussion.

Mr. Dietz called the roll: **Mrs. Lausten**, yes; **Mrs. Stone** yes **Mr. Gerth**, yes

Resolution 23-0302-03:

Mrs. Lausten introduced the following resolution and moved its passage: **Mrs. Stone** seconded the motion.

Resolution 23-0302-03:

RESOLUTION NO. 23 – 0 3 0 3 – 03

**RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH
BIRKLEY CONSULTING, LLC**

WHEREAS, pursuant to Section 505.38 of the Ohio Revised Code, a board of township trustees is authorized to provide for the employment of firefighters as it considers best; and

WHEREAS, this Board hereby determines that it is in the best interest of the Township and its fire and ems department employees to provide for the provision of certain psychological services; and

WHEREAS, Dr. Erica Birkley of Birkley Consulting, LLC is qualified by education and experience to provide post-conditional employment offer psychological evaluation services, and mutually agreed upon psychological training services and consultation services to the Township;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Township Trustees (the "Board") of Anderson Township, County of Hamilton, Ohio (the "Township"), as follows:

SECTION 1. That this Board hereby determines that it is in the best interest of the Township to enter into an Agreement for Psychological Services (the "Agreement") with Birkley Consulting, LLC, in substantially the form attached hereto as Exhibit A and by this reference made a part hereof, pursuant to which Dr. Birkley will provide the psychological services described therein for the benefit of the Township.

SECTION 2. That the Township Administrator is hereby authorized to execute the Agreement in substantially the form attached hereto as Exhibit A, with such revisions thereto as she deems, after consultation with the Law Director, not to be disadvantageous to the Township, such determination being conclusively evidenced by her execution of the Agreement.

SECTION 3. That the preambles hereto are and shall be deemed to be for all purposes integral parts of this resolution.

SECTION 4. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone yes

Mrs. Lausten had some logistics concerns unrelated to pre-employment screening to be discussed at later date.

Mrs. Lausten introduced the following resolution and moved its passage. **Mr. Gerth** seconded the motion.

Resolution 23-0302-04:

RESOLUTION NO. 23-0302-04

**AUTHORIZING THE PURCHASE OF A MOTOR VEHICLE AND THE DISPOSITION
OF A SURPLUS MOTOR VEHICLE PURSUANT TO SECTION 505.10(A)(3) AS A
TRADE-IN AGAINST SAID PURCHASE**

WHEREAS, Section 505.10 of the Ohio Revised Code (the “Disposition Statute”) provides that a board of township trustees may provide for the disposition of certain personal property, including motor vehicles, road machinery, equipment and tools, if the Board finds, by resolution, that such personal property is not needed for public use, is obsolete, or is unfit for the use for which it was acquired, all in accordance with the Statute; and

WHEREAS, division (A)(3) of the Disposition Statute provides that if a board of township trustees finds, by resolution, that the township has motor vehicles, road machinery, equipment or tools that are not needed or are unfit for public use, and the board wishes to sell the motor vehicles, road machinery, equipment or tools to the person or firm from which it proposes to purchase other motor vehicles, road machinery, equipment or tools, the board may offer to sell the motor vehicles, road machinery, equipment or tools to that person or firm, and to have the selling price credited to the person or firm against the purchase price of other motor vehicles, road machinery, equipment or tools; and

WHEREAS, the Township owns one Model Year 2008 Chevrolet Colorado vehicle, more fully described on Exhibit A hereto, which by this reference is incorporated herein and made a part hereof (the “2008 Equipment”), which motor vehicle this Board deems to be unneeded for Township use; and

WHEREAS, this Board desires to dispose of the 2008 Equipment as a trade-in valued at a minimum of \$3,000.00 (the “Minimum Selling Price”); and

WHEREAS, this Board desires to purchase an additional motor vehicle for use as a pool car for Township purposes;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees (“Board”) of Anderson Township, County of Hamilton, State of Ohio (“Township”), as follows:

Section 1. That this Board hereby determines that the 2008 Equipment is no longer needed for Township use and that it is in the best interest of the Township to dispose of the 2008 Equipment.

Section 2. That this Board hereby determines that it is in the best interest of the Township to acquire by purchase one (1) Model Year 2023 Toyota Tacoma vehicle, VIN No. 1GCDT19E788208340 (the "Equipment"), so long as the purchase price does not equal or exceed \$50,000, by purchase contract with KAMTOY, INC., an Ohio corporation, dba KINGS TOYOTA (the "Vendor").

Section 3. That this Board hereby authorizes the purchase of the Equipment from the Vendor at a maximum purchase price not to exceed \$25,453.00 (the "Maximum Purchase Price"), for which funds have been previously appropriated by this Board for the purpose and remain otherwise unencumbered subject; and that this Board deems it to be in the Township's best interest to sell the 2008 Equipment to the Vendor and to credit the Minimum Selling Price of the 2008 Equipment against the stated purchase price of the Equipment of \$28,953.00, and to credit a rebate of \$500.00 against the purchase price of the Equipment, resulting in a Maximum Purchase Price of the Equipment after the trade-in and rebate of \$25,453.00.

Section 4. That the Township Administrator is hereby authorized to execute the necessary and appropriate purchase agreement(s) and/or documentation, after review by the Law Director, to effectuate the purchase of the Equipment and the disposition of the 2009 Equipment in accordance with this Resolution. The Township Administrator shall obtain from the Vendor an executed copy of Exhibit B hereto with respect to the 2008 Equipment at the date and time of its disposition.

Section 5. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted hereby.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone yes

There was no further discussion.

Mrs. Earhart stated Lt. Dave Downing is new commander at District 5 and is training with Hamilton County Sheriff's District 5 Lt. Dan McElroy. Dave Downing will be at meeting on March 23 and will be in management team meetings.

Draft 2023 Permanent Detail Appropriations – **Mrs. Earhart** presentation of budget and financial forecasting falls to Township Administration. Current draft budget still has tweaking and will be presented to board on the 23rd for formal approval. Changes the board approved last June are in red. New information includes the total budget going from 61.6 mil last June to 66.3 mil now, a 4.68 increase since last June. Public works and fire funded by the Levee has been decreased. TIF eligible expenses have shifted away to preserve levee dollars. Charts and graphs to come at March 23 meetings. There has been an increase in TIF funds for the Kellogg Gateway Improvements. **Mrs. Earhart** also noted Opioid Settlement monies from settlement are not that large and reporting requirements are large. One option would be to transfer dollars to Hamilton County since they already have the ability for tracking and audits. **Mrs. Earhart** is still working through details and will have recommendations at meeting on March 23.

Update on Concerns Expressed by Township Residents Regarding Noise and Lighting at Wilson Elementary School – **Mrs. Earhart** stated she was reaching out to school district to go over additional concerns. Additional neighbors are supporting what TJ is trying to accomplish. Schools state wall packs on the building and parking lot lights on the same switch so the solution of wall packs staying on while parking lot lights turned off cannot be accomplished. **Mrs. Lausten** added situation is beyond frustrating as it should be an easy fix. **Mr. Drury** stated when plan for renovations was submitted it indicated lighting would comply with zoning regulations. The Township would be buying a light meter and taking a light meter reading at property line. Light reading should be no brighter than full moon. School has provided their own readings that comply with zoning regulations. Once Township has its own readings the two can be compared.

Executive Session

Mrs. Stone moved to retire to Executive Session to consider the appointment, discipline, or compensation of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1). **Mrs. Lausten** seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten yes; Mrs. Stone yes

Executive Session

Mrs. Stone moved to retire to Executive Session to consider the appointment, discipline, or compensation of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1). Mrs. Lausten seconded.

Mr. Dietz called the roll: Mr. Gerth, Mrs. Lausten yes; Mrs. Stone yes

Mrs. Stone moved to return from Executive Session. Mr. Gerth seconded the motion.

Mr. Dietz called the roll: Mrs. Lausten, yes; Mr. Gerth, yes; Mrs. Stone yes

Mrs. Lausten moved to adjourn the meeting. Mrs. Stone seconded.

Mr. Dietz called the roll: Mrs. Lausten, yes; Mr. Gerth, yes; Mrs. Stone yes

These minutes were approved at the meeting of 23 March, 2023.



R. Dee Stone, Chair




Kenneth G. Dietz, Fiscal Officer

CERTIFICATION

The undersigned duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 20th day of April 2023, and that said minutes have been duly entered upon the Journal of said Township.

This 20th day of April 2023



Kenneth G. Dietz, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

March 23, 2023

The Board of Township Trustees of Anderson Township (“Board”) held its regular Monthly Meeting on March 23, 2023, at 5:00 p.m, in the Anderson Center Large Conference Room. Present were the following Board members:

R. Dee Stone
Lexi Lausten
Joshua S. Gerth

Mrs. Stone called the meeting to order and welcomed attendees including: Fiscal Officer Ken Dietz, Township Administrator Vicky Earhart, Assistant Township Administrator for Operations Steve Sievers, Township Facilities Manager Mark Magna, Assistant Township Administrator for Human Resources Suzanne Parker, Planning & Zoning Director Paul Drury, Public Works Director Eric Luginbuhl, Law Director Margaret Comey, Anderson Township Fire & Rescue Chief Richard Martin, Sheriff’s Department Lt. Daniel Downing, Fiscal Office Clerk Katie Arnold, Tree Committee Chair John Halpin, Tree Committee Member Tim Kloppenborg.

EXECUTIVE SESSION

- 1. Mrs. Stone moved to retire to Executive Session to consider the employment of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1), to consider the purchase of property for public purposes or the sale of property as permitted by Ohio Revised Code Section 121.22(G)(2), and to confer with the Law Director concerning disputes that are the subject of pending or imminent court action as permitted by Ohio Revised Code Section 121.22(G)(3). Mr. Gerth seconded the motion.**

Mr. Dietz called the roll: Mr. Gerth, yes Mrs. Lausten yes; Mrs. Stone yes.

Mrs. Stone moved to return from Executive Session. Ms. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes Mrs. Lausten yes; Mrs. Stone yes.

PLEDGE OF ALLEGIANCE

Mrs. Stone moved to adopt the agenda without modification. Mr. Gerth seconded the motion.

Items for Board Consideration During March 23, 2023 Meeting

2. PRESENTATIONS AND RECOGNITIONS:

a. Tree Committee Presentation

Mr. Halpin stated part of the reason he resides in Anderson Township is for the canopy of trees. He thanked trustees for all they are doing for the tree canopy in the Township and how their support has contributed to the Township outpacing other communities.

Mr. Kloppenborg stated the tree committee was founded 17 years ago to use trees to increase quality of life, providing shade, helping with water runoff and pollution. He stated the mission of the Tree Committee was to plant trees for the citizens, for the education of residents and was proud of the township arboretum. Additionally, they are looking to increase tree diversity so the next invasive species, like the Emerald Ash Borer won't cause the destruction of most of the Township's trees. Every fall there is a sale of large and small trees designed to reintroduce trees lost to weather or development. Presented map and showed trees have been offered on 391 streets in the township. Anderson Township has been awarded Tree City USA status and meets or exceeds the standards for that recognition. This year more trees were removed than planted. All trees were planted in the arboretum.

Mrs. Stone stated she would be joining the tree committee. **Mrs. Lausten** thanked John and the rest of the tree committee and stated she was appreciative of all their hard work. She also noted their passion is contagious, and they did a great job maximizing what they did with taxpayer dollars. **Mrs. Stone** stated the tree committee does great work and is looking forward to working with them.

3. PUBLIC FORUM

Individuals who wish to address the Board should state their name and address for the record, make their points as clearly and concisely as possible, and limit their comments to a maximum of three minutes, which may not be shared with or yielded to others. All comments shall be directed to the Board of Township Trustees. Thank you in advance for your comments.

No one came forward.

4. TRUSTEE COMMENTS:

Mrs. Stone stated the Township hosted the History of the Schools for the first time in four years. Every student attending receives a tree to plant, which she believed helped show how dedicated the Township was to the mission of the tree committee.

5. FISCAL OFFICER

Mr. Dietz stated the Township should have a good financial report by June for what is sustainable. Reports show revenues came in well in the first few months because of property tax revenues. Homestead money will come from the county in the next few months, which will put the Township in a very good financial position.

6. LAW DIRECTOR

Mrs. Comey stated there was no business.

7. PLANNING AND ZONING

Mr. Drury stated there was no business.

8. SHERIFF'S OFFICE

Lt. Dave Downing stated he had been with the sheriff's office since 2002 and is looking forward to working with everyone. Wants to trade in 3 cruisers and get 3 new AWD SUV's.

Ms. Lausten introduced the following resolution and moved its passage. **Mr. Gerth** seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone yes.

RESOLUTION NO. 23-0323-01

AUTHORIZING THE SALE OF THREE SURPLUS MOTOR VEHICLES PURSUANT TO SECTION 505.10 OF THE OHIO REVISED CODE AND THE PURCHASE OF THREE MOTOR VEHICLES PURSUANT TO SECTION 505.101 OF THE OHIO REVISED CODE AND AUTHORIZING THE CREDIT OF THE SELLING PRICE OF

**THE SURPLUS MOTOR VEHICLES AGAINST THE PURCHASE PRICE OF THE
NEW MOTOR VEHICLES**

WHEREAS, Section 505.101 of the Ohio Revised Code (the “Statute”) provides for the purchase or sale of motor vehicles, materials, equipment or supplies, without advertising or bidding, from or to any department, agency, or political subdivision of the State;

WHEREAS, Section 505.10 of the Ohio Revised Code (the “Disposition Statute”) provides that a board of township trustees may provide for the disposition of certain personal property, including motor vehicles, road machinery, equipment and tools, if the Board finds, by resolution, that such personal property is not needed for public use, is obsolete, or is unfit for the use for which it was acquired, all in accordance with the Disposition Statute; and

WHEREAS, division (A)(3) of the Disposition Statute provides that if a board of township trustees finds, by resolution, that the township has motor vehicles, road machinery, equipment or tools that are not needed or are unfit for public use, and the board wishes to sell the motor vehicles, road machinery, equipment or tools to the person or firm from which it proposes to purchase other motor vehicles, road machinery, equipment or tools, the board may offer to sell the motor vehicles, road machinery, equipment or tools to that person or firm, and to have the selling price credited to the person or firm against the purchase price of other motor vehicles, road machinery, equipment or tools; and

WHEREAS, the Township owns three motor vehicles further identified on Exhibit A hereto, which by this reference is incorporated herein and made a part hereof (the “Surplus Motor Vehicles”), which Surplus Motor Vehicles this Board hereby deems to be no longer unneeded for Township use;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees (the “Board”) of Anderson Township, County of Hamilton, State of Ohio (the “Township”), as follows:

Section 1. (a) That this Board hereby determines that the Surplus Motor Vehicles are unneeded for Township use and that it is in the best interest of the Township to sell the Surplus Motor Vehicles to the Vendor identified below and to have the selling price of the Surplus Motor Vehicles credited against the purchase price of the 2023 Motor Vehicles identified below to be purchased by the Township; provided, that the Surplus Motor Vehicles shall be sold to the Vendor “as is” and with no warranties.

(b) That this Board hereby determines that it is in the best interest of the Township to acquire by purchase certain equipped motor vehicles for use in the delivery of police protection services in the Township, to-wit, three (3) fully equipped Model Year 2023 Black AWD Ford Explorers PIU (the “2023 Motor Vehicles”), which 2023 Motor Vehicles are available for purchase pursuant to a bid process undertaken by the Hamilton County Sheriff’s department.

(c) That the three (3) Purchase Contracts (the “Purchase Contracts”) with Cincyautos, Inc., an Ohio corporation, dba LEBANON FORD Lebanon Ford (the “Vendor”), each relating to the purchase of a 2023 Motor Vehicle and the crediting of the value of certain Surplus Motor Vehicle(s) against the purchase price of the 2023 Motor Vehicle being purchased, attached hereto as Exhibit B and by this reference incorporated herein, are hereby approved.

Section 2. That the maximum aggregate amount to be paid as the purchase price for the 2023 Motor Vehicles is \$125,559.00 (the “Maximum Purchase Price”), against which aggregate amount the value of the Surplus Motor Vehicles, which this Board deems to aggregate \$10,500 (the “Minimum Selling Price”), shall be credited. The authorized net purchase price for the 2023 Motor Vehicles is \$115,059, which funds have been previously appropriated by this Board for the purpose and remain otherwise unencumbered.

Section 3. That the Township Administrator is hereby authorized to execute the Purchase Contracts in the form hereby approved with such changes thereto as shall not in her opinion, after consultation with the Law Director, be disadvantageous to the Township, which determination shall be evidenced by her signing of the Purchase Contracts as so modified. The Township Administrator and Fiscal Officer are hereby authorized to execute such additional documentation relating to the purchase and sale transactions as they deem necessary and appropriate, after review by the Law Director, to effectuate the purchase of the 2023 Motor Vehicles at no more than the Maximum Purchase Price less the credit of the Minimum Selling Price of the Surplus Motor Vehicles, in accordance with this Resolution.

Section 4. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted hereby.

Mr. Gerth seconded the motion, and the roll being called upon the question of passage, the vote resulted as follows:

Mrs. Stone yes Mrs. Lausten yes Mr. Gerth yes

CERTIFICATIONS

The undersigned, duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true copy of a Resolution duly passed at a regular meeting of the Board of Township Trustees of said Township on the 23rd day of March, 2023, together with a true record of the roll call vote thereon, and that said Resolution has been duly entered upon the Journal of said Township.

The undersigned Fiscal Officer hereby certifies that the moneys required to meet the obligations of the Township under the foregoing Resolution during the remainder of the year 2023 have been lawfully appropriated by the Board of Township Trustees for such purpose and are in the treasury or in the process of collection to the credit of an appropriate fund, free from any previous encumbrances. This certificate is given in compliance with Sections 5705.41 and 5705.44, Ohio Revised Code.

This 23rd day of March, 2023.

Kenneth G. Dietz

Fiscal Officer

There was no further discussion.

9. PUBLIC WORKS DEPARTMENT

Mr. Luginbuhl stated the Board was aware the Township's Road Maintenance Plan required utilizing a micro-surface overlay to help further the funds for road paving. He recommended a group of streets for the micro-surface overlay in 2023; as it is 60% less costly than traditional grading and paving. He requested Board approval to contract with Stawser Construction as they have agreed to perform the work for \$431.00 per ton, while state bidding was \$445.00 per ton.

Mr. Gerth moved to authorize the following. **Mrs. Stone** seconded.

Mr. Dietz called the roll: **Mr. Gerth**, yes **Mrs. Lausten**, yes; **Mrs. Stone** yes.

MOTION N O. 23-0323-02

AUTHORIZING THE TOWNSHIP ADMINISTRATOR TO ENTER INTO A CONTRACT WITH STRAWSER CONSTRUCTION INC. FOR THE 2023 MICRO-SURFACE OVERLAY PROGRAM FUNDED THROUGH THE 1994 TIF AND UTILIZING THE STATE BID PRICING OF \$349,865.25 PLUS A 10% CONTINGENCY OF \$34,986.52 RESULTING IN A TOTAL AMOUNT NOT TO EXCEED \$384,851.77

There was no further discussion.

10. FIRE AND RESCUE DEPARTMENT

Chief Martin stated it was the department's hope to apply for the 2023 Port Security Grant. He reminded the Board that any funds received under \$25,000 did not require a match from the local jurisdiction. He further stated they had received \$22,00 last year from this grant.

Mrs. Lausten made a motion to authorize the following. **Mr. Gerth** seconded.

Mr. Dietz called the roll: **Mr. Gerth**, yes; **Mrs. Lausten**, yes; **Mrs. Stone** yes.

MOTION N O. 23-0323-03

MOTION TO AUTHORIZE THE ANDERSON TOWNSHIP FIRE & RESCUE DEPARTMENTS APPLICATION FOR THE 2023 PORT AUTHORITY GRANT FOR WHICH THE ANDERSON TOWNSHIP FIRE AND RESCUE DEPARTMENT WOULD HAVE NO MATCHING FUNDS REQUIREMENT FOR THE PURPOSE OF PURCHASING GEAR RELATED TO BOAT AND WATER OPERATIONS DURING THE 2023 AWARD PERIOD.

Mrs. Stone asked how many in the department were trained in water rescue. **Mr. Martin** said 18-20 officers had the certification and there were additional officers that were qualified for fast water rescues.

Mr. Martin stated he was proposing a resolution to purchase new equipment. The old vehicle was a 2009 and had outlived its useful life. Further stated the vehicle wasn't wanted for a trade in and they will try to sell it at auction. The new vehicle will be used by the Battalion Chief.

Mr. Gerth introduced the following resolution and moved its passage. **Mrs. Lausten** seconded the motion.

Mr. Dietz called the roll: **Mrs. Lausten, yes; Mr. Gerth, yes; Mrs. Stone yes.**

RESOLUTION NO. 23-0323- 04

AUTHORIZING THE PURCHASE OF EQUIPMENT PURSUANT TO SECTION 505.101 OF THE OHIO REVISED CODE

WHEREAS, Section 505.101 of the Ohio Revised Code provides for the purchase of motor vehicles, materials, equipment or supplies, without advertising or bidding, from any department, agency, or political subdivision of the state;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees ("Board") of Anderson Township, County of Hamilton, State of Ohio ("Township"), as follows:

Section 1. That the Board hereby determines that it is in the best interest of the Township to acquire by purchase a certain motor vehicle, described as a new Model Year 2023, Chevrolet Tahoe SSV for use as a staff vehicle ("Equipment"), which Equipment is available for purchase pursuant to state bid through the contract of the State of Ohio, Department of Administrative Services, General Services Division, Office of Procurement Services, through Tim Lally Chevrolet, Inc., Warrensville Heights, Ohio.

Section 2. That the maximum amount to be paid as the purchase price for the Equipment is \$60,000.00, for which funds have been previously appropriated by this Board for the purpose and remain otherwise unencumbered.

Section 3. That the Township Administrator is hereby authorized to execute the necessary and appropriate purchase agreement(s) and/or documentation, after review by the Law Director, to effectuate the purchase of the aforesaid Equipment in accordance with this Resolution.

Section 4. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted hereby.

Mrs. Lausten seconded the motion, and the roll being called upon the question of passage, the vote resulted as follows:

Mrs. Stone yes Mrs. Lausten yes Mr. Gerth yes

CERTIFICATIONS

The undersigned, duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true copy of a Resolution duly passed at a regular meeting of the Board of Township Trustees of said Township on the 23rd day of March, 2023, together with a true record of the roll call vote thereon, and that said Resolution has been duly entered upon the Journal of said Township.

The undersigned Fiscal Officer hereby certifies that the moneys required to meet the obligations of the Township under the foregoing Resolution during the remainder of the year 2023 have been lawfully appropriated by the Board of Township Trustees for such purpose and are in the treasury or in the process of collection to the credit of an appropriate fund, free from any

previous encumbrances. This certificate is given in compliance with Sections 5705.41 and 5705.44, Ohio Revised Code.

This 23rd day of March, 2023.

Kenneth G. Dietz

Fiscal Officer

There was no further discussion.

12. TOWNSHIP ADMINISTRATOR

Mr. Magna stated there was a resolution for the aggregation program. The Township had met requirements needed to adopt the aggregation. Once approved, documentation would be reviewed and send to the state.

Mrs. Stone asked if this was a result of the vote on the November 2022 ballot. **Mr. Magna** stated it was.

Mrs. Lausten introduced the following resolution and moved for its passage. **Mr. Gerth** seconded the motion.

Mr. Dietz called the roll: Mrs. Lausten, yes; Mr. Gerth, yes; Mrs. Stone yes.

RESOLUTION No. 23-0323-05

A RESOLUTION APPROVING AND AUTHORIZING A PLAN OF OPERATION AND GOVERNANCE FOR THE ANDERSON TOWNSHIP NATURAL GAS AGGREGATION PROGRAM AND AUTHORIZING THE TOWNSHIP ADMINISTRATOR TO EXECUTE AND DELIVER DOCUMENTATION TO THE PUCO AND TO DEVELOP AND MAIL AN OPT-OUT NOTICE, ALL WITH RESPECT TO THE ANDERSON TOWNSHIP NATURAL GAS AGGREGATION PROGRAM

WHEREAS, by Resolution No. 22-0707-01, this Board authorized all actions necessary to effect a governmental natural gas aggregation program for Anderson Township with opt-out provisions pursuant to Section 4929.26 *et seq.* of the Revised Code (the “Statute”); and

WHEREAS, by Resolution No. 22-0707-02, this Board approved the form of the Independent Agent Agreement for Natural Gas Aggregation Services (the “Agreement”) with Energy Alliances, Inc. an Ohio corporation (“Energy Alliances”), and if the majority of electors in the Township were to vote at the general election on November 8, 2022 (the “Election”) affirmatively on the question of whether to authorize the Board to create a governmental retail natural gas aggregation program for competitive retail natural gas customers in the Township under the Statute, authorized the Township Administrator to execute and deliver the Agreement; and

WHEREAS, the electors of Anderson Township voting at the general election on November 8, 2022, authorized this Board to aggregate the retail natural gas loads located in the Township, and for that purpose, to enter into service agreements to facilitate for those loads the sale and purchase of natural gas, such aggregation to occur automatically except with respect to any person who affirmatively elects by a stated procedure to opt-out of the aggregation program, as permitted by the Statute and the Board of Elections of Hamilton County has certified that result of the Election; and

WHEREAS, the Township Administrator has executed and delivered the Agreement with Energy Alliances; and

WHEREAS, the governmental natural gas aggregation program shall be an opt-out aggregation program, known as the Anderson Township Natural Gas Aggregation Program (the “NG Aggregation Program”); and

WHEREAS, in cooperation with Energy Alliances, this Board has developed a Plan of Operation and Governance for the Anderson Township Natural Gas Aggregation Program (“Plan of Operation”), a copy of which is attached hereto as Exhibit A and by this reference is made a part hereof, in accordance with the Statute, Chapter 4901:1-21-16 of the Ohio Administrative Code (“OAC”); and

WHEREAS, NG Aggregation Program will aggregate the retail electric load of residents and businesses that are eligible to participate in the local natural gas distribution utility’s program for the purpose of negotiating for competitive retail natural gas supply at favorable rates; and

WHEREAS, this Board deems it to be in the best interest of the Township and its residents to file an application with the Public Utilities Commission of Ohio (“PUCO”) for certification as a Governmental Aggregator within the meaning of the Statute, which requires that the Board first adopt its Plan of Operation; and

WHEREAS, in compliance with the Statute, this Board has given proper notice for and has duly held two public hearings with respect to the Plan of Operation, said hearings having been held March 22, 2023 and March 23, 2023 at 2:00 p.m. and 6:00 p.m., respectively, at which hearings this Board provided an opportunity for and considered public input with respect to the proposed Plan of Operation; and

WHEREAS, this Board hereby determines that passage of this Resolution is in the best interest of the Township and its residents and promotes the general health and welfare of the Township and its residents;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES (the “Board”) OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, STATE OF OHIO (the “Township”) as follows:

SECTION 1. This Board approves and adopts the Plan of Operation in substantially the form before this Board, with such changes thereto as the Township Administrator, after consultation with the Law Director, shall deem not to be disadvantageous to the Township, any such changes to be made prior to the mailing of the Opt-Out Notice described herein wherein the Plan of Operation is summarized.

SECTION 2. The Township Administrator is hereby authorized to execute and deliver documentation to the PUCO to obtain certification for the Township as a “Governmental Aggregator” within the meaning of the Statute, and to coordinate with Energy Alliances the development and mailing of an Opt-Out Notice with respect to the NG Aggregation Program to persons and entities eligible for participation in the NG Aggregation Program, in compliance with the Statute and the OAC.

SECTION 3. The preambles hereto are and for all purposes shall be construed to be integral and operative parts of this Resolution.

SECTION 4. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in an open meeting of this Board and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Section 121.22 of the Revised Code, except as otherwise permitted thereby.

SECTION 5. This Resolution shall be effective on the earliest date allowed by law.

Mr. Gerth seconded the motion, and the roll being called upon the question of passage, the vote resulted as follows:

Mrs. Stone yes Mrs. Lausten yes Mr. Gerth yes

CERTIFICATION

The undersigned, duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true copy of a Resolution duly passed at a regular meeting of the Board of Township Trustees of said Township on the 23rd day of March,

2023, together with a true record of the roll call vote thereon, and that said Resolution has been duly entered upon the Journal of said Township.

Dated: March 23, 2023

Kenneth G. Dietz
Fiscal Officer
Anderson Township, Ohio

Mr. Magna stated the next item is agreement is the electricity aggregation program.

Mrs. Lausten introduced the following resolution and moved its passage. **Mr. Gerth** seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone yes.

There was no further discussion.

RESOLUTION No. 23-0323-06

A RESOLUTION AUTHORIZING THE TOWNSHIP ADMINISTRATOR TO DESIGNATE AN ELECTRIC SERVICES SUPPLY PROVIDER TO THE TOWNSHIP IN CONNECTION WITH THE ANDERSON TOWNSHIP ELECTRIC AGGREGATION PROGRAM AND AUTHORIZING THE TOWNSHIP ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH THE DESIGNATED ELECTRIC SERVICES SUPPLY PROVIDER.

WHEREAS, the Ohio Legislature enacted electric deregulation legislation which authorizes the legislative authorities of municipal corporations, townships and counties to aggregate automatically, subject to opt-out provisions, competitive electric service for the retail electric loads located in the respective jurisdictions and to enter into service agreements to facilitate the sale and purchase of the service for the electric loads, all pursuant to Section 4928.20 of the Revised Code (the “Statute”); and

WHEREAS, this Board by Resolution No. 16-0818-11 engaged Energy Alliances, Inc., an Ohio corporation (the “Consultant”), to provide consulting services to the Township in connection with the Anderson Township Electric Aggregation Program (the “Electric Aggregation Program”) approved by the electors of the Township at the general election held on November 8, 2016; and

WHEREAS, the Township entered into a Master Agreement with Dynegy Energy Services (East), LLC d/b/a Dynegy Energy Services LLC (the “Dynegy Agreement”) for a thirty-six month

term, commencing with the meter read date of May 2017, which agreement was subsequently renewed and will expire June 2023; and

WHEREAS, the Consultant is in the process of soliciting bids from electric supply services providers for the provision of electric supply services to the Electric Aggregation Program; and

WHEREAS, upon review of those bids with Township staff, the Consultant will recommend an electric supply services provider qualified to provide electric supply services to the Township and providing the best and most responsible bid for providing electric supply services to the Electric Aggregation Program; and

WHEREAS, this Board desires to engage the services of that electric supply services provider for the Electric Aggregation Program who provides the best and most economic service to the Township and accordingly, due to market conditions, deems it to be necessary to provide the Consultant with flexibility in soliciting and recommending an electric supply services provider ;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, HAMILTON COUNTY, STATE OF OHIO, as follows:

SECTION 1. This Board hereby authorizes the Township Administrator, after review of bids of electric supply service providers and consultation with the Consultant and Township staff with respect thereto, to designate the electric supply services provider to the Township for the Electric Aggregation Program in accordance with the following guidance of this Board: that the maximum price per kWh of electric service to be provided to participants in the Electric Aggregation Program shall not exceed \$.07 per kWh, and such service shall be provided pursuant to an agreement otherwise advantageous to participants in the Electric Aggregation Program.

SECTION 2. This Board further authorizes the Township Administrator to enter into a written agreement with the designated electric supply services provider for the provision of electric supply services to the Electric Aggregation Program in a form recommended by the Consultant and which, after consultation with the Law Director, she deems to be advantageous to the Township and participants in the Electric Aggregation Program, her execution of said agreement to be conclusive evidence of such determination.

SECTION 3. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

SECTION 4. Notice of the passage of this Resolution and the aforesaid agreement (when available) shall be posted to the Township's website.

SECTION 5. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such

formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Revised Code Section 121.22, except as otherwise permitted thereby.

Mr. Gerth seconded the motion, and the roll being called upon the question of passage, the vote resulted as follows:

Mrs. Stone yes Mrs. Lausten yes Mr. Gerth yes

CERTIFICATION

The undersigned, duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true copy of a Resolution duly passed at a regular meeting of the Board of Township Trustees of said Township on the 23rd day of March, 2023, together with a true record of the roll call vote thereon, and that said Resolution has been duly entered upon the Journal of said Township.

Dated: March 23, 2023

Kenneth G. Dietz
Fiscal Officer
Anderson Township, Ohio

There was no further discussion.

Mr. Magna stated the next item was approving the rate for Anderson Township's street lighting.

Mr. Gerth introduced the following resolution and moved for its passage. **Mrs. Stone** seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone yes

RESOLUTION No. 23-0323-07

A RESOLUTION AUTHORIZING THE TOWNSHIP ADMINISTRATOR TO DESIGNATE AN ELECTRIC SUPPLY PROVIDER TO THE TOWNSHIP FOR TOWNSHIP STREET LIGHTING AND NON-STREET LIGHTING ACCOUNTS AND AUTHORIZING THE TOWNSHIP ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH THE DESIGNATED ELECTRIC SERVICES SUPPLY PROVIDER.

WHEREAS, on March 2, 2020, the Township entered into that certain Ohio Electricity Supply Agreement with Constellation NewEnergy, Inc., as supplier, for the purchase by the

Township and sale and supply by Constellation NewEnergy, Inc., of all electricity requirements of Township street lighting (other than Lighting Districts) and non-street lighting accounts for a term commencing with the meter read dates in May 2020 and ending with the meter read dates in May 2023, which agreement will expire May 21, 2023; and

WHEREAS, the Township is in the process of soliciting bids from electric supply providers for the provision of electric supply requirements for Township facilities and street lighting; and

WHEREAS, upon review of those bids, Township staff will recommend an electric supply provider qualified to provide the electric supply requirements for Township street lighting (other than Lighting Districts) and non-street lighting accounts and providing the best and most responsible bid therefor; and

WHEREAS, this Board desires to engage the services of that electric supply provider for the Township street lighting (other than Lighting Districts) and non-street lighting accounts who provides the best and most economic service to the Township and accordingly, due to market conditions, deems it to be necessary to provide the Township Administrator with flexibility in soliciting and designating an electric supply provider for that purpose;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES (the "Board") OF ANDERSON TOWNSHIP, HAMILTON COUNTY, STATE OF OHIO (the "Township"), as follows:

SECTION 1. This Board hereby authorizes the Township Administrator, after review of bids of electric supply providers and consultation with Township staff with respect thereto, to designate the electric supply provider to the Township for the electric supply requirements of Township street lighting (other than Lighting Districts) and non-street lighting accounts in accordance with the following guidance of this Board: that the maximum price per kWh of electric service to be provided to participants in the Electric Aggregation Program shall not exceed \$.065 per kWh, and such service shall be provided pursuant to a written agreement otherwise advantageous to the Township.

SECTION 2. This Board further authorizes the Township Administrator to enter into a written agreement with the designated electric supply provider for the provision of electric supply to Township street lighting (other than Lighting Districts) and non-street lighting accounts in a form which, after consultation with the Law Director, she deems to be advantageous to the Township, her execution of said agreement to be conclusive evidence of such determination.

SECTION 3. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

SECTION 4. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal

requirements, including (without implied limitation) Revised Code Section 121.22, except as otherwise permitted thereby.

Mr. Gerth seconded the motion, and the roll being called upon the question of passage, the vote resulted as follows:

Mrs. Stone yes Mrs. Lausten yes Mr. Gerth yes

CERTIFICATIONS

The undersigned, duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true copy of a Resolution duly passed at a regular meeting of the Board of Township Trustees of said Township on the 23rd day of March, 2023, together with a true record of the roll call vote thereon, and that said Resolution has been duly entered upon the Journal of said Township.

The undersigned further hereby certifies that the moneys required to meet the obligations under the attached Resolution and Agreement authorized thereby during the remainder of fiscal year 2023 have been lawfully appropriated by the Board of Township Trustees for such purpose and are in the treasury or in the process of collection to the credit of an appropriate fund, free from any previous encumbrances, and is not appropriated for any other purpose. This certificate is given in compliance with Sections 5705.41 and 5705.44, Ohio Revised Code.

Dated: March 23, 2023

Kenneth G. Dietz
Fiscal Officer
Anderson Township, Ohio

There was no further discussion.

Mr. Sievers stated that with the redevelopment of the Anderson Town Center staff would like to install a traffic signal at Five Mile Road and Towne Centre Way. Installation of such a signal requires certain engineering standards be met, including a study, and asked that a study to be conducted by TEC Engineering be approved.

Mr. Gerth moved to approve the below motion. **Mrs. Lausten** seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone yes

MOTION N O. 23-0323-08

MOTION TO AUTHORIZE THE ANDERSON TOWNSHIP ADMINISTRATOR TO ENTER INTO A CONTRACT WITH TEC ENGINEERING, FOLLOWED BY THE LAW DIRECTOR, FOR FINAL ENGINEERING FOR A TRAFFIC SIGNAL AND RELATED ROADWAY MODIFICATIONS, IN AN AMOUNT NOT TO EXCEED \$35,400 AS WELL, AS A 10% CONTGINGENCY OF \$3,540, USING 1994 TIF FUNDS.

There was no further discussion.

Mr. Sievers stated the Township was awarded a grant for improvements on Clough Pike near Newtown Road. The project comes from the results of the Clough Corridor Study identifying high priority improvements, including sidewalks from the apartment complex to Copperglow and a left turn lane from Clough Pike to Newtown Road. These major items that came out of re-zoning and other subsequent meetings.

Mrs. Lausten moves to adopt the below motion. Mr. Gerth seconds.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone yes.

MOTION N O. 23-0323-09

MOTION TO AUTHORIZE THE ANDERSON TOWNSHIP ADMINISTRATOR TO ENTER INTO A CONTRACT WITH SANTEC ENGINEERING, FOLLOWED BY THE LAW DIRECTOR, FOR FINAL ENGINEERING FOR TURN LANES AND SIDEWALKS ON CLOUGH PIKE NEAR NEWTOWN ROAD, AN ODOT GRANT FUNDED PROJECT, IN AN AMOUNT NOT TO EXCEED \$241,044 AS WELL, AS A 10% CONTGINGENCY OF \$24,100 USING 1994 TIF FUNDS.

There was no further discussion.

Mr. Sievers stated two representatives were needed to represent the Township on the Hamilton County Tax Incentive Council and nominated himself and **Mrs. Earhart** as representatives.

Mr. Gerth moved to approve the below motion. **Mrs. Lausten** seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone yes.

MOTION N O. 23-0323-10

MOTION TO APPOINT STEVE SIEVERS AND VICKY EARHRT AS ANDERSON TOWNSHIP'S REPRESENTATIVE TO THE HAMILTON COUNTY TAX INCENTIVE REVIEW COUNCIL.

There was no further discussion.

Mrs. Earhart stated that appropriations were studied at the end of year then revised to be brought in line for 2023 estimates. Some projections have changed since June of 2022. Increased costs are related to: IT costs; cyber security and software packages, repairs to senior center, enhancements and nuisance abatement as the Board will be acting to remove structures or bring them into compliance. Additionally, they are moving general funds to public works and transfers into lighting districts. The budget will show reductions in Fire and Public Works as great pains were taken to look at every expenditure and what can be taken out of TIF funds. Adjustments to TIF regarding paving and Kellogg gateway projects. Priorities include maintaining existing government buildings, the addition of sidewalks on Elstun Road to connect to Little Miami trail and extensive improvements to Clough Pike. The current operations center does not have adequate facilities and needs renovations. The Township has low debt.

Mr. Gerth moves approve budget. **Mrs. Lausten** seconds.

Mr. Dietz called the roll: **Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone yes**

RESOLUTION NO. 23-0323-11

RESOLUTION APPROVING 2023 PERMANENT BUDGET

WHEREAS, the Board of Township Trustees of Anderson Township, adopted Resolution 22-0616-01 establishing the 2023 Tax Budget for the fiscal year commencing January 1, 2023 in accordance with Section 5705.28 of the Ohio Revised Code; and

WHEREAS, the Board adopted Resolution 22-1215-21 establishing Temporary 2023 Appropriations as permitted by Section 5705.38 of the Ohio Revised Code; and

WHEREAS, the Board is required to approve a permanent appropriation budget ("Permanent Budget") no later than March 31, 2023;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Township Trustees (the "Board") of Anderson Township, County of Hamilton, Ohio (the "Township"), as follows:

SECTION 1. Upon recommendation of the Township Administrator, this Board hereby adopts the 2023 Permanent Appropriations as presented to this Board.

SECTION 2. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said 2023 Permanent Appropriations to the Hamilton County Budget Commission.

SECTION 3. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted hereby.

Mrs. Lausten seconded the motion, and the roll being called upon the question of passage, the vote resulted as follows:

Mrs. Stone yes Mrs. Lausten yes Mr. Gerth yes

CERTIFICATION

The undersigned, duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true copy of a Resolution duly passed at a regular meeting of the Board of Township Trustees of said Township on the 23rd day of March, 2022, together with a true record of the roll call vote thereon, and that said Resolution has been duly entered upon the Journal of said Township.

This 23rd day of March, 2023.

Kenneth G. Dietz
Fiscal Officer

Mrs. Lausten states the budget is well presented and thanked **Mrs. Earhart**. **Mrs. Stone** asked for clarification on posting the whole budget on the website as transparency is paramount. **Mrs. Earhart** stated the entire budget was to be posted on the website.

Mrs. Earhart states the difference in rate from 2022 to 2023 in the contract with Sheriff's Department is about \$100,000 difference mostly for well-deserved raises for the officers.

Mr. Lausten moves approve below resolution. **Mr. Gerth** seconds.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone yes.

RESOLUTION NO. 23 – 0323 –12

RESOLUTION APPROVING AGREEMENT FOR POLICE PROTECTION SERVICES AND AUTHORIZING EXECUTION THEREOF

WHEREAS, pursuant to Section 504.16 of the Ohio Revised Code, the Board of Township Trustees (the "Board") of Anderson Township, Hamilton County, Ohio (the "Township") may provide police protection services for the Township on a regular basis by contract pursuant to Sections 311.29, 505.43, or 505.50 of the Ohio Revised Code; and

WHEREAS, pursuant to Section 505.43 of the Ohio Revised Code, the Township may contract with the Hamilton County Sheriff (the "Sheriff") and the Hamilton County Board of County Commissioners for the provision of police protection services in the Township; and

WHEREAS, pursuant to Section 505.50 of the Ohio Revised Code, the Township may purchase, lease or otherwise acquire any police apparatus, equipment, including a public communications system, or materials that the Township requires; and may contract with the Sheriff upon any terms that are mutually agreed upon for the provision of police protection services or additional police protection services either on a regular basis or for additional protection in times of emergency in the Township; and

WHEREAS, pursuant to Section 311.29 of the Ohio Revised Code, the Sheriff may enter into a contract with the Township to render police protection services and the Township shall reimburse Hamilton County, Ohio, for the costs incurred by the Sheriff for providing such police protection services; and

WHEREAS, it is in the best interest of the citizens in Anderson Township to enter into an agreement with the Sheriff and the Hamilton County Board of County Commissioners for the provision of police protection services in Anderson Township;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees of Anderson Township, Hamilton County, Ohio (the "Township"), that:

SECTION 1. This Board deems it to be in the best interest of the citizens in the Township to enter into an agreement with the Sheriff and the Hamilton County Board of County Commissioners for the provision of police protection services in the Township, and this Board hereby approves the form of Agreement for Police Protection Services before this Board (the "Agreement").

SECTION 2. The Township Administrator be and she is hereby authorized to execute the Agreement with such changes thereto as the Township Administrator, after consultation with the Law Director, has determined are not materially adverse to the Township, such determination being evidenced by her execution of the Agreement.

SECTION 3. Appropriations relating to the costs of the provision of police protection services in the Township pursuant to the Agreement have been made.

SECTION 4. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of the foregoing resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Section 121.22 of the Ohio Revised Code, except as otherwise permitted thereby.

Mr. Gerth seconded the motion, and the roll being called upon the question of passage, the vote resulted as follows:

Mrs. Stone yes Mrs. Lausten yes Mr. Gerth yes

CERTIFICATIONS

The undersigned, duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true copy of a Resolution duly passed at a regular meeting of the Board of Township Trustees of said Township on the 23rd day of March, 2023, together with a true record of the roll call vote thereon, and that said Resolution has been duly entered upon the Journal of said Township.

The undersigned further hereby certifies that the moneys required to meet the obligations of the Township under the foregoing Resolution during the remainder of the year 2023 have been lawfully appropriated by the Board of Township Trustees for such purpose and are in the treasury or in the process of collection to the credit of an appropriate fund, free from any previous encumbrances. This certificate is given in compliance with Sections 5705.41 and 5705.44 of the Ohio Revised Code.

This 23rd day of March, 2023.

Kenneth G. Dietz

Fiscal Officer

There was no further discussion.

Mr. Gerth introduced the following motion and moved its passage. **Mrs. Lausten** seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone yes

RESOLUTION NO. 23-0323-13

MOTION TO AUTHORIZE A MEMORIAL DAY CONTRIBUTION OF \$300 TO THE AMERICAN LEGION POST 318 FOR THE PURPOSE OF PROPERLY OBSERVING MEMORIAL DAY WITH THE TOWNSHIP AS PERMITTED BY OHIO REVISED CODE 307.66

Mrs. Stone asked how far in advance names needed to be submitted to be read at the Memorial Day Ceremony. **Mrs. Earhart** stated members go to each cemetery in the township and have a small service and then there is another ceremony at the Government Center. All are held regardless of weather and names are written down and submitted fifteen minutes prior to the beginning of the ceremony at the Township Government Center.

1. Decisions Arising from Executive Session

Mrs. Lausten introduced the following resolution and moved its passage. **Mr. Gerth** seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone yes

RESOLUTION NO. 23-0323-14

RESOLUTION AUTHORIZING FIRST AMENDMENT TO PROPERTY TRANSFER AGREEMENT WITH, AND ACCEPTANCE OF DONATION OF REAL PROPERTY AND INTERESTS THEREIN TO THE TOWNSHIP FROM, MICHAEL M. BEHRMANN AND ANN T. BEHRMANN, PURSUANT TO THE AUTHORITY OF SECTION 505.10 OF THE REVISED CODE

WHEREAS, Section 505.10(A) of the Revised Code (the “Statute”) provides that a board of township trustees may accept, on behalf of the township, the donation by bequest, devise, deed of gift, or otherwise, of any real or personal property for any township use; and

WHEREAS, by Resolution No. 22-0421-12 this Board heretofore authorized the acceptance of a donation of real property and interests therein and a Property Transfer Agreement (the “Agreement”) with respect to said donation with Michael M. Behrmann and Ann T. Behrmann, joint fee owners (the “Owners”) of certain real property located in the Township and

identified as Hamilton County Auditor's Tax ID Parcel No. 500-370-374, further described on Exhibit A thereto and depicted on Exhibit B thereto (the "Property"); and

WHEREAS, subsequent to the passage of Resolution No. 22-0421-12, the Owners and the Township have agreed that the Property as described in Resolution No. 22-0421-12 shall be amended, such that the Property will be divided into two parcels, (i) Parcel A comprising the panhandle of the Property and containing approximately 0.1223 acres ("Parcel A") and (ii) Parcel B comprising the remainder of the Property and containing 0.8591 acres ("Parcel B"), each as depicted on Exhibit A hereto, which by this reference is incorporated herein; and

WHEREAS, the Owners intend to convey Parcel A to adjoining property owners and to donate and transfer Parcel B, which is described on Exhibit B hereto, which by this reference is incorporated herein, to the Township; and

WHEREAS, the Owners desire to donate Parcel B to the Township on the terms and subject to the conditions of the PTA as amended by a First Amendment to Property Transfer Agreement, to be executed and delivered by the Owners and by the Township, acting by and through this Board (the "First Amendment" and together with the PTA, the "Amended Property Transfer Agreement") substantially in the form of the First Amendment to Property Transfer Agreement attached hereto as Exhibit C, which by this reference is incorporated herein; and

WHEREAS, this Board desires to accept the donation of Parcel B substantially on the terms and subject to the conditions proposed in the Amended Property Transfer Agreement and to hold the Parcel B for use in the Township's Greenspace Program;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Township Trustees (the "Board") of Anderson Township, County of Hamilton, Ohio (the "Township"), as follows:

SECTION 1. This Board hereby determines that it is in the best interest of the Township to accept the donation of Parcel B from the Owners pursuant to this Board's authority contained in the Statute and pursuant to the terms and subject to the conditions of the Amended Property Transfer Agreement and this Resolution; provided that the Property shall be included within the Township's Greenspace Program.

SECTION 2. This Board approves the form of the First Amendment before this Board and authorizes and directs the Township Administrator to execute and deliver the First Amendment

in substantially the form before this Board, with such revisions thereto as she deems, after consultation with the Law Director, not to be disadvantageous to the Township, such determination being conclusively evidenced by her execution of the Agreement. This Board hereby authorizes performance of the Amended Property Transfer Agreement and covenants to perform its obligations pursuant thereto and authorizes the Township Administrator to execute and deliver such additional documents as may be required to perform the Amended Property Transfer Agreement and this Resolution.

SECTION 3. This Board hereby accepts the donation of Parcel B from the Owners pursuant to this Board's authority contained in the Statute and on the terms and subject to the conditions of the Amended Property Transfer Agreement and this Resolution and hereby expresses its appreciation to Michael M. Behrmann and Ann T. Behrmann for making this generous donation to the Township and its Greenspace Program.

SECTION 4. Upon conveyance of Parcel B to this Board, on behalf of the Township, Parcel B shall be held and utilized by the Township as greenspace under the Township's Greenspace Program.

SECTION 5. That Resolution No. 22-0421-12 is hereby amended to the extent that the description of the Property therein to be donated to the Township shall now be amended such that it is comprised only of Parcel B as described herein.

SECTION 6. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Section 121.22 of the Ohio Revised Code, except as otherwise permitted thereby.

Mr. Gerth seconded the motion, and the roll being called upon the question of passage, the vote resulted as follows:

Mrs. Stone yes Mrs. Lausten yes Mr. Gerth yes

CERTIFICATIONS

The undersigned, duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true copy of a Resolution duly passed at a regular meeting of the Board of Township Trustees of said Township on the 23rd day of March, 2023, together with a true record of the roll call vote thereon, and that said Resolution has been duly entered upon the Journal of said Township.

The undersigned further hereby certifies that the moneys required to meet the obligations of the Township under the attached Resolution, or in the case of a continuing contract or obligation to be performed in whole or in part in an ensuing fiscal year, the moneys required to meet the obligation in 2023, have been lawfully appropriated by the Board of Township Trustees for such purpose and are in the treasury or in the process of collection to the credit of an appropriate fund, free from any previous encumbrances. This certificate is given in compliance with Sections 5705.41 and 5705.44, Ohio Revised Code.

There was no further discussion.

Mr. Gerth stated the Hillcrest Cemetery appeared on the news the evening before and stated it was a very nice piece. **Mrs. Lausten** said stated it was very well done and all the people involved with Hillcrest Cemetery had done a very nice job.

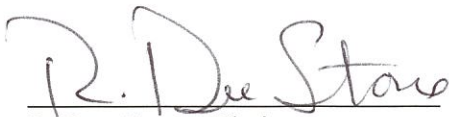
NEXT REGULAR MONTHLY BOARD MEETING

April 20th 2023, 5:00 P.M. (citizens should call 513.688.8400 to confirm)

Motion to Adjourn

Mr. Gerth moved to adjourn the meeting. Mrs. Lausten seconded.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone yes.


R. Dee Stone, Chair


Kenneth G. Dietz, Fiscal Officer

CERTIFICATION

The undersigned duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township

held on the 18th day of May 2023, and that said minutes have been duly entered upon the Journal of said Township.

This 18th day of May, 2023.



Kenneth G. Dietz, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
April 6, 2023

The Board of Township Trustees of Anderson Township (“Board”) held its regular Interim Workshop Meeting on April 6, 2023, at 2:00 p.m., in the Anderson Center Large Conference Room. Present were the following Board members:

R. Dee Stone
Lexi Lausten

Mrs. Stone called the meeting to order and welcomed attendees including Fiscal Officer Ken Dietz, Township Administrator Vicky Earhart, Township Facilities Manager, Mark Magna, Assistant Township Administrator for Human Resources Suzanne Parker, Planning & Zoning Director Paul Drury, Public Works Director Eric Luginbuhl, Fire Chief Rick Martin, Administrative Assistant Molly Mohrfield, Fiscal Office Clerk Katie Arnold.

Mrs. Stone moved to adopt the agenda without modifications. Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mrs. Lausten, yes; Mrs. Stone yes

TRUSTEES/FISCAL OFFICER:

Mr. Dietz stated the Township wanted to advance grant funds for purchases from the General Fund. When monies are received General Fund would be reimbursed.

Mrs. Lausten moved to adopt the advances. Mrs. Stone seconded the motion.

Mr. Dietz called the roll: Mrs. Lausten, yes; Mrs. Stone yes.

MOTION NO. 23 – 0406 – 001

**APPROVAL OF ADVANCES FOR ADOPTION BY BOARD OF TRUSTEES AT THE
APRIL 6, 2023, MEETING AS REQUIRED BY OHIO REVISED CODE SECTION
5705.16 AND AOS BULLETIN 1997-003**

Advance \$12,000 out of 01.1900.01 to 55.0100.10 FEMA reimbursable Fire Prevention and Safety Grant monies being advanced from General Fund. Will be repaid once Grant Monies are received.

Advance \$38,000 out of 01.1900.01 to 55.0100.10 FEMA reimbursable Port Security Grant monies being advanced from General Fund. Will be repaid once grant monies are received.

Advance \$80,000 out of 01.1900.01 to 55.0100.10 FEMA reimbursable Assistance to Firefighters monies being advanced from General Fund. Will be repaid once grant monies are received.

Mrs. Stone wanted to know how long it takes for grant money to be processed for reimbursement. **Mr. Dietz** stated it could be a while. **Mr. Martin** stated it takes longer when grants are from Federal Agencies versus State Agencies.

Request Approval of Transfers

Transfer \$100,000 out of the General Fund and \$100,000 to the Lighting District Fund.

Mrs. Lausten asked for additional information on why the transfer was needed. **Mr. Dietz** stated the Township gets billed for lighting districts from Duke and the Township pays the monthly invoice. Homeowners in the districts receive a tax assessment from the County Auditor. Previous assessments did not cover the expense as rates fluctuate. **Mrs. Stone** wanted to know if Duke provides estimates and if inaccurate estimates caused the shortage. **Mrs. Lausten** indicated she was concerned taxpayers were going to get a surprise bill. **Mrs. Earhart** stated that all but seven lighting districts will most likely need an adjustment on the assessment. In the past Public Works and Administration have worked together to assess the districts. Each district is different, and Duke and County Auditor do not collaborate, thus the shortage had gone unnoticed. **Mrs. Earhart** also noted she doesn't know how she will recommend the Board handle the deficit from previous years. **Mrs. Stone** stated she wanted to make sure the Township would avoid this issue in the future. **Mrs. Earhart** stated that several lighting districts are up for renewal and multiple Township departments were helping recalculate assessment so this should not occur in the future.

Mrs. Lausten moved to adopt the transfers. Mrs. Stone seconded the motion.

Mr. Dietz called the roll: Mrs. Lausten, yes; Mrs. Stone yes.

MOTION N O. 23 – 0406 – 002

APPROVAL OF TRANSFERS FOR ADOPTION BY BOARD OF TRUSTEES AT THE
APRIL 6, 2023 MEETING AS REQUIRED BY OHIO REVISED CODE SECTION
5705.05 AND 5705.14-16

Transfer \$100,000 out of fund 01.1100.27 to fund 07.0110.25

There was no further discussion.

DISCUSSION ITEMS:

Request to Enter Contract for 2023 Spring Planting- Mr. Drury

Mr. Drury stated there were no qualified bids that were on time for the Fall 2022 planting. Therefore, planting has been separated into Area A and Area B. The estimates were consistent with estimates from last fall. **Mrs. Stone** asked about the range of estimates. **Mr. Drury** stated it may have been because they were going from house to house throughout the Township and that some estimates included substitutions for the trees requested.

Mrs. Lausten moved to adopt the following motion. **Mrs. Stone** seconded the motion.

Mr. Dietz called the roll: **Mrs. Lausten**, yes; **Mrs. Stone** yes.

Mrs. Lausten stated she thought it was a good investment in the Township.

MOTION N O. 23 – 0406 - 003

MOVE TO AUTHORIZE THE TOWNSHIP ADMINISTRATOR TO ENTER INTO A CONTRACT WITH DAILEY’S LAWN AND LANDSCAPING, AFTER REVIEW BY THE TOWNSHIP’S LAW DIRECTOR FOR THE 2023 SPRING TREE PLANTING PROGRAM. FUNDS ARE AVAILABLE IN OPEN PURCHASE ORDERS FROM 2022 OR 2023 TREE COMMITTEE BUDGET

Request to Purchase Vehicle Jacks

Mr. Martin stated the Fire Department was looking to purchase jacks, jack stands and slope indicators so mechanics would not have to be in the pit. **Mrs. Stone** wanted to know if there would be a new pit at Public Works. **Mrs. Earhart** stated that was being considered in the renovation of the center. Additionally, other departments have these lifts. **Mrs. Lausten** wanted to know if this purchase was aiding in safety. **Mr. Martin** stated for some things it would be a safer option. **Mr. Luginbuhl** stated jacks are placed under each tire and slope indicators are computerized to make sure the vehicle stays level while being lifted.

Mrs. Lausten introduced the following resolution for approval. **Mrs. Stone** seconded the motion.

Mr. Dietz called the roll: **Mrs. Lausten**, yes; **Mrs. Stone** yes

RESOLUTION NO. 23-0406-04

**AUTHORIZING THE PURCHASE OF EQUIPMENT PURSUANT TO SECTION
505.101 OF THE OHIO REVISED CODE**

WHEREAS, Section 505.101 of the Ohio Revised Code provides for the purchase of motor vehicles, materials, equipment or supplies, without advertising or bidding, from any department, agency, or political subdivision of the state;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees (“Board”) of Anderson Township, County of Hamilton, State of Ohio (“Township”), as follows:

Section 1. That the Board hereby determines that it is in the best interest of the Township to acquire by purchase, and this Board hereby authorizes the acquisition and purchase of, certain equipment, to-wit, 6 mobile column lifts, 6 slope indicators, 4 HD jack stands and the installation thereof with training (“Equipment”), which Equipment is available for purchase pursuant to state bid through the contract of the State of Ohio, Department of Administrative Services, General Services Division, Office of Procurement Services, through Mohawk Lifts LLC, Amsterdam New York (Ohio State Contract RS900921-1).

Section 2. That the maximum amount to be paid as the purchase price for the Equipment is \$115,000.00 (“Maximum Purchase Price”) and that 1994 TIF funds in that aggregate amount have been previously appropriated by this Board for the purpose of paying the purchase price of the Equipment in an amount not to exceed the Maximum Purchase Price and those funds remain otherwise unencumbered.

Section 3. That the Township Administrator is hereby authorized to execute the necessary and appropriate purchase agreement(s) and/or documentation, after review by the Law Director, to effectuate the purchase of the aforesaid Equipment in accordance with this Resolution.

Section 4. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal

requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted hereby.

Mrs. Stone seconded the motion, and the roll being called upon the question of passage, the vote resulted as follows:

Mrs. Stone yes Mrs. Lausten yes

CERTIFICATIONS

The undersigned, duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true copy of a Resolution duly passed at a regular meeting of the Board of Township Trustees of said Township on the 6th day of April, 2023, together with a true record of the roll call vote thereon, and that said Resolution has been duly entered upon the Journal of said Township.

The undersigned Fiscal Officer hereby certifies that the moneys required to meet the obligations of the Township under the foregoing Resolution during the remainder of the year 2023 have been lawfully appropriated by the Board of Township Trustees for such purpose and are in the treasury or in the process of collection to the credit of an appropriate fund, free from any previous encumbrances. This certificate is given in compliance with Sections 5705.41 and 5705.44, Ohio Revised Code.

This 6th day of April 2023.

Kenneth G. Dietz

Fiscal Officer

There was no further discussion.

TOWNSHIP ADMINSTRATOR

Mrs. Earhart stated Mr. Sievers and Mrs. Comey were on vacation and Lt. Daniel Downing was attending the service for the fallen officer with Springboro Township Police Department.

Limited Home Rule Resolution Reaffirming Acceptance Of Material Terms of OneOhio Subdivision Settlement

Mrs. Earhart stated a deadline was approaching for accepting the funds and wanted Board approval to act before the deadline. She further noted her belief was the best use of the money may be to give to Hamilton County Public Health since the Township falls under their umbrella. **Mrs. Lausten** asked if giving the money to Public Health was possible. **Mrs. Earhart** stated she thought it was. **Mrs. Stone** stated she was open to giving the funds to Hamilton County Public Health as accepting the money increases the pool Ohio will receive from the settlement. And that would allow other Oho communities less well-off to use the additional monies to help fund their needs to fight the opioid epidemic. **Mrs. Lausten** stated she would like to see the money utilized where it could to do the most good.

Mrs. Lausten moved to adopt the following resolution. Mrs. Stone seconded the motion.

Mr. Dietz called the roll: Mrs. Lausten, yes; Mrs. Stone yes.

RESOLUTION NO. 23 – 0406 - 05

**A LIMITED HOME RULE RESOLUTION
REAFFIRMING ACCEPTANCE OF THE MATERIAL TERMS OF THE ONEOHIO
SUBDIVISION SETTLEMENT PURSUANT TO THE ONEOHIO MEMORANDUM OF
UNDERSTANDING AND CONSISTENT WITH THE TERMS OF THE JULY 21, 2021
NATIONAL OPIOID SETTLEMENT AGREEMENT; AUTHORIZING
PARTICIPATION IN THE PROPOSED NEW NATIONAL OPIOID SETTLEMENTS
AND THE EXECUTION OF PARTICIPATION FORMS WITH RESPECT TO THE
SETTLEMENTS WITH ALLERGAN, TEVA, CVS, WALGREENS, AND WALMART,
CONSISTENT WITH THE TERMS OF THE JULY 21, 2021 NATIONAL OPIOID
SETTLEMENT AGREEMENT AND DECLARING AN EMERGENCY**

WHEREAS, by virtue of adoption of Resolution No. 03-0918-18, effective October 19, 2003, this Board of Township Trustees adopted a home rule form of government for Anderson Township, County of Hamilton, Ohio (the “Township”); and

WHEREAS, this Board deems it to be in the best interest of the Township to authorize participation by the Township, pursuant to the OneOhio Memorandum of Understanding regarding the pursuit and use of potential opioid litigation settlement funds and consistent with the material terms of the July 21, 2021 proposed Settlement Agreement available at <https://nationalopioidsettlement.com>, in the National Opioid Settlement Agreement (the “Settlement Agreement”) in order to abate and remediate the opioid crisis in the U.S. and in Ohio; and

WHEREAS, certain funds from the national settlement, if it becomes effective, will be divided among the State of Ohio and certain participating political subdivisions; and

WHEREAS, the Township is an urban township formed and organized pursuant to the Constitution and laws of the State of Ohio; and

WHEREAS, the people of the State of Ohio and its communities have been harmed by misfeasance, nonfeasance and malfeasance committed by certain entities within the Opioid Pharmaceutical Supply Chain; and

WHEREAS, the State of Ohio, through its Attorney General, and certain Local Governments, through their elected representatives and counsel, are separately engaged in litigation seeking to hold Opioid Pharmaceutical Companies (manufacturers) and pharmacies distributing opioids (pharmacies) accountable for the damage caused by their misfeasance, nonfeasance and malfeasance; and

WHEREAS, the State of Ohio, through its Governor and Attorney General, and its Local Governments share a common desire to abate and alleviate the impacts of that misfeasance, nonfeasance and malfeasance throughout the State of Ohio; and

WHEREAS, the State and its Local Governments, subject to completing formal documents effectuating the Parties Agreements, have drafted and the State of Ohio has adopted, and this Board hereby reaffirms its acceptance by resolution passed on August 19, 2021 of, the material terms of the OneOhio Memorandum of Understanding (the “MOU”) relating to the allocation and the use of the proceeds of any potential settlements therein described; and

WHEREAS, the MOU has been collaboratively drafted to maintain all individual claims while allowing the State and Local Governments to cooperate in exploring all possible means of resolution; and

WHEREAS, this Board understands that an additional purpose of the MOU is to create an effective means of distributing any potential settlement funds obtained under the MOU between the State of Ohio and Local Governments in a manner and means that would promote an effective and meaningful use of the funds in abating the opioid epidemic throughout Ohio, as well as to permit collaboration and to explore potential effectuation of an earlier resolution of the Opioid

Litigation against Opioid Pharmaceutical Companies and pharmacies distributing opioids in Ohio;
and

WHEREAS, nothing in the MOU binds any party to a specific outcome, but rather, any resolution under the MOU requires acceptance by the State of Ohio and the Local Governments;
and

WHEREAS, a proposed Settlement Agreement dated November 22, 2022 (the “Allergan Settlement”) is being presented to the State of Ohio and Local Governments by Allergan to resolve governmental claims in the State of Ohio using the structure of the MOU and consistent with the material terms of the proposed Allergan Settlement; and

WHEREAS, a proposed Settlement Agreement dated November 22, 2022 (the “Teva Settlement”) is being presented to the State of Ohio and Local Governments by Teva to resolve governmental claims in the State of Ohio using the structure of the MOU and consistent with the material terms of the proposed Teva Settlement; and

WHEREAS, a proposed Settlement Agreement dated December 9, 2022 (the “CVS Settlement”) is being presented to the State of Ohio and Local Governments by CVS to resolve governmental claims in the State of Ohio using the structure of the MOU and consistent with the material terms of the proposed CVS Settlement; and

WHEREAS, a proposed Settlement Agreement dated December 9, 2022 (the “Walgreens Settlement”) is being presented to the State of Ohio and Local Governments by Walgreens to resolve governmental claims in the State of Ohio using the structure of the MOU and consistent with the material terms of the proposed Walgreens Settlement; and

WHEREAS, a proposed Settlement Agreement dated November 14, 2022 (the “Walmart Settlement” and collectively with, the Allergan Settlement, the Teva Settlement, the CVS Settlement, and the Walgreens Settlement, the “New National Opioid Settlements”) is being presented to the State of Ohio and Local Governments by Walmart to resolve governmental claims in the State of Ohio using the structure of the MOU and consistent with the material terms of the proposed Walmart Settlement; and

WHEREAS, in order to participate in the New National Opioid Settlements for the benefit of the Township, this Board must authorize the execution and timely delivery of the Settlement Participation Forms attached hereto as Exhibit A, which by this reference is incorporated herein, which constitutes the Township’s election to participate in the respective Allergan Settlement, the Teva Settlement, the CVS Settlement, the Walgreens Settlement, and the Walmart Settlement and the release of claims against Allergan, Teva, CVS, Walgreens and Walmart by the Township stated in each respective Settlement Participation Form (together, the “Election and Release”); and

WHEREAS, this Board deems it to be in the best interest of the Township to agree to the material terms of the proposed New National Opioid Settlements;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees of Anderson Township, Hamilton County, Ohio ("Board"), as follows:

SECTION 1. This resolution is passed in the exercise of this Board’s limited home rule powers under Chapter 504 of the Revised Code.

SECTION 2. This Board hereby approves and accepts, on behalf of the Township, the material terms of the Allergan Settlement, the Teva Settlement, the CVS Settlement, the Walgreens Settlement, and the Walmart Settlement pursuant to the terms of the MOU and as a Participating Subdivision hereby agrees to become a Releasor for all purposes in the Allergan Settlement, the Teva Settlement, the CVS Settlement, the Walgreens Settlement, and the Walmart Settlement, pursuant to the terms of the MOU. This Board hereby agrees to the terms of the Allergan Settlement, the Teva Settlement, the CVS Settlement, the Walgreens Settlement, and the Walmart Settlement and the Election and Release, pursuant to the terms of the MOU, including (without limitation) the agreement to use any monies it receives through the Allergan Settlement, the Teva Settlement, the CVS Settlement, the Walgreens Settlement, and the Walmart Settlement solely for the purposes provided therein.

SECTION 3. This Board hereby authorizes the Township Administrator to execute and deliver in a timely manner, on the Board’s behalf, the Township’s respective Settlement Participation Forms, constituting the Township’s Election and Release, in the forms attached hereto as Exhibit A.

SECTION 4. Upon majority vote, the Board hereby dispenses with the requirement that this resolution be read on two separate days, pursuant to Section 504.10 of the Revised Code, and authorizes the passage of this resolution upon its first reading.

SECTION 5. If passed by a unanimous vote, pursuant to Section 504.11(B) of the Revised Code, this resolution shall take effect immediately, and shall be posted for fifteen days in five of the most public places in the Township, as previously determined by this Board, which posting is hereby ordered.

SECTION 6. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this resolution.

SECTION 7. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Section 121.22 of the Revised Code, except as otherwise permitted thereby.

SECTION 8. This home rule resolution is declared to be an emergency measure necessary for the preservation of the public peace, health, safety, and welfare of the Township, and in order for the Township to participate in the New National Opioid Settlements and to promptly pursue funds for the benefit of the Township to assist in abating the opioid epidemic throughout Ohio, this Board’s fully executed Settlement Participation Forms must be provided to the Ohio Attorney General on or before April 18, 2023.

The roll being called by the Fiscal Officer upon the question of passage of the resolution, the vote resulted as follows:

Mrs. Stone yes Mrs. Lausten yes

Passed at the regular meeting of the Board of Township Trustees this 6th day of April, 2023.

FISCAL OFFICER CERTIFICATION

The undersigned, duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true copy of a Limited Home Rule Resolution duly passed at a regular interim meeting of the Board of Township Trustees of said Township on the 6th day of April, 2023, together with a true record of the roll call vote thereon, and that said Resolution has been duly entered upon the Journal of said Township.

Dated: April 6, 2023

Kenneth G. Dietz
Fiscal Officer

CERTIFICATE OF POSTING

I, Kenneth G. Dietz, Fiscal Officer of Anderson Township, Hamilton County, Ohio, do hereby certify that in accordance with Section 731.25 of the Revised Code, the attached Resolution was posted in accordance with its terms, beginning on April 7, 2023.

This 6th day of April, 2023.

Kenneth G. Dietz
Fiscal Officer

IRS Reporting Requirements

Mrs. Earhart stated she and **Ms. Parker** attended an IRS webinar regarding reporting requirements of fringe benefits. The Township's current reporting is appropriate and wants to make sure no other benefits need to be reported to the IRS. She reached out to Frost Brown Todd and has started to compile documents of various possible fringe benefits for review what additional reporting may be needed to assure the Township is complying with requirements.

Mrs. Earhart further indicated her goal was to make sure the Board and Township Administration were aligned regarding next steps. **Mrs. Stone** stated she wanted to know how many people were given a car for commuting. **Mrs. Earhart** stated it was mostly Emergency Service which was exempt from reporting a vehicle. **Mrs. Lausten** wanted to know why logos are not on all Township owned cars. If it was the Township's responsibility for reporting as when individuals are preparing taxes fringe benefits are asked about. **Mrs. Parker** stated the Township most likely is underreporting benefits and additional clarification is needed from counsel. **Mrs. Stone** asked why a mechanic received a car for commuting and if gas was also included. **Mr. Martin** stated he was highly sought after, and they want him to come in when a truck is down, and the vehicle has tools for responding. **Mrs. Lausten** said she wanted to make sure the system was fair for all employees that are on call. **Mrs. Earhart** stated the webinar brought up per diems and mileage is not taxable and the per diem is taxable and wanted to make sure continuing compilation of documents for attorney review was appropriate. **Mrs. Stone** said it was.

Flock Cameras and FUSUS

Mrs. Earhart stated Flock Camera are enhanced license plate readers, and six cameras have been installed by the County and are currently active on Township roadways. Flock Cameras have helped law enforcement with stolen vehicles and child abductions. The County wants to install an additional 10 cameras; the current contract with the Sheriff's department has the Township providing funds for the purchase of cameras; the County will own and operate them. **Mrs. Stone** asked if monies could come out of TIF dollars. **Mrs. Earhart** stated they could not because the Township would not be owning them. **Mrs. Stone** asked for clarification on TIF funds. **Mrs. Earhart** stated she did not believe it was TIF fund eligible as the Township would be provided with a service and would not own the equipment. Additionally, FUSUS is software that connects all Flock Cameras, and she will learn regarding FUSUS at a meeting later this month.

2023 Planning Meeting Topics

Mrs. Earhart noted the agenda was rough and was looking for additional input. She indicated significant time would be spent at the Operations Center. **Mrs. Stone** asked about a tour of the arboretum. **Mr. Drury** said he would continue to work with staff to put together agenda with timelines. **Mrs. Lausten** noted she appreciated all the effort that goes into the meeting and is looking forward to it.

Resolution Ratifying AEP as Electric Provider for Street Lighting

Mrs. Earhart stated there was a rate change from AEP and a new resolution was needed. **Mrs. Stone** asked what the rate was. **Mr. Magna** stated it fluctuates; currently ¢5.876 per KWH and the rate would be locked in for two years. Current rate for Duke is ¢9.5 per KWH. **Mrs. Lausten** clarified this was the rate the Township would be paying for Township owned facilities.

Mrs. Lausten introduced the following resolution for approval. **Mrs. Stone** seconded the motion.

Mr. Dietz called the roll: **Mrs. Lausten**, yes; **Mrs. Stone** yes.

There was no further discussion.

RESOLUTION No. 23-0406-06

A RESOLUTION RATIFYING ACTION TAKEN BY THE TOWNSHIP ADMINISTRATOR IN DESIGNATING AEP ENERGY, INC. AS ELECTRIC SUPPLY PROVIDER TO THE TOWNSHIP FOR TOWNSHIP STREET LIGHTING AND NON-STREET LIGHTING ACCOUNTS, AND EXECUTING AND DELIVERING AN AGREEMENT WITH THE DESIGNATED ELECTRIC SERVICES SUPPLY PROVIDER.

WHEREAS, on March 2, 2020, the Township entered into that certain Ohio Electricity Supply Agreement with Constellation NewEnergy, Inc., as supplier, for the purchase by the Township and sale and supply by Constellation NewEnergy, Inc., of all electricity requirements of Township street lighting (other than Lighting Districts) and non-street lighting accounts for a term commencing with the meter read dates in May 2020 and ending with the meter read dates in May 2023, which agreement will expire May 21, 2023; and

WHEREAS, this Board desires to engage the services of that electric supply provider for the Township street lighting (other than Lighting Districts) and non-street lighting accounts who provides the best and most economic service to the Township and accordingly, due to market conditions, this Board by Resolution No. 23-0323-07, deemed it to be necessary to provide, and provided, the Township Administrator with flexibility in soliciting and designating an electric supply provider for that purpose; and

WHEREAS, the Township has solicited bids from electric supply providers for the provision of electric supply requirements for Township street lighting and non-street lighting accounts; and

WHEREAS, upon review of those bids, Township staff recommended that AEP Energy, Inc., an electric supply provider qualified to provide the electric supply requirements for Township street lighting (other than Lighting Districts) and non-street lighting accounts, was the bidder providing the best and most responsible bid, and should, therefore, be selected; and

WHEREAS, the Township Administrator selected AEP Energy, Inc. to provide electric supply requirements for Township street lighting (other than Lighting Districts) and non-street lighting accounts and executed that certain Master Energy Purchase Agreement-Electric Commodity Sales dated and effective as of April 4, 2023, and Exhibit A and Attachment A-1 thereto (the “Agreement”) with AEP Energy, Inc. providing for the provision of electric supply requirements by AEP Energy, Inc., at a cost of \$5.939 per kWh on the terms and conditions stated therein;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES (the “Board”) OF ANDERSON TOWNSHIP, HAMILTON COUNTY, STATE OF OHIO (the “Township”), as follows:

SECTION 1. This Board hereby ratifies the actions taken by the Township Administrator, who has reviewed bids of electric supply providers in consultation with Township staff, and has designated AEP Energy, Inc., as the electric supply provider to the Township for the electric supply requirements of Township street lighting (other than Lighting Districts) and non-street lighting accounts, at a cost of \$5.939 per kWh of electric service to be provided on the terms and conditions stated in the Agreement.

SECTION 2. This Board hereby approves the Agreement and ratifies the action of the Township Administrator in executing and delivering the Agreement.

SECTION 3. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

SECTION 4. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Revised Code Section 121.22, except as otherwise permitted thereby.

Mrs. Stone seconded the motion, and the roll being called upon the question of passage, the vote resulted as follows:

Mrs. Stone yes Mrs. Lausten yes

CERTIFICATIONS

The undersigned, duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true copy of a Resolution duly passed at a regular meeting of the Board of Township Trustees of said Township on the 6th day of April, 2023, together with a true record of the roll call vote thereon, and that said Resolution has been duly entered upon the Journal of said Township.

The undersigned further hereby certifies that the moneys required to meet the obligations under the attached Resolution and Agreement authorized thereby during the remainder of fiscal year

2023 have been lawfully appropriated by the Board of Township Trustees for such purpose and are in the treasury or in the process of collection to the credit of an appropriate fund, free from any previous encumbrances, and is not appropriated for any other purpose. This certificate is given in compliance with Sections 5705.41 and 5705.44, Ohio Revised Code.

Dated: April 6, 2023

Kenneth G. Dietz
Fiscal Officer
Anderson Township, Ohio

Resolution Authorizing the Administrator to Enter Agreement with Service Provider

Mrs. Earhart stated rate had increased. **Mr. Magna** noted the service provider and the Township couldn't come to agreement in accordance with the plan of governance. Hence a delay in the agreement.

Mrs. Lausten introduced the following resolution for approval. **Mrs. Stone** seconded the motion.

Mr. Dietz called the roll: **Mrs. Lausten**, yes; **Mrs. Stone** yes

Mrs. Stone thanked **Mr. Magna** for all his work.

RESOLUTION No. 23-0406-07

A RESOLUTION AUTHORIZING THE TOWNSHIP ADMINISTRATOR TO DESIGNATE AN ELECTRIC SERVICES SUPPLY PROVIDER TO THE TOWNSHIP IN CONNECTION WITH THE ANDERSON TOWNSHIP ELECTRIC AGGREGATION PROGRAM AND AUTHORIZING THE TOWNSHIP ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH THE DESIGNATED ELECTRIC SERVICES SUPPLY PROVIDER.

WHEREAS, the Ohio Legislature enacted electric deregulation legislation which authorizes the legislative authorities of municipal corporations, townships and counties to aggregate automatically, subject to opt-out provisions, competitive electric service for the retail electric loads located in the respective jurisdictions and to enter into service agreements to facilitate the sale and purchase of the service for the electric loads, all pursuant to Section 4928.20 of the Revised Code (the "Statute"); and

WHEREAS, this Board by Resolution No. 16-0818-11 engaged Energy Alliances, Inc., an Ohio corporation (the “Consultant”), to provide consulting services to the Township in connection with the Anderson Township Electric Aggregation Program (the “Electric Aggregation Program”) approved by the electors of the Township at the general election held on November 8, 2016; and

WHEREAS, the Township entered into a Master Agreement with Dynegy Energy Services (East), LLC d/b/a Dynegy Energy Services LLC (the “Dynegy Agreement”) for a thirty-six month term, commencing with the meter read date of May 2017, which agreement was subsequently renewed pursuant to a First Amendment effective January 17, 2020 for a an extended term which will expire June 2023; and

WHEREAS, the Consultant is in the process of soliciting bids from electric supply services providers for the provision of electric supply services to the Electric Aggregation Program; and

WHEREAS, upon review of those bids with Township staff, the Consultant will recommend an electric supply services provider qualified to provide electric supply services to the Township and providing the best and most responsible bid for providing electric supply services to the Electric Aggregation Program; and

WHEREAS, this Board desires to engage the services of that electric supply services provider for the Electric Aggregation Program who provides the best and most economic service to the Township and accordingly, due to market conditions, deems it to be necessary to provide the Consultant with flexibility in soliciting and recommending an electric supply services provider;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, HAMILTON COUNTY, STATE OF OHIO, as follows:

SECTION 1. This Board hereby authorizes the Township Administrator, after review of bids of electric supply service providers and consultation with the Consultant and Township staff with respect thereto, to designate the electric supply services provider to the Township for the Electric Aggregation Program in accordance with the following guidance of this Board: that the maximum price per kWh of electric service to be provided to participants in the Electric Aggregation Program shall not exceed \$.09 per kWh, and such service shall be provided pursuant to an agreement otherwise advantageous to participants in the Electric Aggregation Program.

SECTION 2. This Board further authorizes the Township Administrator to enter into a written agreement with the designated electric supply services provider for the provision of electric supply services to the Electric Aggregation Program in a form recommended by the Consultant and which, after consultation with the Law Director, she deems to be advantageous to the Township and participants in the Electric Aggregation Program, her execution of said agreement to be conclusive evidence of such determination.

SECTION 3. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

SECTION 4. Notice of the passage of this Resolution and the aforesaid agreement (when available) shall be posted to the Township's website.

SECTION 5. Resolution No. 23-0323-06 duly passed by this Board on March 23, 2023, is hereby repealed.

SECTION 6. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Revised Code Section 121.22, except as otherwise permitted thereby.

Mrs. Stone seconded the motion, and the roll being called upon the question of passage, the vote resulted as follows:

Mrs. Stone yes Mrs. Lausten yes

CERTIFICATION

The undersigned, duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true copy of a Resolution duly passed at a regular meeting of the Board of Township Trustees of said Township on the 6th day of April, 2023, together with a true record of the roll call vote thereon, and that said Resolution has been duly entered upon the Journal of said Township.

Dated: April 6, 2023

Kenneth G. Dietz
Fiscal Officer
Anderson Township, Ohio

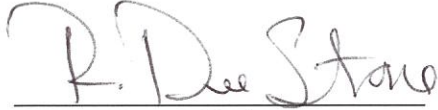
There was no further discussion.

Facility Rental Summary

Mrs. Earhart stated there has been a huge increase in the number of rentals. **Mrs. Lausten** indicated full-time staff made sense, as once someone attends an event at a location, more people will want to host events at that location. **Mrs. Earhart** noted the building belongs to the community and should be available and staffed when being used for events.

Mrs. Stone moved to adjourn the meeting. Mrs. Lausten seconded.

Mr. Dietz called the roll: Mrs. Lausten, yes; Mrs. Stone yes.



R. Dee Stone, Chair



Kenneth G. Dietz, Fiscal Officer

CERTIFICATION

The undersigned duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 18th day of May 2023, and that said minutes have been duly entered upon the Journal of said Township.

This 18th day of May, 2023.



Kenneth G. Dietz, Fiscal Officer

**BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP
APRIL 17, 2023**

*R. Dee Stone, Trustee Chair
Lexi Lausten, Trustee Vice Chair
Joshua S. Gerth, Trustee
Kenneth G. Dietz, Fiscal Officer*

SPECIAL MEETING CALL TO ORDER – 1:00 P.M.

MOTION TO ADOPT AGENDA

Mrs. Stone moved to adopt the agenda as presented. **Ms. Lausten** seconded the motion.
Vote: **Mr. Gerth; yes Mrs. Lausten; yes Mrs. Stone yes**

MOTION TO RETIRE TO EXECUTIVE SESSION

Mrs. Stone moved to retire to Executive Session to consider the investigation of charges or complaints against a public employee as permitted by Ohio Revised Code Section 121.22(G)(1).
Ms. Lausten seconded the motion.
Vote: **Mr. Gerth; yes Mrs. Lausten; yes Mrs. Stone yes**

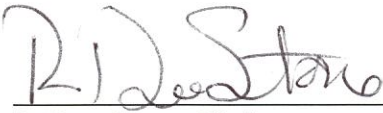
MOTION TO RETURN TO OPEN SESSION

Mrs. Stone moved to return from Executive Session. **Ms. Lausten** seconded the motion.
Vote: **Mr. Gerth; yes Mrs. Lausten; yes Mrs. Stone yes**

MOTION TO ADJOURN

Mrs. Stone moved to adjourn the meeting. **Mrs. Lausten** seconded the motion. Vote: **Mr. Gerth; yes Mrs. Lausten; yes Mrs. Stone yes**

April 17, 2023



R. Dee Stone, Chair




Kenneth G. Dietz, Fiscal Officer

CERTIFICATION

The undersigned duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 18th day of May 2023, and that said minutes have been duly entered upon the Journal of said Township.

This 18th day of May, 2023.



Kenneth G. Dietz, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
April 20, 2023

The Board of Township Trustees of Anderson Township (“Board”) held its regular Monthly Meeting on April 20, 2023, at 5:00 p.m, in the Anderson Center Large Conference Room. Present were the following Board members:

R. Dee Stone
Lexi Lausten
Joshua S. Gerth

Mrs. Stone called the meeting to order and welcomed attendees including: Fiscal Officer Ken Dietz, Township Administrator Vicky Earhart, Assistant Township Administrator for Operations Steve Sievers, Township Facilities Manager Mark Magna, Assistant Township Administrator for Human Resources Suzanne Parker, Planning & Zoning Director Paul Drury, Public Works Director Eric Luginbuhl, Law Director Margaret Comey, Anderson Township Fire & Rescue Chief Richard Martin, Sheriff’s Department Lt. Daniel Downing, Fiscal Office Clerk Katie Arnold.

EXECUTIVE SESSION

- 1. Mrs. Stone moved to retire to Executive Session to consider the employment of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1), to consider the purchase of property for public purposes or the sale of property as permitted by Ohio Revised Code Section 121.22(G)(2), and to confer with the Law Director concerning disputes that are the subject of pending or imminent court action as permitted by Ohio Revised Code Section 121.22(G)(3). Mrs. Lausten seconded the motion.**

Mr. Dietz called the roll: Mrs. Lausten yes; Mrs. Stone yes.

Mrs. Stone moved to return from Executive Session. Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth yes; Mrs. Lausten yes; Mrs. Stone yes.

PLEDGE OF ALLEGIANCE

Mrs. Stone moved to adopt the agenda with modifications. Modification occurs under Item 5 Fiscal Office F. **Mrs. Lausten seconded the motion.**

Items for Board Consideration During April 20, 2023 Meeting

2. PRESENTATIONS AND RECGONITIONS:

- a. Proclamation Resolution Designating May 2023 as Mental Health Awareness Month in Anderson Township

Mrs. Stone stated Anderson Township is part of a mental health collaborative including the School District, the Park District, The Chamber, the YMCA, Churches and other organizations in and around the Township doing work with mental health. It is not a 501 3(c) organization. The collaborative is having a fundraiser Thursday, April 27 at Big Ash Brewery.

Mrs. Stone introduced the following proclamation and moved for its passage. **Mrs. Lausten** seconded the motion.

Mr. Dietz called the roll: Mr. Gerth yes; Mrs. Lausten yes; Mrs. Stone yes.

RESOLUTION NO. 23-0420-01

**PROCLAMATION RESOLUTION DESIGNATING
MAY 2023 AS MENTAL HEALTH AWARENESS MONTH
IN ANDERSON TOWNSHIP**

WHEREAS, 1 in 5 U.S. adults experience mental illness each year; and

WHEREAS, people across the United States experience mental health conditions that impact their individual health and wellbeing as well as their relationship with the community; and

WHEREAS, the COVID-19 pandemic affected interpersonal relationships by limiting access to offices, schools, stores, stadiums, theaters, and museums, and limited access to mental health services through a lack of in-person services and increasing or intensifying mental illness and distress, thereby deteriorating the wellbeing of people across the country, including Anderson Township; and

WHEREAS, Ohioans struggle to get the help they need due to cost or lack of mental health professionals in their community; and

WHEREAS, an inadequate mental health system affects individuals, families and communities;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees of Anderson Township, Hamilton County, Ohio as follows:

SECTION 1. That this Board does hereby proclaim May 2023 as

MENTAL HEALTH AWARENESS MONTH IN ANDERSON TOWNSHIP

and urges all residents to raise mental health awareness and continue to help their friends, family, and neighbors live longer, healthier lives.

SECTION 2. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this resolution.

SECTION 3. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Section 121.22 of the Revised Code, except as otherwise permitted thereby.

There was no further discussion.

b. Proclamation Resolution Designating May 2023 as Bike Month in Anderson Township

Mrs. Lausten stated History of the Schools was held at the Township this past week where, among other things, the Township teaches about bikes and bike safety.

Mrs. Lausten introduced the following proclamation and moved for its passage. **Mr. Gerth** seconded the motion.

Mr. Dietz called the roll: Mr. Gerth yes; Mrs. Lausten yes; Mrs. Stone yes.

RESOLUTION NO. 23-0420-02

**PROCLAMATION RESOLUTION DESIGNATING
MAY 2023 AS BIKE MONTH IN ANDERSON TOWNSHIP**

WHEREAS, the bicycle is an economical, healthy, convenient, and environmentally sound form of transportation and an excellent tool for recreation and enjoyment of Anderson Township's scenic beauty; and

WHEREAS, throughout the month of May, the residents of Anderson Township and its visitors will experience the joys of bicycling through group riding events, educational programs, and bicycle-themed arts and cultural activities; and

WHEREAS, Anderson Township's multi-use trails and Anderson Trails Network attract bicyclists each year, providing economic, health, transportation, tourism, and recreation benefits; and

WHEREAS, creating a bicycling-friendly community has been shown to improve citizens' health, well-being, and quality of life, growing the economy of Anderson Township, attracting tourism dollars, improving traffic safety, supporting student learning outcomes, and reducing pollution, congestion, and wear and tear on The Township streets and roads; and

WHEREAS, Tri-State Trails, Queen City Bike, and other advocacy and community groups will be promoting bicycling during the month of May 2023; and

WHEREAS, these groups are also promoting bicycle tourism year round to attract more visitors to enjoy our local restaurants, hotels, retail establishments, and cultural and scenic attractions; and

WHEREAS, these groups are also promoting greater public awareness of bicycle operation and safety education in an effort to reduce collisions, injuries, and fatalities and improve health and safety for everyone on the road;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees of Anderson Township, Hamilton County, Ohio as follows:

SECTION 1. That this Board does hereby proclaim May 2023 as

BIKE MONTH IN ANDERSON TOWNSHIP

and urges all residents to join in this special observance.

SECTION 2. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this resolution.

SECTION 3. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Section 121.22 of the Revised Code, except as otherwise permitted thereby.

Mr. Gerth seconded the motion, and the roll being called upon the question of passage, the vote resulted as follows:

Mr. Drury stated the Township has always been a proponent for non-vehicular transportation, with hiking, biking, and walking trails throughout the Township. The Township is a leader in working with surrounding areas for trails and connectors. Bicycles are not just as a mode of non-vehicular transportation but also for fun, exercise and mental health. Recognizing that with a resolution to promote and celebrate bikes is important.

c. Tree Committee Annual Presentation, Great Tree Awards and Arbor Day Proclamation

Mr. Drury noted The Great Tree program is sponsored by the Tree Committee and nominations are submitted and photos are accepted from all seasons. The committee met in March and chose the winners in four categories.

The first category was the best Shade Tree awarded to Pin Oak at 1367 Nagel Road owned by Zicka.

The best Ornamental Tree category was awarded to Thunder Cloud Plum 7118 St. Edmunds Court owned by Tim and Elizabeth Kloppenborg. Mr. and Mrs. Kloppenborg stated they take pride in their tree and think it looks great all year. **Mrs. Stone** stated Mr. Kloppenborg's yard will be on the garden tour this year and the trees are amazing.

Mr. Drury stated the next category was for Evergreen Tree is located at 1190 Ayershire and is an Eastern White Pine. The owners are William and Alice McDade.

The final category was for fall color and the winner was a Red Maple at 2169 Heather Hill Blvd. owned by Glenn Corbin and Michelle Beckman. Mr. Corbin and Ms. Beckman said they had this tree put in when building their home thirty years ago and love it. **Mrs. Stone** congratulated them on the award.

Mr. Drury stated today he and Mrs. Lausten attended the Tree City USA Awards Banquet. **Mrs. Lausten** indicated it was a very nice recognition. **Mr. Drury** stated the Township won the Growth Award for growth of the program and thanked the trustees for support to maintain status as a Tree City USA. Further he asked the Board to proclaim April 28, 2023 as Arbor Day.

Mr. Gerth introduced the following proclamation and moved for its passage. **Mrs. Lausten** seconded the motion.

Mr. Dietz called the roll: Mr. Gerth yes; Mrs. Lausten yes; Mrs. Stone yes.

RESOLUTION NO. 23-0420-03

DECLARING APRIL 28, 2023, AS ARBOR DAY IN ANDERSON TOWNSHIP

WHEREAS, in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees; and

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska; and

WHEREAS, Arbor Day is now observed throughout the nation and the world; and

WHEREAS, the Board of Township Trustees of Anderson Township, Hamilton County, Ohio ("Board"), believes it is important to maintain and enhance natural areas, specifically tree

cover along and visible from roadways, so as to maintain a high quality of life in the community;
and

WHEREAS, Anderson Township desires to protect the natural resources along the roadways in the community, as well as be a leader in this statewide effort and model of natural resource protection for other communities; and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce oxygen and provide habitat for wildlife;

NOW, THEREFORE, BE IT RESOLVED that this Board does hereby declare Friday, April 28, 2023, as **ARBOR DAY** in Anderson Township and urges all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands.

SECTION 1. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

SECTION 2. It is found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public in compliance with all legal requirements including, without implied limitation, Section 121.22 of the Revised Code, except as otherwise

There was no further discussion.

d. Road Construction Projects

Mr. Sievers stated every year the Township reaches out to neighboring communities and utility providers to find out about major projects that will impact the community. The full list is in the packet and on the website. Highlights include resurfacing 55-60 streets throughout the Township. The most major project the Township is trying to get out in front of is the Eight Mile and 32 project. The closure started yesterday and will continue for 200 days. He thanked all the departments, including the Fire and Sheriff Departments for working with the neighboring communities as it will impact service in the Township. Additionally, many projects to the East will have multiple impacts on residents. The County Engineer is working on projects including resurfacing, landslide repair and guard rail repair. Duke Energy projects include Newtown Road expanding the substation. This will impact traffic with road closures. They also have a project at 275 and Kellogg, a new regulator station with new pipeline. This will also have an impact on traffic. Duke is working with Riverbend and Coney Island to minimize traffic impact. The Township website will be updated throughout the summer and fall as any additional changes are discovered.

3. PUBLIC FORUM

Individuals who wish to address the Board should state their name and address for the record, make their points as clearly and concisely as possible, and limit their comments to a maximum of three minutes, which may not be shared with or yielded to others. All comments shall be directed to the Board of Township Trustees. Thank you in advance for your comments.

No one came forward.

4. TRUSTEE COMMENTS:

Mrs. Lausten stated Great American Clean Up is Saturday at 8:30 am. It is a way to introduce local children to volunteerism. Individuals meet at the Township Government Center. Anyone with a large group may call Sarah Donovan to coordinate. **Mrs. Stone** stated Saturday was also a drug takeback at the Township building from 10am-2pm. Additionally, the Sheriff's office has a drop off box on Beechmont Avenue. This is the preferred method to discard any unwanted pharmaceuticals to minimize environmental impact. **Mrs. Stone** stated the Anderson Township Senior Center Advisory committee met and served over a thousand meals last month, which is double the number from one year ago. The Senior Center offers active aging including pickleball, dances, woodworking, and painting classes.

5. FISCAL OFFICER

a. Financial Reports

Mr. Dietz stated revenues are on target and estimates should be close to actual by EOY. Expenses are running in a manner typical for this time of year.

b. Minutes

Mr. Dietz noted four sets of minutes for approval. He added Fiscal Office Clerk Katie Arnold was doing a fantastic job taking meeting minutes since she started with the Township.

RESOLUTION NO. 23-0420-04

Mr. Gerth moved to approve the Minutes of January 19, 2023, February 2, 2023 February 16, 2023 and March 2, 2023. **Mrs. Lausten** seconded the motion.

Mr. Dietz called the roll: Mr. Gerth yes; Mrs. Lausten yes; Mrs. Stone yes.

c. Approval for Fiscal Office Employee to incur obligations

Mr. Dietz noted that there was a resolution to allow an Anderson Township employee to incur obligations of \$10,000 or less and asked for the Board's approval.

Mrs. Lausten moved to approve the below resolution. **Mrs. Stone** seconded.

Mr. Dietz called the roll: Mr. Gerth yes; Mrs. Lausten yes; Mrs. Stone yes.

RESOLUTION NO. 23-0420-05

**AUTHORIZING TOWNSHIP EMPLOYEE TO INCUR
OBLIGATIONS OF \$10,000 OR LESS ON BEHALF OF TOWNSHIP**

WHEREAS, pursuant to Section 507.11 of the Ohio Revised Code effective March 22, 2019 (the "Statute"), a board of township trustees may authorize, by resolution, township officers and employees to incur obligations of ten thousand dollars (\$10,000) or less on behalf of the township; and

WHEREAS, Michelle Moxley was hired as the Assistant Fiscal Office Manager for the Anderson Township Fiscal Office effective June 21, 2021;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees ("Board") of Anderson Township, County of Hamilton, State of Ohio ("Township"), as follows:

Section 1. That the Board hereby determines that pursuant to the Statute, Michelle Moxley, in her capacity as Assistant Fiscal Office Manager, is hereby authorized to incur (by way

of execution of purchase orders) obligations on behalf of the Township in the amount of \$10,000 or less per obligation, beginning April 17, 2023.

Section 2. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted hereby.

There was no further discussion.

6. LAW DIRECTOR Mrs. Comey.

- a. Resolution Accepting the Report of the Law Director, as Compliance Officer, Provided Pursuant to the Anderson Township Credit Card Account policy.

Mrs. Comey stated every six months to comply with a state statute The Board needs to approve the Law Director as Credit Card Policy Compliance Director and asked the Board to approve the below resolution.

Mrs. Lausten moved to authorize the following resolution. **Mr. Gerth** seconded the motion.

Mr. Dietz called the roll: **Mr. Gerth** yes; **Mrs. Lausten** yes; **Mrs. Stone** yes.

RESOLUTION NO. 23 – 0420 –06

RESOLUTION ACCEPTING THE CREDIT CARD COMPLIANCE REPORT OF THE LAW DIRECTOR, AS COMPLIANCE OFFICER, PROVIDED PURSUANT TO THE ANDERSON TOWNSHIP CREDIT CARD ACCOUNT POLICY (November 18, 2021)

WHEREAS, Section 505.64 of the Ohio Revised Code (the “Statute”) authorizes the use of township credit cards; and

WHEREAS, by Resolution No. 19-0418-11, this Board updated its credit card account policy and approved and adopted the Anderson Township Credit Card Account Policy (April 2019) and designated the Township’s Law Director as the Compliance Officer with respect thereto to perform the duties required of a compliance officer by the Statute; and

WHEREAS, by Resolution No. 21-1118- 04, this Board updated its credit card account policy and approved and adopted the Anderson Township Credit Card Account Policy (November 18, 2021) (the “Credit Card Policy”), repealed Resolution No. 19-0418-11 and designated the

Township's Law Director as the Compliance Officer with respect thereto (the "Compliance Officer"); and

WHEREAS, as required by the Statute, the Credit Card Policy requires that the Compliance Officer and the Board at least once every six (6) months shall review the number of credit cards and accounts issued, the number of active cards and accounts, the expiration dates of and the credit limits with respect to such credit cards and accounts (collectively, the "Credit Card Data"), which review was last conducted in October, 2022; and

WHEREAS, this Board has reviewed the Credit Card Compliance Report of the Law Director attached hereto as Exhibit A and by this reference incorporated herein (the "Credit Card Compliance Report");

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES (the "Board") OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO (the "Township"), as follows:

SECTION 1. That this Board hereby accepts and confirms the Credit Card Compliance Report of the Law Director, including the Credit Card Data reported thereby.

SECTION 2. This Board finds and determines that all formal actions of this Board and any of its committees concerning and relating to the passage of this Resolution were taken in an open meeting of this Board or its committees and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements, including (without limitation) Section 121.22 of the Ohio Revised Code, except as otherwise permitted thereby.

SECTION 3. The preambles hereto are and for all purposes shall be construed to be integral and operative parts of this Resolution.

There was no further discussion.

7. PLANNING AND ZONING

- a. Resolution Providing for Removal of Structure Declared to be Insecure, Unsafe, or Structurally Defective on Land owned by Anthony M. Griffin and located at 2668 Elstun Road, in Anderson Township, Ohio Pursuant to Section 505.86 of the Ohio Revised Code.

Mr. Drury showed image of property and stated the property had been deemed uninhabitable and asked the Board to approve the below nuisance resolution to have the structure removed.

Mr. Gerth moved to authorize the following resolution. **Mrs. Lausten** seconded the motion.

Mr. Dietz called the roll: Mr. Gerth yes; Mrs. Lausten yes; Mrs. Stone yes.

RESOLUTION NO. 23-0420-07

RESOLUTION PROVIDING FOR REMOVAL OF STRUCTURE DECLARED TO BE INSECURE, UNSAFE, OR STRUCTURALLY DEFECTIVE, ON LAND OWNED BY, ANTHONY M GRIFFIN, JR. AND LOCATED AT 2668 ELSTUN ROAD, IN ANDERSON TOWNSHIP, OHIO, PURSUANT TO SECTION 505.86 OF THE OHIO REVISED CODE.

WHEREAS, Section 505.86 of the Revised Code (the “Statute”) provides that a board of township trustees may provide for the removal, repair or securance of buildings or other structures in the township that have been declared insecure, unsafe, or structurally defective by any fire department under contract with the township or by the county building department or other authority responsible under Chapter 3781 of the Revised Code for the enforcement of building regulations or the performance of building inspections in the township, or of buildings or other structures that have been declared unfit for human habitation by the board of health of the general health district of which the township is a part; and

WHEREAS, the owner of record of the property located at 2668 Elstun Road, Anderson Township, Ohio 45230 (further identified as Hamilton County Auditor’s Parcel No. 500-0430-0046-00) (the “Property”) is Anthony M. Griffin, Jr. (the “Owner”); and

WHEREAS, the last known mailing address of the Owner is 2668 Elstun Road, Anderson Township, OH 45230; and

WHEREAS, tax bills relating to the Property are mailed by the Hamilton County Auditor to the Owner at 2668 Elstun Road, Anderson Township, OH 45230; and

WHEREAS, Hamilton County Planning + Development (“HCPD”) inspected the Property several times in 2022 and on March 7, 2023 and

WHEREAS, by Official Building Order/Nuisance Notification dated March 17, 2023 addressed to the Owner at the mailing address listed above, stated its observations that the building on the Property (the “Structure”) is vacant, overgrown, deteriorated, accessible, not weathertight, and that the front wall of the foundation has collapsed and continues to slide downhill, and declared the Structure to be in imminent danger of further collapse and unsafe for habitation, and advised the Owner that the Structure must be repaired or demolished; and

WHEREAS, the Owner’s right to appeal that Official Building Order/Nuisance Notification expired April 16, 2023; and

WHEREAS, at this date Owner has not abated the nuisance by repairing or demolishing the Structure;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES (the “Board”) OF ANDERSON TOWNSHIP, OHIO (the “Township”), that:

SECTION 1. The Township Administrator, on behalf of this Board, shall give notice by *certified mail, return receipt requested*, to each holder of a legal or equitable lien of record upon the Property and to the Owner, each, a “Party in Interest” and collectively, the “Parties in Interest”), of the Board's intention to provide for the removal of the insecure, unsafe and structurally defective Structure through use of Township employees, materials or equipment, or by a contract or contracts for labor, materials, or equipment, as shall be determined by the Township Administrator. The notice shall include notice to the Parties in Interest that each Party in Interest is entitled to a hearing if the Party in Interest requests a hearing in writing within twenty (20) days of the date of the mailing of the notice. Any such written request for a hearing shall be made to the Fiscal Officer of the Township. If the address of the Owner is unknown and cannot reasonably be obtained, the Township Administrator shall publish the aforesaid notice once in a newspaper of general circulation in the Township. If a hearing is requested in compliance with the Statute, the Board shall set the date, time and place for the hearing and notify the requesting Party in Interest by *certified mail, return receipt requested*; and the hearing shall be held within fifteen days, but not earlier than seven days, after the Party in Interest has requested a hearing, unless otherwise agreed to by the Board and said Party in Interest. The hearing shall be recorded by stenographic or electronic means.

SECTION 2. Not later than thirty (30) days after a hearing, or not later than thirty (30) days after mailing notice to the Parties in Interest as provided in SECTION 1 hereof if no Party in Interest requested a hearing in writing and in a timely manner, the Board shall make an order deciding the matter. The order may dismiss the matter or direct the securance and removal of the

insecure, unsafe, structurally defective Structure. At any time a Party in Interest may consent to the order. A Party in Interest who requested and participated in a hearing, and who is adversely affected by the order of the Board, may appeal the order under Section 2506.01 of the Revised Code. At any time, a Party in Interest may enter into an agreement with the Board to perform the removal of the Structure.

SECTION 3. If the Board issues an order directing the removal of the insecure, unsafe, structurally defective Structure which is not appealed as provided above, then unless the Structure has been completely removed, or unless a Party in Interest shall have entered into an agreement with the Board to perform the removal of the Structure, the Township Administrator shall proceed to provide for removal of the Structure, and the “total cost” of such removal, including any costs incurred due to the use of employees, materials, or equipment of the Township, any costs arising out of contracts for labor, materials, or equipment, and costs of service of notice or publication required under the Statute, shall be collected by the Fiscal Officer in accordance with Section 505.86(F)(1) of the Revised Code.

SECTION 4. The preambles to this Resolution are and for all purposes shall be construed to be integral and operative parts of this Resolution.

SECTION 5. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Section 121.22 of the Ohio Revised Code, except as otherwise permitted thereby.

There was no further discussion.

8. SHERIFF’S OFFICE

Lt. Downing stated there was no new business.

Mr. Dietz stated Lt. Downing and Ms. Moxley met today and Mr. Dietz thanked Lt. Downing for helping.

9. PUBLIC WORKS DEPARTMENT

Mr. Luginbuhl stated there was no new business.

10. FIRE AND RESCUE DEPARTMENT

Chief Martin stated there was no new business.

11. TOWNSHIP ADMINISTRATOR Mrs. Earhart

- a. Award of contract for the Maintenance Garage / Sheriff's District 5 Reroof Project

Mr. Magna stated April 11 bidding opened. Bids have been reviewed and he recommends awarding the bid to Kerkan Roofing.

Mrs. Lausten moved to authorize the following. **Mrs. Stone** seconded.

Mr. Dietz called the roll: **Mr. Gerth** yes; **Mrs. Lausten** yes; **Mrs. Stone** yes.

MOTION N O. 23-0420-08

The Board hereby accepts the Bid of \$295,500.00 from Kerkan Roofing, Inc. Deemed to be the best and lowest and/or responsible/responsive bidder for the Anderson Township Maintenance Garage/Sheriff District 5 Reroof project in accordance with the Bid plans and specifications, together with a 10% contingency, for a maximum appropriation of \$325,000 from funds currently secured in purchase orders using 1994 TIF funds; further this Board hereby authorizes and directs the Township Administrator to give timely Notice of Award to the contractor and, after consultation with the Law Director, to enter into contract with Kerkan Roofing, Inc. in accordance with their Bid for the Anderson Township Maintenance Garage / Sheriff District 5 reroof project.

There was no further discussion.

- b. Authorization to Bid Hunley Road and Lawyer Road Sidewalk Improvements

Mr. Magna asked the Board for approval to start the bidding process for the project. Advertising for bids will begin in May 2023. Bid opening will be on June 6 and recommendations at the June 15, 2023 meeting.

Mr. Gerth moved to authorize the following. **Mrs. Lausten** seconded.

Mr. Dietz called the roll: Mr. Gerth yes; Mrs. Lausten yes; Mrs. Stone yes.

MOTION N O. 23-0420-09

Authorization to bid preparation and advertisement for the Hunley Road (Little Dry Run) and Lawyer Road Sidewalk Improvements Project

There was no further discussion.

- c. Resolution Approving an Agricultural Ground Lease with Respect to .801 Acres of Real Property Comprised of 13 Parcels owned by the Township and Authorizing the Execution of Said Lease Pursuant to Section 505.11 A of the Revised Code

Mr. Sievers stated the Township has been leasing the land for farming use. The lease is on annual basis and the current lease has expired and Mr. Sievers is asking the Board to allow The Township to enter additional one year lease on the properties.

Mrs. Lausten moved to authorize the following resolution. Mr. Gerth seconded the Motion.

Mr. Dietz called the roll: Mr. Gerth yes; Mrs. Lausten yes; Mrs. Stone yes.

RESOLUTION NO. 23 - 0420 - 10

RESOLUTION APPROVING AN AGRICULTURAL GROUND LEASE WITH RESPECT TO APPROXIMATELY .801 ACRES OF REAL PROPERTY COMPRISED OF 13 PARCELS OWNED BY THE TOWNSHIP, AND AUTHORIZING THE EXECUTION OF SAID LEASE PURSUANT TO SECTION 505.11(A) OF THE REVISED CODE

WHEREAS, certain real property comprised of thirteen parcels located in the Township and further identified as Hamilton County Auditor's Tax ID Parcel Nos. 500-381-496, 500-381-497, 500-381-498, 500-381-499, 500-381-500, 500-381-501, 500-381-504, 500-381-537, 500-381-538, 500-381-539, 500-381-540, 500-381-541, and 500-381-545 (the "Property") is owned by the Township; and

WHEREAS, Section 505.11(A) of the Revised Code (the "Statute") authorizes a board of township trustees, when, in its opinion, the township would be benefitted, to lease certain real property to any person upon terms agreed upon by the board and lessee; and

WHEREAS, this Board finds it to be in the best interest of the Township to lease, and finds that the Township would be benefitted by leasing, the Property to M.C. Schmidt & Co., Inc., an Ohio corporation doing business as M.C. Schmidt Agriculture (the “Lessee”); and

WHEREAS, the Statute further provides, in relevant part, that any consideration received from the lease shall be payable, as prescribed in the lease, to the township fiscal officer, who shall deposit it in the township general fund; and

NOW, THEREFORE, BE IT RESOLVED, by the Board of Township Trustees (the “Board”) of Anderson Township, County of Hamilton, Ohio (the “Township”), as follows:

SECTION 1. That this Board hereby determines that it is in the best interest of the Township to lease, and that the Township would be benefitted by leasing, the Property to the Lessee upon the terms and conditions provided in the Agricultural Ground Lease attached hereto as Exhibit A and by this reference made a part hereof (the “Lease”), which is hereby approved.

SECTION 2. That the Township Administrator is hereby authorized to execute the Lease in substantially the form attached hereto as Exhibit A, with such revisions thereto as she deems, after consultation with the Law Director, not to be disadvantageous to the Township, such determination being conclusively evidenced by her execution of the Lease.

SECTION 3. That any consideration received by the Fiscal Officer under the Lease shall be deposited to the Township’s General Fund.

SECTION 4. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

d. Sedgewick Group Retrospective Program Renewal

Ms. Parker stated for the last 17 years the Township has participated in a group retrospective program resulting in a discount for workers compensation premium and 40% rebate in premiums this year. One of the requirements for the program is to contract with a third-party administrator with Sedgewick. Sedgewick provides legal help for claims management among other services. There is a fee that is associated with the contract. Even with the fee, the Township will save by participating in the program.

Mr. Gerth moved to authorize the following. **Mrs. Lausten** seconded.

Mr. Dietz called the roll: Mr. Gerth yes; Mrs. Lausten yes; Mrs. Stone yes.

MOTION N O. 23-0420-11

Authorization of payment of \$24,990 to Sedgewick for Anderson Townships' participation in the 2024 Ohio township Association's group retrospective program

There was no further discussion.

Ms. Parker indicated the following motion came out of Executive Session regarding a personnel matter and asked the Board to authorize the following.

Mrs. Lausten moved to authorize the following motion. **Mr. Gerth** seconded.

Mr. Dietz called the roll: Mr. Gerth yes; Mrs. Lausten yes; Mrs. Stone yes.

MOTION N O. 23-0420-12

Authorizing the Township Administrator to hire Stephen Springsteen as a Planner I in the Planning and Zoning Department, effective May 8, 2023, at a starting pay rate of \$25.00/hour and all other benefits normally offered with full-time employment.

There was no further discussion.

e. Announcement of Board of Trustees Annual Planning Meeting May 4th and 5th

Mrs. Earhart stated Public Notice for the Annual Planning Meeting. The Board has a history of spending one to two days doing in-depth planning with department heads to get into long range plans and financial forecasts. She further stated that this would take place May 4th and May 5th at the Highwood Lodge at Withrow Nature Preserve. It would begin at 8:30 am with a driving tour.

Stops will include Ops center on Beechmont and Station 100 on Broadwell. By May 2 a map and driving directions will be posted on the Township's Website. After the tour meetings will resume at Highwood Lodge until 5:30 pm on May 4th and resume May 5th at 8:30 am and continue until approximately 3 pm. Meeting Minutes will be taken and are open to the public. **Mrs. Earhart** thanked the Great Parks of Hamilton County for allowing the use of Highwood Lodge as it is part of the community and easily accessible for members of the community wishing to attend.

f. Motion to Appoint Anderson Park Commissioner

Mrs. Lausten moved to authorize the following. **Mr. Gerth** seconded.

Mr. Dietz called the roll: Mr. Gerth yes; Mrs. Lausten yes; Mrs. Stone yes.

MOTION N O. 23-0420-13

Motion to reappoint Julie Bissinger to the Anderson Township Park District Board of Commissioners for a three-year term commencing on the second Monday of May 2023.

There was no further discussion.

g. Request to Authorize Hamilton County Storm Water District Level of Service Options and Service Fees for 2024

Mrs. Earhart stated every year the Township receives various storm water compliance services needed to comply with Ohio EPA regulations. Hamilton County will continue to provide Storm Water services for 2024 with fees remaining the same since 2023. The fees are collected through property owner tax bills. **Mrs. Earhart** recommended this practice remain for 2024 and asked the Board to consider the below motion.

Mr. Gerth moved to authorize the following. **Mrs. Lausten** seconded.

Mr. Dietz called the roll: Mr. Gerth yes; Mrs. Lausten yes; Mrs. Stone yes.

MOTION N O. 23-0420-14

Motion that the Township Administrator be and is hereby authorized to execute on behalf of the Board of, the Storm Water District Leel of Service Operations (LOS) and Service Fees for 2024 with the Hamilton County Water District in substantially the form before this Board with such changes thereto as shall not, in her judgement after consultation with the Law Director, be detrimental to the Township, such determination being evidenced by her execution of said agreement. This Board further requests that the Hamilton County Storm Water

District use portion of these fees to investigate methods to minimize the impacts of stormwater quantity.

There was no further discussion.

Mrs. Earhart thanked the Trustees for their involvement with the History of the Schools. Each elected official takes time to speak to students about local government, Fire and Rescue teach bike safety, Suzanne Clingman takes students on Nature Walk while teaching the State Tree. The event is loved by students, staff, teachers, chaperones. Mrs. Earhart further thanked all Township staff for all the work and preparation for the programs. **Mrs. Lausten** stated this event may be where children learn what a Trustee does, and it is a privilege to meet them. **Mr. Gerth** thanked **Mrs. Earhart** for advocating for the Township. **Mrs. Stone** thanked all the staff for all the hard work it takes to put on the History of Schools program.

NEXT REGULAR MONTHLY BOARD MEETING

May 18th 2023, 5:00 P.M. (citizens should call 513.688.8400 to confirm)

Motion to Adjourn

Mrs. Lausten to moved adjourn the meeting. Mr. Gerth seconded the motion.

Mr. Dietz called the roll: Mr. Gerth yes; Mrs. Lausten yes; Mrs. Stone yes.



R. Dee Stone, Chair



Kenneth G. Dietz, Fiscal Officer

CERTIFICATION

The undersigned duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the day of 18th May 2023, and that said minutes have been duly entered upon the Journal of said Township.

This 18th day of May, 2023.



Kenneth G. Dietz, Fiscal Officer

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
May 4th and 5th, 2023*

The Board of Township Trustees of Anderson Township (“Board”) held its annual Planning Meeting in the Highwood Lodge at Withrow Nature Preserve. Present were the following Board members:

R. Dee Stone
Lexi Lausten
Joshua S. Gerth

Mrs. Stone called the meeting to order and welcomed attendees including: Fiscal Officer Ken Dietz, Township Administrator Vicky Earhart, Assistant Township Administrator for Operations Steve Sievers, Assistant Township Administrator for Human Resources Suzanne Parker, Planning & Zoning Director Paul Drury, Public Works Director Eric Luginbuhl, Law Director Margaret Comey, Anderson Township Fire & Rescue Chief Richard Martin, Sheriff’s Department Lt. Dave Downing, Events Coordinator Jennifer Sanders, Fiscal Office Clerk Katie Arnold.

THURSDAY, MAY 4, 2023

CALL TO ORDER & MOTION TO ADOPT AGENDA

Mrs. Stone moved to adopt the agenda without modifications. Mr. Gerth seconded the motion. Vote: Mr. Gerth yes, Mrs. Stone yes.

1. Tour of Various Locations Throughout the Township

Trustees toured the Operations Center Complex including Sheriff’s Department District 5, Public Works, Fire Station 6 and former Fire Station 100. Conditions of note were lack of storage space for essential equipment for Deputies, lack of space to separate victims, witnesses, and potential suspects. Additionally, lack of sleeping space for Fire and Public Works personnel during emergencies, outdated facilities, antiquated tools to repair current equipment and lack of accessibility for those with disabilities. Sight for possible outdoor shelter at the Senior Center was also presented.

2. Gateways: Kellogg & I-275 / Five Mile & I-275 – Steve Sievers, Paul Drury, Sarah Donovan

Due to a structural engineering issue the art portion of the project a significant cost increase will occur. Additional options were provided along with pricing differences. **Mrs. Stone** expressed concern regarding the increase in price. Trustees are aligned with the increase in the purchase order.

3. Hamilton County Sheriff’s Office

Data Analysis

Two representatives from the Sheriff’s Office gave presentations showing how data analysis is used for crime prevention in and around areas with higher crime rates. Trustees thanked them for the information.

Flock Safety ALPR Cameras – Captain Brian Stapleton, Organized Crime Section

Presentation by Captain Stapleton regarding Flock Cameras and how they are used as a tool in criminal investigations. **Mrs. Lausten** stated she would like to see information regarding aid current cameras have provided as data for decision making for the purchase of additional cameras.

4. Fire and Rescue Response Projections – Chief Rick Martin

Chief Martin outlined hiring an additional six firefighters over the next 12 months. The Township's aging population is increasing, causing more EMS runs. In 2022 EMS over 60% of runs were for residents over the age of 65 while they account for under 20% of the population. Hiring additional EMS would eliminate the need for mandatory overtime. Additionally, Lieutenants from each station have been paired with care facilities to help educate new staff on hoping to reduce the number of calls from facilities to EMS. **Mrs. Lausten** noted mandatory overtime can have impacts on job satisfaction, mental health, and possible staffing turnovers.

5. Public Works Storage and Laydown Yard Needs – Eric Luginbuhl

Mr. Luginbuhl stated there would be a need for additional storage in the future. The Township owns some land near YMCA road that could be used as another laydown yard if one currently being used is sold and requested thoughts regarding the purchase of additional land. **Mrs. Stone and Mrs. Lausten** said possible partnering with the Park District to purchase land near YMCA Road may be a viable option. **Mr. Gerth and Mrs. Stone** stated land near the Little Miami River would not be a preference, as land may have more value to residents if conserved for development in the future.

6. Consideration of Center for Local Government Benefits Pool Employee Medical Insurance Plan Renewal

Ms. Parker stated the renewal rate increase is 7.5%. The increase is based on the claims that occur within the pool. Last two years there had been no increase in the amount.

Mrs. Lausten moved to authorize the below motion. **Mrs. Stone** seconded.

MOTION N O. 23-0504-01

To Authorize the Assistant Township Administrator for Human Resources to renew the 2023-2024 employee medical insurance coverage through the Center for Local Government Pool as presented.

Mr. Dietz called the roll: Mr. Gerth yes, Mr. Lausten, yes Mrs. Stone, yes.

7. Proposed Review/Update of Zoning Resolution – Paul Drury

Mr. Drury stated beehives and chicken coops fall under agriculture in the ORC. The Township can regulate agriculture if the lot is under 5 acres. Current zoning regulation requires 100' from the property line. Hamilton County and some surrounding communities changed their regulations in the last ten years including the distance from the property line. Some residents are in favor of changing the zoning to the same regulations as the County. The Board asked for an official presentation with recommendations.

8. Overview of Township Projects

Mr. Sievers stated operations center remodel will begin by having meetings with outside planners and consultants, receiving various options for renovations, reviewing costs, and working within budget. Once consultants have listed options a discussion at a future meeting will be scheduled. Follow-up in the fall will be planned where status update will be given.

9. Policy or Guidelines for Township Interaction with Non-Profit Organizations – Vicky Earhart

Mrs. Lausten stated she had concerns regarding the use of the official logo. Specifically, if the message of the organization could be construed as being endorsed by the Township if the logo is involved. **Mr. Gerth** stated he thought the Township's official website showed no affiliation with any organizations. Trustees asked for an official recommendation from Mrs. Earhart at a future meeting.

MOTION TO ADJOURN – 5:30 PM

Mrs. Stone moved to adjourn until 8:30 AM Friday May 5, 2023. **Mrs. Lausten** seconded the motion. **Mr. Dietz** called the roll: **Mr. Gerth** yes, **Mrs. Lausten** yes, **Mrs. Stone** yes.

FRIDAY, MAY 5, 2023 – 8:30 AM

CALL TO ORDER –

Mrs. Stone moved to bring the meeting to order. Seconded by **Mrs. Lausten**. **Mr. Dietz** called the roll: **Mr. Gerth** yes, **Mrs. Lausten** yes, **Mrs. Stone** yes.

10. Cybersecurity – Suzanne Parker and Betty Cowan

Ms. Parker and **Ms. Cowan** met with a consultant regarding cybersecurity assessment. Confidential information currently is being protected and consultant advised the current firewall in place was very

effective. Password protection is being updated to have to change every 90 days. Policy of internet use on Township devices is being updated. **Mrs. Stone** inquired if there was actual built-in protection on Township owned devices. Ms. Cowan stated an administrator password was required. **Ms. Parker** stated work is being done on a written plan to continue operations in case of natural disaster or major cyber incident. **Mrs. Stone** inquired what amount of social media engagement would require a communications director position. **Mrs. Lausten** stated engaging in more than posting information, such as responding to comments might not be the best use of resources at the current time.

11. Financial Review

a. Revenue and Expenditure Projections – Ken Dietz

Mr. Dietz presented spreadsheets from 2009 through present, expenses and revenues continue to grow. Fire and rescue funds could have a deficit by 2027. **Mrs. Stone** asked if all possible TIF funds were being used for public safety, instead of fire fund. **Mr. Gerth** suggested reaching out and collaborating with additional townships that have similar interests. **Mrs. Lausten** wants to make sure the community is aware of what the Township is working to accomplish.

b. Long-Range TIF Projections – Vicky Earhart

Mr. Sievers stated many projects not likely not happen are accounted for in spreadsheets. **Mrs. Lausten** thanked Mrs. Earhart for all the detailed amount of data that is also easy to understand.

12. Restructuring Township Administration – Vicky Earhart

Mrs. Earhart stated there was a need to restructure the current staffing and create a new role that would fall under Administration instead of the Fiscal Office.

Mrs. Lausten stated she thought it was a smart idea to ensure the new finance director would have stability.

Break for Lunch (noon)

Afternoon Session (1:00 PM – 3:00 PM)

13. Impact of Climate Change on Service Needs – Vicky Earhart

Mrs. Earhart gave a presentation regarding possible impacts climate change could have on Township infrastructure and Emergency Service needs. **Chief Martin** noted there have been more torrential rains over shorter time frames, causing issues with flooding. **Mr. Drury** noted Anderson Center can be used charging, remote work etc. in the event of small-scale power outages. **Mrs. Lausten** thanked Mrs. Earhart for the presentation and stated it made sense to focus on community preparedness for all possible emergencies.

14. Discuss Regarding Citizen Committees – All

Mr. Drury stated Tree Committee was needed to maintain Tree City USA. **Mrs. Lausten** stated tree committee runs differently than other volunteer committees. **Mrs. Stone** stated the Senior Committee is very active and helpful. **Mrs. Earhart** stated more ad hoc committees could be an option when situations arise, without meetings on a regular basis. **Mr. Gerth** asked staff if there was a committee, staff wanted to be created. **Mr. Sievers** stated an event committee would be ideal. **Mrs. Earhart** summarized moving forward; Committees for Senior Center/Tree will stay as they are. Transportation, Greenspace will become ad hoc. Event Committee will be formed. Economic Development Committee will reset. WeTHRIVE! will be disbanded and staff will take on duties. Art Subcommittee will become ad hoc.

15. Wrap-Up

Next year should be one day for 2024 planning meeting. **Mrs. Stone** stated less handouts and paper. **Mrs. Lausten** noted the amount of effort put forth for the planning meeting. Additionally, having a longer interim meeting a few times a year could make the annual meeting one day. **Mr. Gerth** stated being outside the building for an open meeting one day with longer discussions with all departments is helpful. Additionally, follow-up to agenda items such as a half-day meeting at an autumn interim meeting would be helpful. **Mrs. Lausten** stated she finds the tour portion valuable. **Mr. Sievers** stated an interim meeting could be off site like at the Ops Center. **Mrs. Earhart** stated she would start to put together a possible calendar for those meetings. **Mr. Gerth** thinks spending time with Fire while on runs, and with Sheriff and Public Works if a levee is needed would be helpful.

MOTION TO ADJOURN – 12:00 PM

Mrs. Stone moved to adjourn. Mrs. Lausten seconded the motion. Vote: Gerth yes, Lausten yes, Stone



R. Dee Stone, Chair



Kenneth G. Dietz, Fiscal Officer

CERTIFICATION

The undersigned duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 21st day of June 2023, and that said minutes have been duly entered upon the Journal of said Township.

This day 21st of June, 2023.



Kenneth G. Dietz, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
May 18, 2023

The Board of Township Trustees of Anderson Township (“Board”) held its regular Monthly Meeting on May 18, 2023, at 5:00 p.m., in the Anderson Center Large Conference Room. Present were the following Board members:

R. Dee Stone
Lexi Lausten
Joshua S. Gerth

Mrs. Stone called the meeting to order and welcomed attendees including: Fiscal Officer Ken Dietz, Township Administrator Vicky Earhart, Assistant Township Administrator for Operations Steve Sievers, Township Facilities Manager Mark Magna, Assistant Township Administrator for Human Resources Suzanne Parker, Planning & Zoning Director Paul Drury, Public Works Director Eric Luginbuhl, Law Director Margaret Comey, Anderson Township Fire & Rescue Chief Richard Martin, Sheriff’s Department Lt. Dave Downing, Fiscal Office Clerk Katie Arnold.

MOTION TO RETIRE TO EXECUTIVE SESSION

Executive Session: Mrs. Stone moved to retire to Executive Session to consider the appointment, employment, or compensation of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1). Mrs. Lausten seconded the motion. Mr. Dietz called the roll: Mr. Gerth yes, Mrs. Lausten yes, Mrs. Stone yes.

MOTION TO RETURN TO OPEN SESSION

Mrs. Stone moved to return from Executive Session. Mr. Gerth seconded the motion.
Mr. Dietz called the roll: Mr. Gerth yes, Mrs. Lausten yes, Mrs. Stone yes.

PLEDGE OF ALLEGIANCE

MOTION TO ADOPT AGENDA

Mrs. Stone moved to adopt the agenda without modifications. Mrs. Lausten seconded the motion.
Mr. Dietz called the roll: Mr. Gerth yes, Mrs. Lausten yes, Mrs. Stone yes.

1. PRESENTATIONS AND RECOGNITIONS

a. Coalition to Save Hillcrest Cemetery 2022 and 2023 Volunteer Awards

Awards were presented to Don Bishop, Todd Mayer, Kelly Berg and Carl Roberts for their works both on the grounds and administratively.

b. Oath of Office for New Fire Fighters

Chief Martin introduced recruits and **Mr. Dietz** administered the oath of office.

2. PUBLIC FORUM

Individuals who wish to address the Board should state their name and address for the record, make their points as clearly and concisely as possible, and limit their comments to a maximum of three minutes, which may not be shared with or yielded to others. All comments shall be directed to the Board of Township Trustees. Thank you in advance for your comments.

3. Trustee Comments

a. Memorial Day Remembrance and Bell Ringing Ceremony

Mrs. Stone stated Monday May 29th a ceremony would be held on the South Plaza at noon. Anyone who wanted the name of a loved one read should arrive at 11:45 am. **Mrs. Stone** added the Senior Center had a record number of members. **Mrs. Stone** also noted a new guide of the Ohio Riverway is available.

4. Fiscal Officer

a. Financial Reports

Mr. Dietz stated financials are on target.

b. Appropriation Changes

None

c. Minutes

- i. April 6, 2023
- ii. March 23, 2023
- iii. April 17, 2023
- iv. April 20, 2023

MOTION N O. 23-00518-01

Mrs. Lausten moved to enter the minutes for April 6th **Mrs. Stone** seconded the motion.

Mr. Dietz called the roll: Mr. Gerth yes, Mrs. Lausten yes, Mrs. Stone yes.

MOTION N O. 23-00518-02

Mr. Gerth moved to enter minutes from March 23rd, April 17th and April 20th Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth yes, Mrs. Lausten yes, Mrs. Stone yes.

There was no further discussion.

5. Law Director – Margaret Comey

No new business.

6. Planning & Zoning – Paul Drury

- a. Request to Enter into agreement with Choice One Engineering for Engineering and Design Services for the Wolfangel Road / Clough Pike Sidewalk Project

Mr. Drury stated in 2022 the Board authorized staff to enter into agreements with Choice One Engineering for feasibility design plans regarding two sidewalk projects. One project is located at Wolfangel and Clough Pike and another on Birney Lane. Mr. Drury stated the two motions would allow Choice One to proceed with final engineering and move the projects forward.

MOTION N O. 23-00518-03

Mrs. Lausten moved to authorize the Township Administrator to enter into an agreement with Choice One Engineering to provide engineering and design services for the Wolfangel and Clough Pike sidewalk project for a cost not to exceed \$44,550.00 using TIF funds in the 2023 Anderson Trails budget. Mr. Gerth seconded the motion.

Mr. Dietz called the roll: Mr. Gerth yes, Mrs. Lausten yes, Mrs. Stone yes.

There was no further discussion.

- b. Request to Enter Into Agreement with Choice One Engineering for Engineering and Design Services for the Birney Lane Sidewalk Project

MOTION N O. 23-00518-04

Mrs. Lausten moved to authorize the Township Administrator to enter into an agreement with Choice One Engineering to provide engineering and design services for the Birney

Lane sidewalk project for a cost not to exceed \$33,000.00 using TIF funds in the 2023 Anderson Trails budget. Mr. Gerth seconded the motion.

Mr. Dietz called the roll: Mr. Gerth yes, Mrs. Lausten yes, Mrs. Stone yes.

There was no further discussion.

- c. Resolution Certifying Written Report of Action of This Board and Unpaid Expenses in Connection Therewith Under Section 505.86 of the Revised Code to Hamilton County Auditor for Collection

Mr. Drury asked the Board to approve payment of expenses related to the removal of two structures as part of a nuisance abatement project.

Mr. Gerth moved to authorize the following resolution. **Mrs. Lausten** seconded.

Mr. Dietz called the roll: Mr. Gerth yes, Mrs. Lausten yes, Mrs. Stone yes.

There was no further discussion.

RESOLUTION NO. 23-0518-05

RESOLUTION CERTIFYING WRITTEN REPORT OF ACTION OF THIS BOARD AND UNPAID EXPENSES IN CONNECTION THEREWITH UNDER SECTION 505.86 OF THE REVISED CODE TO HAMILTON COUNTY AUDITOR FOR COLLECTION

WHEREAS, this Board of Township Trustees (the “Board”) has undertaken nuisance proceedings under Section 505.86 of the Revised Code (the “Statute”) to secure and remove unsafe structures, has performed work and otherwise complied with the requirements of the Statute, all with respect to the properties identified in Appendix A attached hereto and by this reference incorporated herein (the “Property”), and pursuant to the Resolution Nos. indicated in Appendix A, each duly passed by this Board; and

WHEREAS, all owners of the Property and all holders of liens of record upon the Property were duly served notice and failed to complete, or to enter into an agreement with this Board for the completion of, the necessary abatement, control, or removal, and at the direction of this Board, the Township undertook the performance thereof in accordance with Ohio law; and

WHEREAS, pursuant to the Statute, and particularly Section 505.86(F)(1) thereof, this Board shall make a written report to the County Auditor of Hamilton County, Ohio (the “County

Auditor”), including a proper description of the Property and a statement of all costs and expenses incurred by the Township and permitted under the Statute in abating the nuisance on the respective Property (the “Expenses”);

Now, therefore, BE IT RESOLVED by the Board of Township Trustees of Anderson Township, Hamilton County, Ohio (the “Township”), as follows:

SECTION 1. This Board hereby adopts and certifies Appendix A provided to this Board.

SECTION 2. This Board hereby authorizes and directs the Fiscal Officer of the Township to file Appendix A, together with a certified copy of this Resolution, with the County Auditor. The Township requests that the County Auditor place the Expenses on the tax duplicate immediately for collection as permitted under Section 505.86(F)(1) of the Statute.

SECTION 3. The Expenses shall constitute a lien on the respective Properties and shall be collected as all other taxes, and the method of collection and payment period for the unpaid Expenses shall be one annual payment.

SECTION 4. The Expenses when collected shall be returned to the Township and placed in the Township General Fund.

SECTION 5. If the real estate taxes on the Properties are collected and paid by means of Sheriff’s sale, the liens of the Township shall be paid to the Township by means of that process from the proceeds of sale of the respective Properties.

SECTION 6. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

SECTION 7. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

7. Sheriff's Office – Lt. Dave Downing

No new business.

8. Public Works Department – Eric Luginbuhl

No new business

9. Fire & Rescue Department – Rick Martin

- a. Resolution Authorizing the Purchase of Equipment Pursuant to Section 505.37 of the Ohio Revised Code

Chief Martin asked the Board for approval of the following resolution regarding the purchase of new equipment for the department.

Mrs. Lausten moved to authorize the following resolution. **Mr. Gerth** seconded.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth yes, Mrs. Lausten, yes Mrs. Stone yes.

RESOLUTION NO. 23-0518-06

**AUTHORIZING THE PURCHASE OF EQUIPMENT PURSUANT TO SECTION 505.37
OF THE OHIO REVISED CODE**

WHEREAS, Section 505.37 of the Ohio Revised Code (“Statute”) provides that a board of township trustees may, with the approval of the specifications, if the township has adopted limited home rule government under Chapter 504 of the Ohio Revised Code, by the township’s law director, purchase, lease or lease with an option to purchase, or otherwise provide any fire apparatus, mechanical resuscitators, other fire equipment, appliances, or materials (among other things) for fire-fighting and fire and rescue purposes that seems advisable to the board; and when the estimated cost thereof exceeds fifty thousand dollars (\$50,000) the contract shall be let by competitive bidding; and

WHEREAS, this Board determines that it is necessary to purchase certain equipment described herein at a cost of less than fifty thousand dollars (\$50,000);

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees (“Board”) of Anderson Township, County of Hamilton, State of Ohio (“Township”), as follows:

Section 1. That this Board hereby determines that it is in the best interest of the Township to acquire by purchase a certain motor vehicle, described as a new Model Year 2023, Ford F350 4x2 chassis cab for use as a maintenance vehicle (“Equipment”), from either Mike Castrucci Ford Sales, Inc., Milford, Ohio or Beechmont Ford, Inc., Cincinnati, Ohio, as may be determined by the Township Administrator depending upon the cost and terms of purchase; provided that the terms of this Resolution are otherwise met. The execution of a purchase agreement in accordance with the terms of this Resolution shall conclusively evidence her determination.

Section 2. That the maximum amount to be paid as the purchase price for the Equipment shall be less than \$50,000.00, for which funds have been previously appropriated by this Board for the purpose and remain otherwise unencumbered.

Section 3. That the Township Administrator is hereby authorized to execute the necessary and appropriate purchase agreement(s) and/or documentation, after review by the Law Director, to effectuate the purchase of the aforesaid Equipment in accordance with this Resolution.

Section 4. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted hereby.

- b. Resolution Authorizing Sale of Surplus Equipment to the Village of Mariemont, Ohio Pursuant to a Contract Authorized by Section 505.101 of the Revised Code

Chief Martin asked the Board for approval of the following resolution regarding the sale of equipment.

Mr. Gerth moved to authorize the following resolution. **Mrs. Lausten** seconded.

Mr. Dietz called the roll: Mr. Gerth yes, Mrs. Lausten yes, Mrs. Stone yes.

There was no further discussion.

RESOLUTION NO. 23 – 0518-07

**RESOLUTION AUTHORIZING THE SALE OF SURPLUS EQUIPMENT TO THE
VILLAGE OF MARIEMONT, OHIO, PURSUANT TO A CONTRACT AUTHORIZED
BY SECTION 505.101 OF THE REVISED CODE**

WHEREAS, Section 505.101 of the Revised Code (the "Statute") provides that a board of township trustees may, by resolution, enter into a contract, without advertising or bidding, for the purchase or sale of materials, equipment, or supplies from or to any department, agency, or political subdivision of the State;

WHEREAS, the Equipment described hereinafter is hereby determined to be surplus equipment; and

WHEREAS, the Village of Mariemont, Ohio is a municipal entity within the State of Ohio;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees ("Board") of Anderson Township, Hamilton County, Ohio (the "Township"), as follows:

SECTION 1. That this Board hereby determines that the Equipment described herein is not needed for public use and hereby expresses its intent to sell the equipment identified on Exhibit A "as is" and valued at \$2,000.00 (the "Equipment"), by sale to the Village of Mariemont, Ohio, a municipal entity within the State of Ohio (the "Purchaser"), upon the terms set forth in the Agreement described herein and pursuant to the Board's authority provided in the Statute.

SECTION 2. That the amount to be paid by the Purchaser as the purchase price for the Equipment shall not be less than \$2,000.00, payable to the Township in immediately available funds on or before the date of delivery of the Equipment to Purchaser.

SECTION 3. That the Township Administrator is hereby authorized to enter into a contract setting forth the terms of sale and substantially in the form attached hereto as Exhibit B and by this reference incorporated herein (the "Agreement"), with such changes thereto as may be deemed by the Township Administrator after consultation with the Law Director not to be financially disadvantageous to the Township, which determination shall be evidenced by her execution of the Agreement.

SECTION 4. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

SECTION 5. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Revised Code Section 121.22, except as otherwise permitted thereby.

EXHIBIT A

EQUIPMENT DESCRIPTION

Item(s)	Quantity	Minimum Price	Current Location
Model: 2009 Ford Expedition VIN: 1FMFU16549LA13929	1	\$2,000.00	7954 Beechmont Ave Anderson Township, OH 45255

EXHIBIT B

SURPLUS EQUIPMENT SALE AGREEMENT

ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, acting by and through its Board of Township Trustees (the "Seller"), and the VILLAGE OF MARIEMONT, OHIO, 6907 Wooster Pike, Mariemont, Ohio 45227, a municipal entity within the State of Ohio (the "Purchaser"), for good and valuable mutual consideration the receipt and sufficiently of which are hereby acknowledged, hereby agree as follows:

Recitals

- A. Seller is the owner of that certain Model: 2009 Ford Expedition, VIN 1FMFU16549LA13929, including associated equipment thereon (collectively, the "Equipment").
- B. Purchaser desires to purchase the Equipment and Seller desires to sell the Equipment to Purchaser on the terms and conditions set forth in this Agreement.

Sale of Equipment; No Warranties

Seller represents and agrees to sell the Equipment "as is" to Purchaser upon the terms and conditions set forth herein. Seller gives no warranties, including (without limitation) no warranties of fitness, suitability, or merchantability, with respect to the Equipment. There are no warranties which extend beyond the description of the Equipment on the face hereof.

Purchaser represents that it has examined the Equipment as fully as it desires. Purchaser represents and agrees to purchase the Equipment "as is" upon the terms and conditions set forth herein. By executing this Surplus Equipment Sale Agreement (the "Agreement"), Purchaser expressly acknowledges that (a) Seller gives no warranty of fitness, suitability, or merchantability with respect to the Equipment; and (b) there are no warranties which extend beyond the description of the Equipment on the face hereof.

Purchase Price; Delivery of Equipment

The consideration for the transfer of the Equipment shall be \$2,000.00 (the "Purchase Price"). The Purchase Price shall be paid to Seller as follows: \$2,000.00 in immediately available funds on or before the date of delivery of the Equipment to Purchaser at 7954 Beechmont Avenue, Cincinnati, Ohio 45255.

Upon payment of the Purchase Price, Seller shall deliver the appropriate certificates of title for transfer of title to the Equipment, if any, from Seller to Purchaser; whereupon Purchaser shall process said transfer of title. **Documents of title to the Equipment shall not be delivered to Purchaser unless and until Seller has received a fully executed copy of this Agreement. Delivery of the Equipment shall be made upon Purchaser providing proof of title transfer.**

Entire Agreement

Purchaser and Seller each acknowledge and agree that (i) it has authority to enter into the Agreement; (ii) it has duly authorized this Agreement; and (iii) this Agreement constitutes their entire agreement and that no oral or implied agreement exists. This Agreement shall be binding upon the heirs, successors and assigns of Purchaser and Seller.

Governing Authority

This Agreement is authorized by Section 505.101 of the Revised Code and shall be governed by the laws of the State of Ohio.

6. *Effective Date*

This Agreement shall be effective as of the date signed by all signatories. Seller and Purchaser acknowledge that time is of the essence.

There was no further discussion.

Chief Martin asked the Board for approval of the following motion regarding soliciting bids for the purchase of new equipment for the department.

MOTION N O. 23-00518-08

Mrs. Lausten moved to authorize the Fire and Rescue Department to solicit bids for the purchase of the self-contained breathing apparatus (SCBA) trans-fill hoses that are compatible with the Fire & Rescue Department's current Mine Safety Appliances (MSA) SCBA units. Mr. Gerth seconded the motion.

Mr. Dietz called the roll: Mr. Gerth yes, Mrs. Lausten yes, Mrs. Stone yes.

There was no further discussion.

10. Township Administrator – *Vicky Earhart*

a. Bid Acceptance for Kellogg Gateway Project

Mr. Magna presented the bid results for the Kellogg Avenue Landscape Enhancement Project and recommended the Board award the project to Benchmark Land Management, LLC and asked for their approval of the below motion.

MOTION N O. 23-00518-09

Mr. Gerth moved to that this Board hereby accept the Bid of \$3,158,450.00, from Benchmark Land Management, LLC, deemed to be the best and lowest and/ or responsible/responsive bidder for the Kellogg Avenue Landscape Enhancements project in accordance with the Bid plans and specifications, together with a 10% contingency, for a maximum of appropriation of \$3,474,29.00 from funds currently secured in purchase orders using 1994 TIF funds and funds approved in the 2023 budget; further this Board hereby authorizes and directs the Township Administrator to give timely Notice of Award to the contractor and, after consultation with the Law Director, to enter into contract with Benchmark Land Management, LLC, in accordance with their Bid for the Kellogg Avenue Landscape Enhancement project. Mrs. Lausten Seconded the motion.

Mr. Dietz called the roll: Mr. Gerth yes, Mrs. Lausten yes, Mrs. Stone yes.

There was no further discussion.

- b. Resolution Authorizing Grant Application for SORTA Transit Infrastructure Funds to Construct Traffic Signal and Modify Five Mile and Towne Center Way Intersection, and Committing Local Matching Funds

Mr. Sievers asked for Board approval to apply for infrastructure grant and committing matching funds.

Mrs. Lausten moved to authorize the following resolution. Mr. Gerth seconded.

Mr. Dietz called the roll: Mr. Gerth yes, Mrs. Lausten yes, Mrs. Stone yes.

There was no further discussion.

RESOLUTION NO. 23-0518-10

AUTHORIZING GRANT APPLICATION FOR SORTA TRANSIT INFRASTRUCTURE FUNDS TO CONSTRUCT TRAFFIC SIGNAL AND MODIFY FIVE MILE ROAD AND TOWNE CENTER WAY INTERSECTION, AND COMMITTING LOCAL MATCHING FUNDS

WHEREAS, the Board of Township Trustees of Anderson Township ("Board") has repeatedly demonstrated its support for efforts to better manage traffic flow and ensure the safety of all users of roadways; and

WHEREAS, Anderson Township has been recognized as a leader in transportation planning, stemming from improvements to Beechmont Avenue, Five Mile Road, Clough Pike, Salem Road, and Kellogg Road, among other county and state managed roadways in the community; and

WHEREAS, this Board has supported the redevelopment of the Anderson Center Station Park & Ride site, and continued redevelopment of "Downtown Anderson", including the Anderson Towne Center, and has facilitated a myriad of transportation, safety and aesthetic improvements in the Beechmont Avenue and Five Mile Road area; and

WHEREAS, the transportation project for which grant funds are sought seeks to improve safety for those navigating the Five Mile Road and Towne Center Way intersection, including approximately 50 METRO buses each day; and

WHEREAS, in 2022 and 2023, Township Staff worked with the Hamilton County Engineer's Office, who manages Five Mile Road, and TEC Engineering, to complete a traffic analysis ("Analysis") to determine if a traffic signal was warranted at this location; and

WHEREAS, this Analysis determined that such a traffic control device was warranted to improve public safety and reduce vehicle delays; and

WHEREAS, the Township and TEC Engineering have developed additional study, design, and cost estimates for the traffic signal and related modifications;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees (the "Board") of Anderson Township, County of Hamilton, State of Ohio (the "Township"), as follows:

Section 1. That this Board hereby authorizes the preparation and submission of a grant application for Transit Infrastructure Funding through Southwest Ohio Regional Transit Authority ("SORTA"), in an amount not to exceed \$270,000 for construction funding for the project, to include construction of a traffic signal and modification of nearby turning and travel lanes, per the preliminary engineering study, plus costs associated with engineering and environmental activities, and right-of-way acquisition/services, in the event that such grant is received, with matching Anderson Township 1994 TIF funds of up to \$125,000,

Section 2. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

Section 3. That it is found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public in compliance with all legal requirements

including, without implied limitation, Section 121.22 of the Revised Code, except as otherwise permitted thereby.

c. Request to Set Public Hearing for 2024 Preliminary Tax Budget

Mrs. Earhart asked the Board to authorize the following resolution setting the public hearing for the 2024 preliminary budget.

Mr. Gerth moved to authorize the following resolution. **Mrs. Lausten** seconded.

Mr. Dietz called the roll: Mr. Gerth yes, Mrs. Lausten yes, Mrs. Stone yes.

There was no further discussion.

RESOLUTION NO. 23-0518-11

**SETTING PUBLIC HEARING FOR
2024 PRELIMINARY TAX BUDGET**

WHEREAS, Section 5705.28 of the Ohio Revised Code requires that the taxing authority of each subdivision shall adopt a tax budget for the next succeeding fiscal year on or before the fifteenth day of July; and

WHEREAS, Section 5705.30 of the Ohio Revised Code requires that at least two copies of the budget shall be filed in the office of the fiscal officer for public inspection not less than ten days before its adoption by the taxing authority, and such taxing authority shall hold at least one public hearing thereon, of which public notice shall be given by a least one publication not less than ten days prior to the date of hearing in the official publication of such subdivision, or in a newspaper having general circulation in the subdivision;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees (“Board”) of Anderson Township, County of Hamilton, State of Ohio (“Township”), as follows:

Section 1. That this Board hereby sets a Public Hearing on the Anderson Township 2024 Preliminary Tax Budget for Wednesday, June 21, 2023, beginning at 5:30 PM at Anderson

Center, 7850 Five Mile Road, Anderson Township, Ohio 45230 and directs the Township Fiscal Officer to provide timely notice to the public as set forth in Section 5705.30 of the Ohio Revised Code.

Section 2. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Revised Code Section 121.22, except as otherwise permitted thereby.

d. OKI Intermodal Coordinating Committee FY 2024 Appointments

Mrs. Earhart recommended the Board approve the following motion reappointing Mr. Sievers as the representative for Anderson Township on the OKI Intermodal Coordinating Committee.

MOTION N O. 23-00518-012

Mrs. Lausten moved to appoint Steve Sievers as Anderson Township's representative on the Intermodal Coordinating of the Ohio-Kentucky-Indiana Regional Council of Governments and Chris Cavallaro as alternate for FY 2024, both to be installed by the OKI President. Mr. Gerth seconded.

Mr. Dietz called the roll: Mr. Gerth yes, Mrs. Lausten yes, Mrs. Stone yes.

There was no further discussion.

- e. Participation in U.S. Department of Housing and Urban Development's (HUD) Community Development Block Grant (CDBG) Program, Emergency Solutions Grant (ESG) and in the HOME Program Allows Anderson Two

Mrs. Earhart recommended the Board adopt the following resolution allowing the Township participate in the Housing and Urban Development's (HUD) Community Development Block Grant (CDBG) Program, Emergency Solutions Grant (ESG) and in the HOME Program.

Mr. Gerth moved to adopt the following resolution. **Mrs. Lausten** seconded the motion.

Mr. Dietz called the roll: Mr. Gerth yes, Mrs. Lausten yes, Mrs. Stone yes.

There was no further discussion.

RESOLUTION NO. 23-0518 – 13

**RESOLUTION ELECTING PARTICIPATION
IN HAMILTON COUNTY URBAN COUNTY PROGRAM**

WHEREAS, the Hamilton County Board of County Commissioners participates in the federal Community Development Block Grant (CDBG) program, Emergency Solutions Grant (ESG) program and the HOME program (collectively, the “urban county program”), and the Hamilton County Planning + Development Department (HCPD) manages grants received pursuant to such programs by Hamilton County thereunder;

WHEREAS, by email transmitted May 3, 2023, HCPD invited Anderson Township to participate in the Hamilton County urban county program for which Hamilton County seeks to re-qualify for fiscal years 2024-2026 and requested a response from Anderson Township by June 5, 2023; and

WHEREAS, HCPD has indicated that participation and qualification are important because federal funds not claimed by Hamilton County will simply be allocated to another region;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees ("Board") of Anderson Township, Hamilton County, Ohio, as follows:

SECTION 1. That this Board, on behalf of Anderson Township, elects to participate in the Hamilton County urban county program, including CBDG, ESG and HOME programs, for the program fiscal years 2024-2026.

SECTION 2. That the Township Administrator, with the approval of the Township Law Director, is hereby authorized and directed to take all actions necessary to carry out the purposes of this Resolution, including providing and/or executing any and all documents that may be necessary in that regard.

SECTION 3. That certified copies of this Resolution shall be provided by the Township Law Director to HCPD not later than June 5, 2023.

SECTION 4. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

- f. A Resolution Approving the Update of the Solid Waste Management Plan of the Hamilton County Solid Waste Management District

Mrs. Lausten moved to adopt the following resolution. **Mr. Gerth** seconded the motion.

Mr. Dietz called the roll: Mr. Gerth yes, Mrs. Lausten yes, Mrs. Stone yes.

There was no further discussion.

RESOLUTION NO. 23 -0518- 14

**A RESOLUTION APPROVING THE UPDATE OF THE SOLID WASTE
MANAGEMENT PLAN OF THE HAMILTON COUNTY SOLID WASTE
MANAGEMENT DISTRICT**

WHEREAS, pursuant to the provisions of Chapter 3734, Ohio Revised Code (the “Act”), the Hamilton County Solid Waste Policy Committee (the “Policy Committee”) has adopted an update of the Hamilton County Solid Waste Management Plan (the “Plan Update”) for the Hamilton County Solid Waste Management District (the District”); and

WHEREAS, pursuant to the Act, the Board of County Commissioners and the legislative authority of each municipal corporation or township within the District, must approve or disapprove the Plan Update by ordinance or resolution, as appropriate; and

WHEREAS, this Board of Township Trustees of Anderson Township (County of Hamilton), Ohio (the “Board”) has reviewed the Plan Update and has determined that the Plan Update is in the best interests of Anderson Township, County of Hamilton, Ohio (the “Township”);

NOW, THEREFORE, BE IT RESOLVED, by the Board of Township Trustees of Anderson Township, County of Hamilton, Ohio, as follows:

SECTION 1: That this Board hereby determines that the Plan Update is in the best interests of the Township and its residents and businesses and hereby approves the Plan Update.

SECTION 2: That the preambles to this Resolution are and for all purposes shall be construed to be integral and operative parts of this Resolution.

SECTION 3. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Section 121.22 of the Ohio Revised Code, except as otherwise permitted thereby.

SECTION 4: That the Fiscal Officer is hereby directed to promptly deliver, or cause to be delivered, a certified copy of this Resolution to the District.

g. Decisions Arising from Executive Session (if any)

Mr. Gerth moved to adopt the following resolution. Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth yes, Mrs. Lausten yes, Mrs. Stone yes.

There was no further discussion.

RESOLUTION NO. 23 – 0518 –15

**RESOLUTION AND ORDER EMPLOYING ATTORNEY
FOR FISCAL YEAR 2023**

WHEREAS, this Board of Township Trustees (“Board”) is authorized by Section 309.09(B) of the Revised Code to employ an attorney other than the prosecuting attorney for particular matters to represent the Township and its officers in their official capacities and to advise them on legal matters; and

WHEREAS, Section 309.09(B) of the Revised Code provides that no such attorney may be employed except on the order of the Board, duly entered upon its Journal, in which the compensation to be paid for the attorney's legal services shall be fixed; and

WHEREAS, Thomas B. Allen, Esq. is qualified by experience to be employed, and has been employed previously, by this Board to advise on particular matters for fiscal year 2023 and he has recently moved from the law firm of Frost Brown Todd LLC to the law firm of Roetzel & Andress, LPA;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Township Trustees (the “Board”) of Anderson Township, County of Hamilton, Ohio (the “Township”), as follows:

SECTION 1. Thomas B. Allen, Esq., of Roetzel & Andress, LPA, is hereby employed as the Township's attorney for fiscal year 2023 to represent the Township and its officers in their official capacities by advising them, upon request, as to the particular labor and employment law and related matters. Said attorney's compensation shall be at the rate of \$320 per hour effective this date.

SECTION 2. Said attorney employed hereby shall be reimbursed for out-of-pocket expenses reasonably incurred in connection with the representation and provision of legal services described in this Resolution and Order.

SECTION 3. Said attorney employed hereby may be discharged at any time by majority vote of the Board and may resign his employment upon thirty (30) days' written notice to this Board; in the event of such resignation, the attorney shall make arrangements satisfactory to the Township Administrator for transfer of files related to his work for the Board (at the

expense of the Board) to or at the direction of the Township Administrator and/or to the Township's Law Director, as the Township Administrator shall specify.

SECTION 4. The preambles to this Resolution are and for all purposes shall be construed to be integral and operative parts of this Resolution.

SECTION 5. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Section 121.22 of the Ohio Revised Code, except as otherwise permitted thereby.

MOTION N O. 23-00518-16

Mrs. Lausten moved to authorize the Township Administrator to hire Andy Perry as Event Attendant Lead, effective May 18, 2023, at a starting pay rate of \$18.00/hour and all other benefits normally offered with full-time employment. Mr. Gerth seconded the motion.

Mr. Dietz called the roll: Mr. Gerth yes, Mrs. Lausten yes, Mrs. Stone yes.

There was no further discussion.

NEXT REGULAR MONTHLY BOARD MEETING

Wednesday, June 21, 2023, 5:00 P.M. (citizens should call 513.688.8400 to confirm)

MOTION TO ADJOURN

MRS. STONE moved to adjourn the meeting. Mr. Gerth seconded the motion.

Mr. Dietz called the roll: Mr. Gerth yes, Mrs. Lausten yes, Mrs. Stone yes.



R. Dee Stone, Chair



Kenneth G. Dietz, Fiscal Officer

CERTIFICATION

The undersigned duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township

held on the 17th day of August 2023, and that said minutes have been duly entered upon the Journal of said Township.

This day 17th of August 2023.



Kenneth G. Dietz, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

June 1, 2023

The Board of Township Trustees of Anderson Township (“Board”) held its regular Interim Workshop Meeting on June 1, 2023, at 2:00 p.m., in the Anderson Center Large Conference Room. Present were the following Board members:

R. Dee Stone
Lexi Lausten
Joshua S. Gerth

Mrs. Stone called the meeting to order and welcomed attendees including: Fiscal Officer Ken Dietz, Township Administrator Vicky Earhart, Assistant Township Administrator for Operations Steve Sievers, Assistant Township Administrator for Human Resources Suzanne Parker, Planning & Zoning Director Paul Drury, Co-Op Brendan Cloutier, Planner Stephen Springsteen, Public Works Director Eric Luginbuhl, Law Director Margaret Comey, Anderson Township Fire & Rescue Chief Richard Martin, Sheriff’s Department Lt. Daniel Downing, Fiscal Office Clerk Katie Arnold, Planning and Zoning Co-Op Brendan Cloutier and Planner Stephen Springsteen.

Mrs. Stone moved to adopt the agenda with minor modifications. Mr. Gerth seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone yes.

1. Board of Township Trustees/Fiscal Officer

Mr. Dietz stated the Fiscal Office and Administrator’s Office worked together on tax budget and thanked staff for their help.

2. Discussion Items – Vicky Earhart

- a. Request to Initiate Adoption of Trails Plan

Mr. Drury introduced Planning and Zoning Co-Op Brendan Cloutier and Planning and Zoning Planner Stephen Springsteen. The Board welcomed them. **Mr. Drury** referred the Board to the Trail Plan for 2023. He stated the Trails Committee had solicited input from residents for the past year. He asked the Board to approve initiating the adoption of the plan for trails and walkways. Additionally, **Mr. Drury** stated next steps would be public hearing on June 26, at the Zoning Commission meeting, followed by Hamilton County Regional Planning review and adoption by Trustees at the July meeting.

Mrs. Lausten inquired regarding Hamilton County’s role in the planning process. **Mr. Sievers** stated County land could be impacted, therefore the County needed to approve all plans.

Mr. Gerth moved to authorize the following resolution. **Mrs. Lausten** seconded.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone yes.

There was no further discussion.

RESOLUTION NO. 23-0601-01

**INITIATING THE ADOPTION PROCESS FOR THE 2023 UPDATE TO THE
ANDERSON TOWNSHIP TRAILS & WALKWAYS PLAN**

WHEREAS, this Board of Township Trustees (“Board”), through powers granted by Chapter 519 of the Revised Code, believes it is important to update the 2018 Anderson Trails & Walkways Plan, guiding sidewalk development and multi-modal transportation decision making activities, so as to maintain a high quality of life in the community; and

WHEREAS, the Board appointed a 21-member Transportation Advisory Committee (TAC), comprised of township residents, with an Anderson Trails Plan Subcommittee, which began meeting in March 2022 to guide the planning process and develop a 2023 Update to the Anderson Township Trails & Walkways (“Plan”); and

WHEREAS, information from the 2018 Anderson Trails Plan, as well as the results of input gleaned from the public during outreach opportunities beginning in the spring of 2022 continuing through early fall 2022 provided the basis for plan recommendations; and

WHEREAS, staff met biweekly though from the fall of 2022 into the spring of 2023, and bimonthly with the TAC to prepare a draft Plan; and

WHEREAS, a public meeting was held in May 2023, and virtual open house was held for several weeks before and after that meeting, where public feedback from property owners and businesses was solicited; and

WHEREAS, background information and the draft Plan was available for public to review and comment on the Anderson Township website and various social media platforms; and

WHEREAS, the draft Plan embodies recommendations found in previously approved township and regional plans, including, but not limited to, Anderson Township Comprehensive Plan, Ohio Riverfront Plan, Eastern Corridor Land Use Vision Plan, The Beechmont Plan, and Clough Pike Business District Redevelopment Plan;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees of Anderson Township, Hamilton County, Ohio ("Board"), as follows:

SECTION 1. That this Board hereby accepts the recommendations of the Transportation Advisory Committee and the Anderson Township Zoning Commission and adopts the Plan, which are hereby incorporated in Exhibit A and made part of this Resolution.

SECTION 2. That this Board requests that the Hamilton County Regional Planning Commission review the Plan at their forthcoming meeting and provide recommendations to this Board as to the Plan’s adoption.

SECTION 3. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

SECTION 4. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal

actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Revised Code Section 121.22, except as otherwise permitted thereby.

- b. Resolution Determining Existence of Nuisance on Land Owned by Maria Flores and Amiliar Santamaria-Hernandez, Located at 1716 Fitzwalter Court, in Anderson Township, and Providing for Notice and Remediation Pursuant to ORC Section 505.87

Mr. Drury stated residents appeared to have vacated property and debris was in the yard and it was overgrown.

Mrs. Lausten moved to authorize the following resolution. **Mr. Gerth** seconded.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone yes.

There was no further discussion.

RESOLUTION NO. 23-0601-02

RESOLUTION DETERMINING EXISTENCE OF NUISANCE ON LAND OWNED BY MARIA FLORES AND AMILIAR SANTAMARIA-HERNANDEZ, LOCATED AT 1716 FITZWALTER COURT, IN ANDERSON TOWNSHIP, AND PROVIDING FOR NOTICE AND REMEDIATION PURSUANT TO ORC SECTION 505.87

Whereas, a board of township trustees may provide for the abatement, control, or removal of vegetation, garbage, refuse, and other debris from land in the township, if the board determines that the owner's maintenance of that vegetation, garbage, refuse, or other debris constitutes a nuisance, pursuant to Ohio Revised Code Section 505.87 (the "Statute");

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES (THE "BOARD") OF ANDERSON TOWNSHIP, OHIO (the "Township"), that:

Section 1. Maintenance of the vegetation, garbage, refuse or other debris by the owner or owners (the "owner"), as specified in Schedule A hereto (which by this reference is incorporated herein), is hereby determined to constitute a nuisance within the meaning of the Statute and the owner is hereby ordered to abate, control, or remove the vegetation, garbage, refuse, or other debris as set forth herein.

Section 2. If the owner of the land upon which the nuisance is located is determined by the Zoning Inspector to be a resident of the Township or a nonresident whose address is known, the Zoning Inspector shall give notice to such owner, on behalf of this Board, in substantially the form attached hereto as Schedule A, by posting that notice in a sheltered place and/or in a waterproof envelope on the principal structure (if any) on such land and photographing the posted notice with a camera capable of recording the date of the photograph on it. Such notice shall also be sent, on behalf of this Board, by certified mail to the owner and to each lienholder of record. If such owner's address is unknown and cannot reasonably be obtained, the Zoning Inspector shall cause such notice to be published once in a newspaper of general circulation in the Township.

Section 3. If, within seven (7) days after the giving of the notice or notices provided for in Section 2 hereof, the owner of such land fails to abate, control, or remove the vegetation, garbage, refuse or debris, and no agreement is entered into with the Board under Ohio Revised Code Section 505.87(B)(2) to provide for the abatement, control, or removal, then the Zoning Inspector, on behalf of this Board, shall provide for such abatement, control, or removal and, on behalf of this Board, may employ the necessary labor, materials, and equipment to perform the task. The expenses to be incurred in that regard are hereby authorized and appropriated to be paid from the Township General Fund from moneys not otherwise appropriated. Those expenses shall be recovered by the Township pursuant to Ohio Revised Code Section 505.87(F).

Section 4. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

- c. Resolution Determining Existence of Nuisance on Land Owned by The Estate of Donald E. Schuch and/or by Keith D. Schuch, Located at 1558 Hilltree Drive, in Anderson Township, and Providing for Notice and Remediation Pursuant to ORC Section 505.87

Mrs. Drury stated he hoped this would be resolved as owner is deceased and beneficiary has been located.

Mr. Gerth moved to authorize the following resolution. **Mrs. Lausten** seconded.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone yes.

There was no further discussion.

RESOLUTION NO. 23-0601-03

RESOLUTION DETERMINING EXISTENCE OF NUISANCE ON LAND OWNED BY THE ESTATE OF DONALD E. SCHUCH AND/OR BY KEITH D. SCHUCH, LOCATED AT 1558 HILLTREE DRIVE, IN ANDERSON TOWNSHIP, AND PROVIDING FOR NOTICE AND REMEDIATION PURSUANT TO ORC SECTION 505.87

Whereas, a board of township trustees may provide for the abatement, control, or removal of vegetation, garbage, refuse, and other debris from land in the township, if the board determines that the owner's maintenance of that vegetation, garbage, refuse, or other debris constitutes a nuisance, pursuant to Ohio Revised Code Section 505.87 (the "Statute");

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES (THE "BOARD") OF ANDERSON TOWNSHIP, OHIO (the "Township"), that:

Section 1. Maintenance of the vegetation, garbage, refuse or other debris by the owner or owners (the "owner"), as specified in Schedule A hereto (which by this reference is incorporated herein), is hereby

determined to constitute a nuisance within the meaning of the Statute and the owner is hereby ordered to abate, control, or remove the vegetation, garbage, refuse, or other debris as set forth herein.

Section 2. If the owner of the land upon which the nuisance is located is determined by the Zoning Inspector to be a resident of the Township or a nonresident whose address is known, the Zoning Inspector shall give notice to such owner, on behalf of this Board, in substantially the form attached hereto as Schedule A, by posting that notice in a sheltered place and/or in a waterproof envelope on the principal structure (if any) on such land and photographing the posted notice with a camera capable of recording the date of the photograph on it. Such notice shall also be sent, on behalf of this Board, by certified mail to the owner and to each lienholder of record. If such owner's address is unknown and cannot reasonably be obtained, the Zoning Inspector shall cause such notice to be published once in a newspaper of general circulation in the Township.

Section 3. If, within seven (7) days after the giving of the notice or notices provided for in Section 2 hereof, the owner of such land fails to abate, control, or remove the vegetation, garbage, refuse or debris, and no agreement is entered into with the Board under Ohio Revised Code Section 505.87(B)(2) to provide for the abatement, control, or removal, then the Zoning Inspector, on behalf of this Board, shall provide for such abatement, control, or removal and, on behalf of this Board, may employ the necessary labor, materials, and equipment to perform the task. The expenses to be incurred in that regard are hereby authorized and appropriated to be paid from the Township General Fund from moneys not otherwise appropriated. Those expenses shall be recovered by the Township pursuant to Ohio Revised Code Section 505.87(F).

Section 4. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

- d. Resolution Determining Existence of Nuisance on Land Owned by Patrick H. Doran, Located at 1096 Birney Lane in Anderson Township, and Providing for Notice and Remediation Pursuant to ORC Section 505.87

Mr. Drury stated the property was in foreclosure and not yet bank owned.

Mr. Lausten moved to authorize the following resolution. **Mr. Gerth** seconded.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone yes.

There was no further discussion.

RESOLUTION NO. 23-0601-04

RESOLUTION DETERMINING EXISTENCE OF NUISANCE ON LAND OWNED BY PATRICK H. DORAN, LOCATED AT 1096 BIRNEY LANE IN ANDERSON TOWNSHIP, AND PROVIDING FOR NOTICE AND REMEDIATION PURSUANT TO ORC SECTION 505.87

Whereas, a board of township trustees may provide for the abatement, control, or removal of vegetation, garbage, refuse, and other debris from land in the township, if the board determines that the owner's maintenance of that vegetation, garbage, refuse, or other debris constitutes a nuisance, pursuant to Ohio Revised Code Section 505.87 (the "Statute");

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES (THE "BOARD") OF ANDERSON TOWNSHIP, OHIO (the "Township"), that:

Section 1. Maintenance of the vegetation, garbage, refuse or other debris by the owner or owners (the "owner"), as specified in Schedule A hereto (which by this reference is incorporated herein), is hereby determined to constitute a nuisance within the meaning of the Statute and the owner is hereby ordered to abate, control, or remove the vegetation, garbage, refuse, or other debris as set forth herein.

Section 2. If the owner of the land upon which the nuisance is located is determined by the Zoning Inspector to be a resident of the Township or a nonresident whose address is known, the Zoning Inspector shall give notice to such owner, on behalf of this Board, in substantially the form attached hereto as Schedule A, by posting that notice in a sheltered place and/or in a waterproof envelope on the principal structure (if any) on such land and photographing the posted notice with a camera capable of recording the date of the photograph on it. Such notice shall also be sent, on behalf of this Board, by certified mail to the owner and to each lienholder of record. If such owner's address is unknown and cannot reasonably be obtained, the Zoning Inspector shall cause such notice to be published once in a newspaper of general circulation in the Township.

Section 3. If, within seven (7) days after the giving of the notice or notices provided for in Section 2 hereof, the owner of such land fails to abate, control, or remove the vegetation, garbage, refuse or debris, and no agreement is entered into with the Board under Ohio Revised Code Section 505.87(B)(2) to provide for the abatement, control, or removal, then the Zoning Inspector, on behalf of this Board, shall provide for such abatement, control, or removal and, on behalf of this Board, may employ the necessary labor, materials, and equipment to perform the task. The expenses to be incurred in that regard are hereby authorized and appropriated to be paid from the Township General Fund from moneys not otherwise appropriated. Those expenses shall be recovered by the Township pursuant to Ohio Revised Code Section 505.87(F).

Section 4. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal

requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

e. Fire and Rescue Request for Additional Personnel

Chief Martin requested the Board approve hiring three firefighters for 2023 and three additional firefighters in 2024. **Mrs. Stone** inquired about the length of time an EMT would have to become a certified paramedic. **Chief Martin** stated timeframes and requirements for what the Township would financially cover while certification was being earned.

f. Operations Center RFQ

Mr. Sievers stated the proposal had been received and would be presented to the Board at the June meeting.

a. Park District

Mrs. Earhart stated a request was received from the Anderson Park District to erect a 6-foot chain link fence on a parcel of Township owned land. The fence would separate the Township owned RecPlex parcel from land currently being sold by Beech Acres Parenting Center. Additionally, **Mrs. Earhart** stated she, **Mr. Sievers**, **Mr. Drury**, and **Mr. Magna** had met with members of the Park District and learned gates had been installed without zoning approval on an access road. The road connects Salem Road Beechmont Avenue via the RecPlex and Beech Acres Park. The Park District planned to close the gates, restricting access to the Rec Plex from Salem Road, beginning next week. The Park District stated they believed this was a safety issue and they were working to protect Park patrons. Additionally, the District planned to erect temporary storage for Park District maintenance equipment while they work to build a new maintenance structure, as they need to vacate facility currently used. The temporary storage would be constructed on the road connecting the Rec Plex to Salem Avenue. **Mrs. Earhart** explained that easements were in place between the Township, District, and Beech Acres which required the access road remain open. She had reminded the District of this requirement. **Mr. Gerth** expressed concern the District would want to erect a fence on property owned by the Trustees before neighboring land had been sold and new ownership had been established. **Mrs. Earhart** asked the Board for direction on how to proceed; and agreed to keep the Board informed of any new developments.

3. Items for Board Consideration During June 21, 2023 Meeting – Vicky Earhart

- a. Public Hearing for 2024 Tax Budget
- b. Adoption of 2024 Tax Budget

Executive Session – Mrs. Stone moved to retire to Executive Session to consider the appointment or compensation of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1), to consider the sale of property as permitted by Ohio Revised Code Section 121.22(G)(2), and to confer with the Law Director concerning disputes that are the subject of pending or imminent court action as permitted by Ohio Revised Code Section 121.22(G)(3). Mrs. Stone moved to return from Executive Session. Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth Mrs. Lausten, yes; Mrs. Stone yes.

4. OPEN SESSION

- a. Decisions Arising from Executive Session

MOTION N O. 23-0601-05

Mrs. Lausten moved to authorize the Township Administrator to hire Tammy Disque as the Township's Director of Finance, as presented, effective June 21, 2023. Mrs. Stone seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone yes.

There was no further discussion.

MOTION TO ADJOURN

Mrs. Stone moved to adjourn. Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone yes.



R. Dee Stone, Chair



Kenneth G. Dietz, Fiscal Officer

CERTIFICATION

The undersigned duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 17th day of August 2023, and that said minutes have been duly entered upon the Journal of said Township.

This 17th day of August, 2023.



Kenneth G. Dietz, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

June 21, 2023

The Board of Township Trustees of Anderson Township (“Board”) held its regular Monthly Meeting on June 21, at 5:00 p.m, in the Anderson Center Large Conference Room. Present were the following Board members:

R. Dee Stone
Lexi Lausten
Joshua S. Gerth

Mrs. Stone called the meeting to order and welcomed attendees including: Fiscal Officer Ken Dietz, Township Administrator Vicky Earhart, Assistant Township Administrator for Operations Steve Sievers, Township Facilities Manager Mark Magna, Assistant Township Administrator for Human Resources Suzanne Parker, Planning & Zoning Director Paul Drury, Public Works Director Eric Luginbuhl, Law Director Margaret Comey, Anderson Township Fire & Rescue Chief Richard Martin, Sheriff’s Department Sgt. Schlasinger, Fiscal Office Clerk Katie Arnold.

EXECUTIVE SESSION

Mrs. Stone moved to retire to Executive Session to consider the employment of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1), to consider the purchase of property for public purposes or the sale of property as permitted by Ohio Revised Code Section 121.22(G)(2), and to confer with the Law Director concerning disputes that are the subject of pending or imminent court action as permitted by Ohio Revised Code Section 121.22(G)(3). Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

Mr. Gerth arrived at 5:15.

Mrs. Stone moved to return from Executive Session. Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

PLEDGE OF ALLEGIANCE

Mrs. Stone moved to adopt the agenda with modifications. Mrs. Lausten seconded the motion.

PUBLIC HEARING – TAX BUDGET

Mrs. Stone opened hearing. **Mr. Dietz** thanked the Fiscal Office and Administrator’s Staff members for their work. Additionally, he stated the salary of public safety personnel needed to

be increased to stay competitive and attract talent. The recent school district tax levy needed to be translated with reappraisals.

Mrs. Stone closed the public hearing.

Mrs. Lausten moved to approve the below resolution. **Mr. Gerth** seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23-0621-01

**RESOLUTION APPROVING AND ADOPTING THE 2024
TAX BUDGET AND AUTHORIZING ITS FILING WITH
THE HAMILTON COUNTY BUDGET COMMISSION**

WHEREAS, with limited exception, Ohio Revised Code Section 5705.28 requires that on or before the fifteenth day of July each year, the taxing authority of all subdivisions and taxing units other than school districts and the city of Cincinnati shall adopt a tax budget for the succeeding year; and

WHEREAS, Ohio Revised Code Section 5705.30 requires that at least two copies of the budget of each subdivision be filed in the office of the fiscal officer of the subdivision for public inspection not less than ten days before its adoption by the taxing authority and such taxing authority shall hold at least one public hearing thereon, of which public notice shall be given by at least one publication not less than ten days prior to the date of the hearing in the official publication of such subdivision, or in a newspaper of general circulation in the subdivision; and

WHEREAS, after its adoption, the budget shall be submitted to the county auditor on or before the twentieth day of July; and

NOW, THEREFORE, BE IT RESOLVED, by the Board of Township Trustees (the "Board") of Anderson Township, County of Hamilton, Ohio (the "Township"), as follows:

SECTION 1. That, a public hearing having been duly noticed and held, this Board hereby adopts the 2024 Tax Budget as presented by the Fiscal Officer and authorizes the Fiscal Officer to file the 2024 Tax Budget with the Hamilton County Budget Commission no later than July 20, 2023, as generally set forth in Attachment A hereto.

SECTION 2. That the preambles to this Resolution are deemed to be integral parts of this Resolution.

SECTION 3. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements,

including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted hereby.

There was no further discussion.

PUBLIC FORUM:

No one came forward.

TRUSTEE'S COMMENTS

Mrs. Lausten thanked everyone for their hard work on the garden tour held this past weekend.

Mrs. Stone stated the garden tour was impressive and thanked residents who opened their yards.

FISCAL OFFICER

Financial Report

Mr. Dietz presented the financial reports.

Mr. Dietz presented the minutes of the annual planning meeting for approval.

RESOLUTION NO. 23 – 0621 – 02

Mr. Gerth moved to approve the Minutes of May 4 and May 5, 2023. **Mrs. Lausten** seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

LAW DIRECTOR

Mrs. Comey stated there was no business for the Board.

PLANNING AND ZONING

Resolution Determining Existence of Nuisance on Land Owned by Heather Schaffner, located at 1980 Flintshire Court, in Anderson Township, and providing for notice and Remediation Pursuant to ORC Section 505.87

Mr. Gerth moved to adopt the below resolution **Mrs. Lausten** seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23-0601-03

**RESOLUTION DETERMINING EXISTENCE OF
NUISANCE ON LAND OWNED BY HEATHER
SCHAFFNER, LOCATED AT 1980 FLINTSHIRE COURT, IN
ANDERSON TOWNSHIP, AND PROVIDING FOR NOTICE
AND REMEDIATION PURSUANT TO ORC SECTION
505.87**

Whereas, a board of township trustees may provide for the abatement, control, or removal of vegetation, garbage, refuse, and other debris from land in the township, if the board determines that the owner's maintenance of that vegetation, garbage, refuse, or other debris constitutes a nuisance, pursuant to Ohio Revised Code Section 505.87 (the "Statute");

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES (THE "BOARD") OF ANDERSON TOWNSHIP, OHIO (the "Township"), that:

Section 1. Maintenance of the vegetation, garbage, refuse or other debris by the owner or owners (the "owner"), as specified in Schedule A hereto (which by this reference is incorporated herein), is hereby determined to constitute a nuisance within the meaning of the Statute and the owner is hereby ordered to abate, control, or remove the vegetation, garbage, refuse, or other debris as set forth herein.

Section 2. If the owner of the land upon which the nuisance is located is determined by the Anderson Township Planning & Zoning Department to be a resident of the Township or a nonresident whose address is known, the Planning & Zoning Department shall give notice to such owner, on behalf of this Board, in substantially the form attached hereto as Schedule A, by posting that notice in a sheltered place and/or in a waterproof envelope on the principal structure (if any) on such land and photographing the posted notice with a camera capable of recording the date of the photograph on it. Such notice shall also be sent, on behalf of this Board, by certified mail to the owner and to each lienholder of record. If such owner's address is unknown and cannot reasonably be obtained, the Zoning Inspector shall cause such notice to be published once in a newspaper of general circulation in the Township.

Section 3. If, within seven (7) days after the giving of the notice or notices provided for in Section 2 hereof, the owner of such land fails to abate, control, or remove the vegetation, garbage, refuse and/or debris, and no agreement is entered into with the Board under Ohio Revised Code Section 505.87(B)(2) to provide for said abatement, control, or removal, then the Zoning Inspector, on behalf of this Board, shall provide for such abatement, control, or removal and, on behalf of this Board, may employ the necessary labor, materials, and equipment to perform the task. The expenses to be incurred in that regard are hereby authorized and appropriated to be paid from the Township General Fund from moneys not otherwise appropriated. Those expenses shall be recovered by the Township pursuant to Ohio Revised Code Section 505.87(F).

Section 4. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Art Plan Implementation Steering Committee

MOTION NO. 23-0621-04

Mrs. Lausten moved to appoint Amy Keller, Vikas Srivastava, Jacqueline Picton and Susan Wheatley to the Art Plan Implementation Steering Team. Mr. Gerth Seconded

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

Mrs. Earhart said the members had diverse backgrounds. **Mrs. Lausten** stated diversity was beneficial on the Art Plan Team.

SHERRIFF'S OFFICE

Sgt. Schlasinger stated there was no business for the Board.

PUBLIC WORKS

Mr. Luginbuhl stated there was no business for the Board.

FIRE AND RESCUE

Resolution Authorizing Sale of Surplus Equipment to Harlem Township, Delaware County, Ohio, Pursuant to a Contract Authorized by Section 505.101 of the Revised Code

Chief Martin stated the department wished to sell bespoke equipment to a department where a firefighter was relocating. **Chief Martin** further stated the Township would be getting back a substantial portion of its investment in that equipment with this sale.

Mrs. Lausten moved to adopt the below resolution **Mr. Gerth** seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23 – 0621-05

RESOLUTION AUTHORIZING THE SALE OF SURPLUS EQUIPMENT TO HARLEM TOWNSHIP, DELAWARE COUNTY, OHIO, PURSUANT TO A CONTRACT AUTHORIZED BY SECTION 505.101 OF THE REVISED CODE

WHEREAS, Section 505.101 of the Revised Code (the “Statute”) provides that a board of township trustees may, by resolution, enter into a contract, without advertising or bidding, for the purchase or sale of motor vehicles, materials, equipment, or supplies from or to any department, agency, or political subdivision of the State; and

WHEREAS, the Equipment described hereinafter is hereby determined to be surplus equipment; and

WHEREAS, Harlem Township, Delaware County, Ohio is a political subdivision within the State of Ohio;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees (the “Board”) of Anderson Township, Hamilton County, Ohio (the “Township”), as follows:

SECTION 1. That this Board hereby determines that the Equipment described herein is not needed for public use and hereby expresses its intent to sell the equipment identified on Exhibit A “as is” and valued at \$3,500.00 (the “Equipment”), by sale to Harlem Township, Delaware County, Ohio, a political subdivision within the State of Ohio (the “Purchaser”), upon the terms set forth in the Agreement described herein and pursuant to the Board’s authority provided in the Statute.

SECTION 2. That the amount to be paid by the Purchaser as the purchase price for the Equipment shall not be less than \$3,500.00, payable to the Township in immediately available funds on or before the date of delivery of the Equipment to Purchaser.

SECTION 3. That the Township Administrator is hereby authorized to enter into a contract setting forth the terms of sale and substantially in the form attached hereto as Exhibit B and by this

reference incorporated herein (the "Agreement"), with such changes thereto as may be deemed by the Township Administrator after consultation with the Law Director not to be financially disadvantageous to the Township, which determination shall be evidenced by her execution of the Agreement.

SECTION 4. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

SECTION 5. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Revised Code Section 121.22, except as otherwise permitted thereby.

Mr. Dietz asked Chief Martin how the payroll system utilized by the Fiscal Office was working for the Fire Department in the nine months since it was implemented. **Chief Martin** stated glitches had been worked out and things have gone smoothly in recent months.

TOWNSHIP ADMINISTRATOR

Request Award of Bid for Little Dry Run Road and Lawyer Road Sidewalk Improvements

Mr. Magna asked the Board to approve the below resolution.

Mr. Gerth moved to approve the below resolution accepting the bid from Rack and Ballauer Excavating, Co. **Mrs. Lausten** seconded the motion.

Mr. Dietz called the roll: **Mr. Gerth**, yes; **Mrs. Lausten**, yes; **Mrs. Stone**, yes.

MOTION N O. 2 3 - 0 6 2 1 -06

Mr. Gerth Moved that this Board hereby accepts the Bid of \$465,394.50, from Rack & Ballauer Excavating, Co., Inc., deemed to be the best and lowest responsible/responsive bidder for the Little Dry Run Road and Lawyer Road Sidewalk Improvements project in accordance with the Bid plans and specifications, together with a 10% contingency, for a maximum appropriation of \$511,933.95 from funds currently secured with in purchase orders using 1994 TIF and Road & Bridge funds; further this Board hereby authorizes and directs the Township Administrator to give timely Notice of Award to the contractor and, after consultation with the Law Director, to enter into contract with Rack & Ballauer Excavating, Co., Inc. in accordance with their Bid for the Little Dry

Run Road and Lawyer Road Sidewalk Improvements project. Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

Request to Enter into Contract with MSA Design for Operations Center Preliminary Planning

MOTION NO. 23-0621-07

Mrs. Lausten moved to authorize the Township Administrator to enter into contract with the MSA Group, following review by the Law Director, for preliminary study of the Anderson Township Operations Center, in an amount not to exceed \$76,900 as well as a 10% contingency of \$7,690 using 1994 TIF funds allocated for Operations Center improvement. Mr. Gerth seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

Request to Enter into Contract with The Kleingers Group for Preliminary Study of I-275 and Five Mile Interchange

MOTION NO. 23-0621-08

Mr. Gerth moved to authorize the Township Administrator to enter into contract with the The Kleingers Group, following review by the Law Director, for preliminary study of I-275 & Five Mile Road interchanges, in an amount not to exceed \$16,800 as well as a 10% contingency of \$1,680 using 1994 TIF funds allocated for improvements for the Five Mile or Beechmont Area. Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

Resolution Authorizing and Directing the Township Administrator to Solicit Application for the Provision of Depository Banking Services to Anderson Township

Mrs. Lausten moved to adopt the below resolution. **Mr. Gerth** seconded the motion.

Mr. Dietz called the roll: **Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.**

RESOLUTION NO. 23-0621-09

RESOLUTION AUTHORIZING AND DIRECTING THE TOWNSHIP ADMINISTRATOR TO SOLICIT APPLICATIONS FOR THE PROVISION OF DEPOSITORY BANKING SERVICES TO ANDERSON TOWNSHIP

WHEREAS, pursuant to Section 135.12 of the Ohio Revised Code, as the governing board of Anderson Township (Hamilton County), Ohio, this Board is required to designate the public depositories of the public moneys of the Township, and to award the public moneys of the Township to and among the public depositories so designated for a period of five (5) years commencing on the date of expiration of the next preceding designation; and

WHEREAS, this Board last designated such public depositories for a term expiring August 31, 2023;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES (THE "BOARD") OF ANDERSON TOWNSHIP, OHIO (the "Township"), that:

Section 1. This Board hereby authorizes and directs the Township Administrator to solicit applications for the provision of depository banking services to the Township from financial institutions maintaining a full service banking office within the territorial limits of the Township.

Section 2. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Resolution Estimating Inactive Deposits of Public Moneys of Anderson Township

Mrs. Lausten moved to adopt the below resolution. **Mr. Gerth** seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23-0621-10

**RESOLUTION ESTIMATING INACTIVE DEPOSITS OF
PUBLIC MONEYS OF ANDERSON TOWNSHIP**

WHEREAS, pursuant to Section 135.05 of the Ohio Revised Code, as the governing board of Anderson Township (Hamilton County), Ohio, this Board is required at least three weeks prior to the date that it is required to designate public depositories, to estimate the aggregate maximum amount of public moneys subject to its control to be awarded and on deposit as “inactive deposits” (as defined in Section 135.01 of the Ohio Revised Code), by resolution;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES (THE “BOARD”) OF ANDERSON TOWNSHIP, OHIO (the “Township”), that:

Section 1. This Board hereby estimates that the aggregate maximum amount of public moneys subject to its control to be awarded and on deposit as “inactive deposits” (as defined in Section 135.01 of the Ohio Revised Code) is zero.

Section 2. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Resolution Authorizing First Amendment to Police Service Agreement

Mr. Gerth moved to approve the below resolution. Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23 – 0621 – 11

RESOLUTION APPROVING AND AUTHORIZING A FIRST AMENDMENT TO AGREEMENT FOR POLICE PROTECTION SERVICES TO PROVIDE FOR THE UTILIZATION OF FLOCK CAMERAS IN THE TOWNSHIP AND AUTHORIZING THE EXECUTION AND DELIVERY OF SAID FIRST AMENDMENT BY THE TOWNSHIP ADMINISTRATOR

WHEREAS, the Sheriff of Hamilton County, Ohio (the “Sheriff”) provides police protection services to Anderson Township, Hamilton County, Ohio (the “Township”), pursuant to an Agreement for Police Protection Services effective April 1, 2023 (the “Original Agreement”), among the Sheriff, the Board of County Commissioners of Hamilton County, Ohio (the “County”), and the Township, acting by and through its Board of Township Trustees (the “Board”); and

WHEREAS, this Board wishes to provide for Flock camera services at ten (10) locations within the Township which services will be supplemental to the Police Protection Services provided for in the Original Agreement: and

WHEREAS, this Board hereby determines that it is necessary to amend the Original Agreement to provide for the Flock camera services in the Township;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees of Anderson Township (County of Hamilton), Ohio, as follows:

Section 1. This Board hereby approves and authorizes the First Amendment to the Agreement for Police Protection Services, by and between the Sheriff, the County, and this Board (“First Amendment” and together with the Original Agreement, the “Agreement”), in substantially the form before this Board, attached hereto and by this reference made a part hereof.

Section 2. The Township Administrator is hereby authorized and directed to execute and deliver the First Amendment in substantially the form before this Board with only such changes thereto as shall not, in her judgment after consultation with the Law Director, be detrimental to the Township, such determination being evidenced by her execution of the Agreement.

Section 3. The Township Administrator is directed to forward a certified copy of this Resolution and an executed copy of the First Amendment to the Sheriff and the County.

Section 4. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements,

including (without implied limitation) Section 121.22 of the Ohio Revised Code, except as otherwise permitted hereby.

Mrs. Lausten stated she was impressed with how the data was presented at the annual planning meeting.

Decisions Arising from Executive Session

Mrs. Earhart stated there were none.

NEXT REGULAR MONTHLY BOARD MEETING

July 13, 2023, 3:00 P.M. (citizens should call 513.688.8400 to confirm)

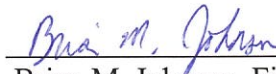
MOTION TO ADJOURN

Mrs. Lausten moved to adjourn the meeting. Mr. Gerth seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.



R. Dee Stone, Chair

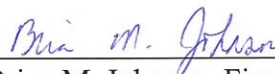


Brian M. Johnson, Fiscal Officer

CERTIFICATION

The undersigned duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 19th day of October 2023, and that said minutes have been duly entered upon the Journal of said Township.

This 19th day of October 2023.



Brian M. Johnson, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
July 13, 2023

R. Dee Stone, Trustee Chair
Lexi Lausten, Trustee Vice Chair
Joshua S. Gerth, Trustee
Kenneth G. Dietz, Fiscal Officer

Mrs. Stone called the meeting to order and welcomed attendees including: Fiscal Officer Ken Dietz, Township Administrator Vicky Earhart, Assistant Township Administrator for Operations Steve Sievers, Assistant Township Administrator for Human Resources Suzanne Parker, Planning & Zoning Director Paul Drury, Public Works Director Eric Luginbuhl, Law Director Margaret Comey, Anderson Township Fire & Rescue Chief Richard Martin, Sheriff's Department Lt. Dave Downing, Fiscal Office Clerk Katie Arnold.

MOTION TO RETIRE TO EXECUTIVE SESSION

Executive Session: Mrs. Stone moved to retire to Executive Session to consider the appointment, or compensation of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1), and to consider the purchase of property for public purposes, or the sale of property as permitted by the Ohio Revised Code 121.22 (G)(2). Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

MOTION TO RETURN TO OPEN SESSION

Mrs. Stone moved to return from Executive Session. Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

PLEDGE OF ALLEGIANCE

MOTION TO ADOPT AGENDA

Mrs. Stone moved to adopt the agenda without modifications. Mr. Gerth seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

PUBLIC HEARING

Mrs. Stone opened the Public Hearing for Anderson Trails Plan. **Mr. Drury** recommended the Board approve the plan and spoke regarding the plan’s history dating back to 1990s. The goal to create a more walkable community by promoting alternative modes of transportation has remained unchanged. Additionally, **Mr. Drury** spoke about how Brad Bauer led the project until staffing changes caused Mr. Sievers to direct the project with the aid of Mr. Cavallaro, Ms. Reynolds, and Mr. Cloutier. A subcommittee of Transportation Advisory Committee (TAC), was formed, held monthly meetings, and solicited advice and input from the public. The plan included sidewalks, trails, and crosswalks. The implementation matrix was presented that showed staff and residents how and when the plan would be executed. **Mrs. Lausten** and **Mrs. Stone** both commented on how well the plan was laid out and how it was easy to understand.

Mrs. Stone closed the Public Hearing for the Anderson Trails Plan.

Mr. Gerth moved to adopt the below resolution and **Mrs. Lausten** seconded the motion.

Mr. Dietz called the roll: **Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.**

**RESOLUTION NO. 23-0713-01
ADOPTING THE 2023 UPDATE TO THE
ANDERSON TOWNSHIP TRAILS & WALKWAYS PLAN**

WHEREAS, this Board of Township Trustees (“Board”), through powers granted by Chapter 519 of the Revised Code, believes it is important to update the 2018 Anderson Trails & Walkways Plan, guiding sidewalk development and multi-modal transportation decision making activities, so as to maintain a high quality of life in the community; and

WHEREAS, the Board appointed a 21-member Transportation Advisory Committee (TAC), comprised of township residents, several members of the WeThrive! Committee, and with an Anderson Trails Plan Subcommittee, which began meeting in March 2022 to guide the planning process and develop a 2023 Update to the Anderson Township Trails & Walkways (“Plan”); and

WHEREAS, information from the 2018 Anderson Trails Plan, as well as the results of input gleaned from the public during outreach opportunities beginning in the spring of 2023 continuing through early fall 2023 provided the basis for plan recommendations; and

WHEREAS, staff met biweekly though from the fall of 2022 into the spring of 2023, and bimonthly with the TAC to prepare a draft Plan; and

WHEREAS, a public meeting was held in May 2023, and virtual open house was held for several weeks before and after that meeting, where public feedback from property owners and businesses was solicited; and

WHEREAS, background information and the draft Plan was available for public to review and comment on the Anderson Township website and various social media platforms; and

WHEREAS, the draft Plan embodies recommendations found in previously approved township and regional plans, including, but not limited to, Anderson Township Comprehensive Plan, Ohio Riverfront Plan, Eastern Corridor Land Use Vision Plan, The Beechmont Plan, and Clough Pike Business District Redevelopment Plan; and

WHEREAS, on June 26, 2023, the Anderson Township Zoning Commission recommended approving the Anderson Township Trails & Walkways Plan, with minor edits; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees of Anderson Township, Hamilton County, Ohio ("Board"), as follows:

SECTION 1. That this Board hereby accepts the recommendations of the Transportation Advisory Committee and the Anderson Township Zoning Commission and adopts the Plan, which are hereby incorporated in Exhibit A and made part of this Resolution.

SECTION 2. That this Board requests that the Hamilton County Regional Planning Commission review the Plan at their forthcoming meeting and provide recommendations to this Board as to the Plan's adoption.

SECTION 3. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

SECTION 4. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

PUBLIC FORUM

No one came forward.

TRUSTEE COMMENTS

Mrs. Lausten stated two students from Anderson High School attended the Tree Committee's meeting and it was nice to see students engaged with the community and they gave good input. Additionally, **Mrs. Lausten** reported seventy trees have been planted this year.

Mrs. Stone thanked Mr. Sievers for his work on the parade and Fun Run for the Fourth of July and stated it was well attended, well organized and a great event. **Mrs. Lausten** agreed.

FISCAL OFFICER

Mr. Dietz presented financial reports.

LAW DIRECTOR

Mrs. Comey stated there was no new business.

PLANNING & ZONING

Resolution Ordering the Removal of Structure Declared to be Insecure, Unsafe and Structurally Defective on Land owned by Anthony M. Griffin Jr., located at 2668 Elstun Road, in Anderson Township, Ohio, Pursuant to Section 505.86 of the Ohio Revised Code.

Mr. Drury asked the Board to approve the below resolution.

Mrs. Lausten moved to adopt the below resolution and **Mr. Gerth** seconded.

Mr. Dietz called the roll: **Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.**

RESOLUTION NO. 23-0713-02

RESOLUTION ORDERING THE REMOVAL OF STRUCTURE DECLARED TO BE INSECURE, UNSAFE AND STRUCTURALLY DEFECTIVE ON LAND OWNED BY ANTHONY M. GRIFFIN, JR., LOCATED AT 2668 ELSTUN ROAD, IN ANDERSON TOWNSHIP, OHIO, PURSUANT TO SECTION 505.86 OF THE OHIO REVISED CODE.

WHEREAS, Section 505.86 of the Revised Code (the "Statute") provides that a board of township trustees may provide for the removal, repair or securance of buildings or other structures in the township that have been declared insecure, unsafe, or structurally defective by any fire department under contract with the township or by the county building department or other authority responsible under Chapter 3781 of the Revised Code for the enforcement of building regulations or the performance of building inspections in the township, or of buildings or other structures that have been declared unfit for human habitation by the board of health of the general health district of which the township is a part; and

WHEREAS, the owner of record of the property located at 2668 Elstun Road, Anderson Township, Ohio 45230 (further identified as Hamilton County Auditor's Parcel No. 500-0430-0046-00) (the "Property") is Anthony M. Griffin, Jr. (the "Owner"); and

WHEREAS, the Hamilton County Planning + Development ("HCPD") is responsible for the enforcement of building regulations or the performance of building inspections in the township; and

WHEREAS, HCPD inspected the structure on the Property on March 7, 2023; and in an Official Building Order/Nuisance Notification dated March 17, 2023 addressed to the Owner at the mailing address listed above, stated its observations that the building on the Property (the "Structure") is vacant, overgrown, deteriorated, accessible, not weathertight, and that the front wall of the foundation has collapsed and continues to slide downhill, and declared the Structure to be in imminent danger of further collapse and unsafe for habitation, and advised the Owner that the Structure must be repaired or demolished; and

WHEREAS, the Owner's right to appeal that Official Building Order/Nuisance Notification expired April 16, 2023; and

WHEREAS, by Resolution No. 23-0420-07, this Board provided for the removal of the Structure pursuant to Section 505.86 of the Ohio Revised Code, and provided for statutory notice of this Board's intention to remove the Structure to be sent to the Owner and any lienholder with respect to the Property, and for the Owner or any such lienholder (each, a "Party in Interest") to request a hearing with respect to such removal; and

WHEREAS, no Party in Interest requested a hearing; and

WHEREAS, at this date Owner has not abated the nuisance by repairing or demolishing the Structure;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES (the "Board") OF ANDERSON TOWNSHIP, OHIO (the "Township"), that:

SECTION 1. This Board hereby orders the removal of the Structure from the Property. No Party In Interest requested nor participated in a hearing on this Board's prior action with respect to the Structure and, therefore, there are no parties to appeal the action of the Board taken hereby. No Party In Interest has sought to enter into an agreement with this Board to perform the removal of the Structure.

SECTION 2. The Township Administrator shall proceed to provide for the removal of the insecure, unsafe and structurally defective Structure, and the "total cost" of such removal, including any costs incurred due to the use of employees, materials, or equipment of the Township, any costs arising out of contracts for labor, materials, or equipment, and costs of service of notice or publication required under the Statute, shall be collected by the Fiscal Officer in accordance with Section 505.86(F)(1) of the Revised Code.

SECTION 3. The preambles to this Resolution are and for all purposes shall be construed to be integral and operative parts of this Resolution.

SECTION 4. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Section 121.22 of the Ohio Revised Code, except as otherwise permitted thereby.

There was no further discussion.

Resolution Determining Existence of Nuisance on Land Owned by JKV Workforce I, LLC, located at 8167 Woodruff Road, in Anderson Township and Providing Notice and Remediation Pursuant to ORC Section 505.87.

Mr. Drury stated the Planning and Zoning department had been unable to locate owners of the parcel. **Mr. Gerth** asked if anyone was living there. **Mr. Drury** stated there was not.

Mr. Gerth moved to adopt the below resolution. **Mrs. Stone** seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23-0713-03

**RESOLUTION DETERMINING EXISTENCE OF
NUISANCE ON LAND OWNED BY JKV WORKFORCE I
LLC, LOCATED AT 8167 WOODRUFF ROAD, IN
ANDERSON TOWNSHIP, AND PROVIDING FOR NOTICE
AND REMEDIATION PURSUANT TO ORC SECTION
505.87**

Whereas, a board of township trustees may provide for the abatement, control, or removal of vegetation, garbage, refuse, and other debris from land in the township, if the board determines that the owner's maintenance of that vegetation, garbage, refuse, or other debris constitutes a nuisance, pursuant to Ohio Revised Code Section 505.87 (the "Statute");

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES (THE "BOARD") OF ANDERSON TOWNSHIP, OHIO (the "Township"), that:

Section 1. Maintenance of the vegetation, garbage, refuse or other debris by the owner or owners (the "owner"), as specified in Schedule A hereto (which by this reference is incorporated herein), is hereby determined to constitute a nuisance within the meaning of the Statute and the owner is hereby ordered to abate, control, or remove the vegetation, garbage, refuse, or other debris as set forth herein.

Section 2. If the owner of the land upon which the nuisance is located is determined by the Anderson Township Planning & Zoning Department to be a resident of the Township or a nonresident whose address is known, the Planning & Zoning Department shall give notice to such owner, on behalf of this Board, in substantially the form attached hereto as Schedule A, by posting that notice in a sheltered place and/or in a waterproof envelope on the principal structure (if any) on such land and photographing the posted notice with a camera capable of recording the date of the photograph on it. Such notice shall also be sent, on behalf of this Board, by certified mail to the owner and to each lienholder of record. If such owner's address is unknown and cannot reasonably be obtained, the Zoning Inspector shall cause such notice to be published once in a newspaper of general circulation in the Township.

Section 3. If, within seven (7) days after the giving of the notice or notices provided for in Section 2 hereof, the owner of such land fails to abate, control, or remove the vegetation, garbage, refuse and/or debris, and no agreement is entered into with the Board under Ohio Revised Code Section 505.87(B)(2) to provide for said abatement, control, or removal, then the Zoning Inspector, on behalf of this Board, shall provide for such abatement, control, or removal and, on behalf of this Board, may employ the necessary labor, materials, and equipment to perform the task. The expenses to be incurred in that regard are hereby authorized and appropriated to be paid from the Township General Fund from moneys not otherwise appropriated. Those expenses shall be recovered by the Township pursuant to Ohio Revised Code Section 505.87(F).

Section 4. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

SHERIFF'S OFFICE

Lt. Downing stated there was no new business.

PUBLIC WORKS DEPARTMENT

2023 Salt Bid Award

Mr. Luginbuhl asked the Board to consider the below motion.

RESOLUTION N O. 23-0713-04

Mrs. Lausten moved to authorize the Township Administrator to enter into a contract with Morton Salt Inc. for the purchase of Road De-Icing Salt under the

Hamilton County contract, for the 2023-2024 winter season at a rate of \$82.10 per ton delivered. Mr. Gerth seconded.

Mr. Dietz called the roll: Mr. Gerth, yes Mrs. Lausten yes; Mrs. Stone yes.

Mr. Luginbuhl stated the Township used 2500 tons on average each winter.

2023 Reclamite Asphalt Rejuvenator

Mr. Luginbuhl asked the Board to consider the below motion.

MOTION NO. 23-0713-05

Mr. Gerth moved to accept proposal from Pavement Technology, Inc. to apply Reclaimate asphalt rejuvenator to the roads (list attached) for an amount not to exceed \$146,770.76, with a 10% contingency of \$14,677.07 for a total of \$161,447.83. The work will be performed according to the specifications and funded with State & Local Recovery Fund Monies (\$88,702.90) and 1994 TIF dollars (\$72,74.93). Mrs. Lausten seconded.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

FIRE & RESCUE DEPARTMENT

Resolution Authorizing the Sale of Surplus Equipment Pursuant to Section 505.10 of the Ohio Revised Code Providing for the Sale of Personal Property Via Internet Auction.

Mrs. Lausten moved to adopt the below resolution and Mr. Gerth seconded.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23 – 0713-06

RESOLUTION AUTHORIZING THE SALE OF SURPLUS EQUIPMENT PURSUANT TO SECTION 505.10 OF THE REVISED CODE PROVIDING FOR SALE OF PERSONAL PROPERTY VIA INTERNET AUCTION

WHEREAS, Section 505.10 of the Revised Code (the “Statute”) provides that a board of township trustees may provide for the disposition of certain personal property, including motor vehicles, road machinery, equipment and tools, if the Board finds, by resolution, that the such personal property is not needed for public use, is obsolete, or is unfit for the use for which it was acquired, all in accordance with the Statute; and

WHEREAS, the Statute provides that regardless of value, a board of township trustees may sell unneeded, obsolete, or unfit-for-use township personal property by internet auction as provided in paragraph (D) of the Statute; and

WHEREAS, the Township owns several items of property, more fully described on Exhibit A hereto, which by this reference is incorporated herein and made a part hereof (the "Equipment"), that constitutes personal property which this Board deems to be unneeded for Township use; and

WHEREAS, this Board passed Resolution No. 23-0216-07 pertaining to the conduct of internet auctions and authorizing an agreement by and between the Township and LIQUIDITY SERVICES OPERATIONS LLC DBA GOVDEALS, INC., ("GovDeals") pursuant to which GovDeals agrees to perform certain consulting, provide access to its online surplus property network, maintain information about assets, and provide access to seller asset management on behalf of the Township during calendar years 2023 and 2024 (the "GovDeals Agreement"); and

WHEREAS, the Township Administrator has entered into the GovDeals Agreement as authorized by Resolution No. 23-0216-07; and

WHEREAS, Seller has met the statutory publication requirements with respect to Resolution No. 23-0216-07;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees ("Board") of Anderson Township, Hamilton County, Ohio ("Township"), as follows:

SECTION 1. The Board hereby finds that the Equipment is unneeded for Township use and that it is in the best interest of the Township to dispose of the Equipment pursuant to Section 505.10 (D) of the Revised Code and the GovDeals Agreement by means of internet auction for at least the minimum selling price indicated on Exhibit A (the "Minimum Selling Price") and otherwise as provided in Resolution No. 23-0216-07. The Equipment when sold shall be picked up by its purchaser or purchasers at the Current Location specified in Exhibit A. Prior to delivery of title to the Equipment to the purchaser or purchasers, the Township shall have received a fully executed Equipment Sale Agreement in substantially the form attached hereto as Exhibit B, which by this reference is incorporated herein. The Township Administrator and the Fiscal Officer are each authorized, singly or together, to execute the necessary documents on behalf of this Board to affect such sale.

SECTION 2. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this resolution.

SECTION 3. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Revised Code Section 121.22, except as otherwise permitted thereby.

Mrs. Stone inquired if this internet action site was used previously. Mrs. Earhart stated The Board had approved using this website previously.

Motion Seeking Authorization of to Apply for 2023-24 Ohio Ambulance Transportation Program Grant

MOTION NO. 23 – 0713-07

Mr. Gerth moved to authorize the Anderson Township Fire & Rescue Department’s application seeking an American Rescue Plan Act grant, managed through the State of Ohio Office of Budget and Management, for essential frontline workers that performed essential work during the COVID-19 pandemic for which there will be no cost to, or matching funds requirement from, Anderson Township during the 2023-24 award period. Mrs. Lausten seconded.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

TOWNSHIP ADMINISTRATOR

Mrs. Earhart stated she had no new business.


NEXT REGULAR MONTHLY BOARD MEETING

Wednesday, August 17, 2023, 5:00 P.M. (citizens should call 513.688.8400 to confirm)

MOTION TO ADJOURN

Mrs. Stone moved to adjourn the meeting. Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.



R. Dee Stone, Chair

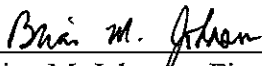


Brian M. Johnson, Fiscal Officer

CERTIFICATION

The undersigned duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 20th day of September 2023, and that said minutes have been duly entered upon the Journal of said Township.

This day 20th day of September, 2023.



Brian M. Johnson, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

August 17, 2023

R. Dee Stone, Trustee Chair
Lexi Lausten, Trustee Vice Chair
Joshua S. Gerth, Trustee
Kenneth G. Dietz, Fiscal Officer

CALL TO ORDER

Mrs. Stone called the meeting to order and welcomed attendees including: Fiscal Officer Ken Dietz, Township Administrator Vicky Earhart, Assistant Township Administrator for Operations Steve Sievers, Assistant Township Administrator for Human Resources Suzanne Parker, Planning & Zoning Director Paul Drury, Public Works Director Eric Luginbuhl, Anderson Township Fire & Rescue Chief Richard Martin, Sheriff's Department Lt. Dave Downing, Fiscal Office Clerk Katie Arnold, Director of Finance Tammy Disque.

Mrs. Stone moved to retire to Executive Session to consider the employment or compensation of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1) and to consider the purchase of property for public purposes, or the sale of property as permitted by Ohio Revised Code Section 121.22(G)(2). Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

Mrs. Stone moved to return from Executive Session. Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

PLEDGE OF ALLEGIANCE

MOTION TO ADOPT AGENDA

Mrs. Stone moved to adopt the agenda as presented. Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

PRESENTATIONS AND RECOGNITIONS

Representative Rachel Baker presented an update about the state budget, and the impact on Township residents. **Mrs. Stone** stated Ms. Baker's break down of the budget was very helpful. **Mrs. Lausten** thanked Ms. Baker for taking the time to make the presentation. Ms. Baker asked for guidance, as the School Board had not responded to requests from her office, and she wished to present similar information to them. The Board stated she could attend the School Board meeting and use public forum time for the presentation.

National Preparedness Month

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

August 17, 2023

Mrs. Earhart announced that National Preparedness month was observed each September to raise awareness about the importance of preparing for disasters and emergencies that could happen anytime.

Chief Martin presented information that was helpful especially for older adults found at <http://www.ready.gov/olderadults>. Additionally, he stated residents can sign up for Alert Hamilton County EMA and Smart911.

Mrs. Stone asked Chief Martin to present the information at the Senior Center.

PUBLIC FORUM

No one came forward.

TRUSTEE COMMENTS

Mrs. Stone reminded everyone that today was the first day of school and caution should be used around school buses. **Mrs. Lausten** stated she was glad Township's Facebook page also reminded residents about school buses.

Mrs. Stone announced Kenneth Dietz had notified the Board he intended to retire in September. **Mr. Dietz** gave a history of his career at the Township. He stated he had always been fortunate to have great trustees, a great administration and great citizens that supported the Township. **Mr. Gerth** thanked Mr. Dietz and that it was a pleasure to have worked with him. **Mrs. Lausten** stated it was worked with him and to get to know him. **Mrs. Stone** thanked Mr. Dietz for his service.

Resolution Appointing Fiscal Officer to Fill Vacancy in Office for the Unexpired Term Pursuant to Section 503.24 of the Ohio Revised Code

Mrs. Lausten moved to adopt the below resolution. **Mr. Gerth** seconded the motion.

Mr. Dietz called the roll: **Mr. Gerth**, yes; **Mrs. Lausten**, yes; **Mrs. Stone**, yes

RESOLUTION NO. 23 – 0817 – 01

RESOLUTION APPOINTING FISCAL OFFICER TO FILL VACANCY IN OFFICE FOR THE UNEXPIRED TERM PURSUANT TO SECTION 503.24 OF THE OHIO REVISED CODE

WHEREAS, Section 503.24 (the "Statute") provides, among other things, that when there is a vacancy in a township office, the board of township trustees shall appoint a person having the qualifications of an elector to fill such vacancy for the unexpired term or until a successor is elected; and

WHEREAS, the next general election for township officers will be held on November 7, 2023; and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
August 17, 2023

WHEREAS, the term of Kenneth G. Dietz, Fiscal Officer for the Township, expires March 31, 2024; and

WHEREAS, Kenneth G. Dietz has resigned from his office, effective September 15, 2023; and

WHEREAS, this Board is required by the Statute to appoint a successor Fiscal Officer to serve the unexpired term of Mr. Dietz; and

WHEREAS, Brian M. Johnson is a resident of Anderson Township having the credentials of an elector in Anderson Township and is qualified by his education and experience to serve the Township as its Fiscal Officer for the unexpired term of Mr. Dietz;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees (the "Board") of Anderson Township, Hamilton County, Ohio (the "Township"), as follows:

SECTION 1. This Board hereby determines that Brian M. Johnson is qualified as an elector in the Township to fill the unexpired term of Mr. Dietz, as Fiscal Officer for the Township.

SECTION 2. This Board hereby appoints Brian M. Johnson as Fiscal Officer for the Township, effective September 16, 2023, to fill the vacancy in the office of Fiscal Officer by reason of the resignation of Kenneth G. Dietz for the unexpired term of Mr. Dietz.

SECTION 3. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Section 121.22 of the Revised Code, except as otherwise permitted thereby.

Mr. Johnson stated he was a CPA, an attorney, and had worked with the State Auditor's office.

Mr. Gerth inquired how long he had been a resident. **Mr. Johnson** stated he had been a resident for 14 years.

FISCAL OFFICER

Mr. Dietz stated an increase in appropriations for \$17,740.00 was needed to fund lighting districts for the remainder of the fiscal year.

Mr. Dietz stated \$239,708.94 for the fire department were needed to move between various funds for payroll and asked the Board to approve the appropriation changes.

RESOLUTION NO. 23 – 0817 – 02

Mr. Gerth moved to adopt the appropriations changes. **Mrs. Lausten** seconded the motion.

Mr. Dietz called the roll: **Mr. Gerth**, yes; **Mrs. Lausten**, yes; **Mrs. Stone**, yes.

No there was no further discussion.

Resolution Awarding Active and Interim Public Deposits

Mr. Dietz stated proposals were received and reviewed. The best and most responsive was Huntington Bank.

Mrs. Lausten moved to adopt the below resolution. Mr. Gerth seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23 – 0817 – 03

**RESOLUTION AWARDING ACTIVE AND INTERIM
PUBLIC DEPOSITS**

WHEREAS, the Fiscal Officer previously estimated and this Board previously affirmed that the aggregate maximum amount of public moneys subject to its control to be awarded and to be on deposit as “inactive deposits” during the designation period identified herein is zero (\$0.00); and

WHEREAS, the Fiscal Officer, on behalf of this Board, has received written applications for active deposits and interim deposits of public moneys of Anderson Township; and

WHEREAS, applications for said active deposits specify the maximum amount of public moneys the applicant desires to receive and have on deposit as active deposits at any one time during the period of designation; and

WHEREAS, each application for said active deposits is accompanied by a financial statement of the applicant, under oath of its cashier, treasurer, or other officer, and otherwise complying with Section 135.10 of the Revised Code; and

WHEREAS, applications for said interim deposits specify the maximum amount of public moneys the applicant desires to receive and have on deposit as interim deposits at any one time during the period of designation, and each applicant has represented that the maximum amount so indicated does not exceed thirty percent (30%) of the applicant’s total assets as revealed by its latest report to the superintendent of financial institutions, the comptroller of the currency, the office of thrift supervision, the federal deposit insurance corporation, or the board of governors of the federal reserve system, and otherwise comply with Section 135.08 of the Revised Code; and

WHEREAS, each application for said interim deposits is accompanied by a financial statement of the applicant, under oath of its cashier, treasurer, or other officer, and otherwise complying with Section 135.08 of the Revised Code;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees (the “Board”) of Anderson Township, Hamilton County, Ohio (the “Township”), as follows:

SECTION 1. *Period of Designation.* The award of active deposits effected by this Resolution shall be for a term of five years, effective August 31, 2023, and ending on August 30, 2028, subject to the provisions of Sections 135.12(C) and (D) of the Revised Code.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

August 17, 2023

SECTION 2. *Award of Active Deposits.* The Township's active deposits, in the maximum amount of \$50,000,000, are awarded to Huntington National Bank, Cincinnati, Ohio. The Fiscal Officer is hereby authorized and directed to enter into a contract with said depository on behalf of the Township in a form approved by the Township's Law Director, and to execute and obtain, on behalf of the Township, such other documents (including, without implied limitation, evidence of sufficient collateral or surety bonds as required by law) as may be reasonably required to evidence and perfect the depository relationship.

SECTION 3. *Award of Interim Deposits.* The Township's interim deposits are hereby awarded (in the maximum principal amount of \$30,000,000 per depository [or, if applicable, such lesser amount as may have been applied for by a depository]) to the following eligible institutions: Huntington National Bank, Fifth Third Bank, and U.S. Bank National Association, and their successors and assigns. The award of interim deposits of public moneys shall be made only to that institution (or those institutions) which offers (which offer) to pay the highest permissible rate of interest on interim deposits in like time certificates of deposit or savings or deposit accounts. The Fiscal Officer is hereby authorized to enter into contracts from time to time with such depositories on behalf of the Township in forms approved by the Township's Law Director, and in accordance with the foregoing requirements, and to execute and obtain on behalf of the Township such other documents (including, without implied limitation, evidence of sufficient collateral or surety bonds as required by law) as may be reasonably required to evidence and perfect each depository relationship. *All interim deposits shall be invested in compliance with the Township's Investment Policy, the receipt of which shall be acknowledged by each of the foregoing financial institutions, and Section 135.14 of the Revised Code.* The Fiscal Officer may make direct deposits of the Township's interim funds (in the maximum principal amount of \$30,000,000) into the State Treasurer's investment pool, known as the State Treasury Asset Reserve of Ohio (StarOhio), the Ohio subdivision's fund, and otherwise in accordance with Section 135.14 of the Revised Code.

SECTION 4. *Notices.* The Fiscal Officer or his designee shall give notice to the depositories designated in this Resolution of such designations, at the addresses set forth on their respective applications.

SECTION 5. *Sunshine Law Findings.* This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Section 121.22 of the Revised Code, except as otherwise permitted thereby.

There was no further discussion.

Minutes

RESOLUTION NO. 23 – 0817 – 04

Mr. Gerth moved to adopt the minutes for May 18, 2023 and June 1, 2023. Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
August 17, 2023

FINANCE

Mrs. Earhart introduced Tammy Disque, the head of the Finance Department. **Mrs. Lausten** thanked Mrs. Earhart for her work developing the role. The Board welcomed Ms. Disque.

FIRE & RESCUE DEPARTMENT

Acceptance of Ohio Division of EMS Training and Equipment Grant Award

Chief Martin stated the department had been awarded \$755.10 for the Ohio EMS Training and Equipment Grant. He requested Board approval to accept grant monies.

MOTION N O. 23 – 0817 – 05

Mrs. Lausten moved to accept, on behalf of Anderson Township, the Ohio EMS 2023-24 Training and Equipment Grant from the Ohio Division of EMS in the amount of \$755.10 to be applied to the purchase of EMS equipment and/or EMS training, as specified within the award. The Township Administrator is hereby authorized to execute any documents necessary and appropriate to consummate the grant transaction. Mr. Gerth seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

Request Authorization to Apply for 2023-26 Firefighter Exposure to Environmental Elements Grant

MOTION N O. 23 – 0817 – 06

Mr. Gerth moved to authorize the Anderson Township Fire & Rescue Department's application seeking a Firefighter Exposure to Environmental Elements Grant (FEEEG) managed by the Ohio Bureau of Worker's Compensation for which the Anderson Township Fire & Rescue Department's 16.67% (5 to 1) matching funds requirement would not exceed \$2,550.00 for the purpose of purchasing environmental SCBA cleaning equipment during the 2023-26 award period. Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

Resolution Authorizing the Sale of Surplus Flotation Equipment to the Village of Newtown Pursuant to Section 505.101 of the Revised Code

Chief Martin requested approval to sell floatation equipment to the Village of Newtown's Police Department. The outdated equipment allows first responders to carry equipment in a vehicle and positively impact the outcome of a water rescue.

Mrs. Lausten moved to adopt the below resolution. Mr. Gerth seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23 – 0817 – 07

**RESOLUTION AUTHORIZING THE SALE OF SURPLUS FLOATATION
EQUIPMENT TO THE VILLAGE OF NEWTOWN, OHIO, PURSUANT TO SECTION
505.101 OF THE REVISED CODE**

WHEREAS, Section 505.101 of the Revised Code (the “Statute”) provides that a board of township trustees may, by resolution, enter into a contract, without advertising or bidding, for the purchase or sale of motor vehicles, materials, equipment, or supplies from or to any department, agency, or political subdivision of the State; and

WHEREAS, the Equipment described hereinafter is hereby determined to be surplus equipment; and

WHEREAS, the Village of Newtown, Ohio is a political subdivision within the State of Ohio;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees (the “Board”) of Anderson Township, Hamilton County, Ohio (the “Township”), as follows:

SECTION 1. That this Board hereby determines that the equipment identified on Exhibit A hereto which by this reference is incorporated herein (the “Equipment”) is surplus equipment not needed for public use by the Township and hereby expresses its intent to sell the Equipment “as is” and valued at \$1.00, by sale to the Village of Newtown, Ohio, a political subdivision within the State of Ohio (the “Purchaser”), upon the terms set forth in the Agreement described herein and pursuant to the Board’s authority provided in the Statute.

SECTION 2. That the amount to be paid by the Purchaser as the purchase price for the Equipment shall not be less than \$1.00, payable to the Township in immediately available funds on or before the date of delivery of the Equipment to Purchaser.

SECTION 3. That the Township Administrator is hereby authorized to enter into a contract setting forth the terms of sale and substantially in the form attached hereto as Exhibit B and by this reference incorporated herein (the “Agreement”), with such changes thereto as may be deemed by the Township Administrator after consultation with the Law Director not to be financially disadvantageous to the Township, which determination shall be evidenced by her execution of the Agreement.

SECTION 4. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

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SECTION 5. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Resolution Authorizing the Sale of Surplus Flotation Equipment to the Hamilton County Sheriff's Office Pursuant to Section 505.101 of the Revised Code.

Chief Martin stated the department wanted to sell equipment no longer needed to the Hamilton County Sheriff's Department. Specifically, to be housed in the vehicles stationed at District 5. The equipment would allow first responders to positively impact the outcome of a water rescue were they to arrive first on scene.

Mr. Gerth moved to adopt the below resolution. Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23 – 0817 – 08

RESOLUTION AUTHORIZING THE SALE OF SURPLUS FLOATATION EQUIPMENT TO THE HAMILTON COUNTY SHERIFF'S OFFICE, PURSUANT TO SECTION 505.101 OF THE REVISED CODE

WHEREAS, Section 505.101 of the Revised Code (the "Statute") provides that a board of township trustees may, by resolution, enter into a contract, without advertising or bidding, for the purchase or sale of motor vehicles, materials, equipment, or supplies from or to any department, agency, or political subdivision of the State; and

WHEREAS, the Equipment described hereinafter is hereby determined to be surplus equipment; and

WHEREAS, the Hamilton County Sheriff's Office is a public agency within Hamilton County and the State of Ohio;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees (the "Board") of Anderson Township, Hamilton County, Ohio (the "Township"), as follows:

SECTION 1. That this Board hereby determines that the equipment identified on Exhibit A hereto which by this reference is incorporated herein (the "Equipment") is surplus equipment not needed for public use by the Township and hereby expresses its intent to sell the Equipment "as is" and valued at \$1.00, by sale to the Hamilton County Sheriff's Office , a public agency

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within Hamilton County and the State of Ohio (the “Purchaser”), upon the terms set forth in the Agreement described herein and pursuant to the Board’s authority provided in the Statute.

SECTION 2. That the amount to be paid by the Purchaser as the purchase price for the Equipment shall not be less than \$1.00, payable to the Township in immediately available funds on or before the date of delivery of the Equipment to Purchaser.

SECTION 3. That the Township Administrator is hereby authorized to enter into a contract setting forth the terms of sale and substantially in the form attached hereto as Exhibit B and by this reference incorporated herein (the “Agreement”), with such changes thereto as may be deemed by the Township Administrator after consultation with the Law Director not to be financially disadvantageous to the Township, which determination shall be evidenced by her execution of the Agreement.

SECTION 4. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

SECTION 5. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Revised Code Section 121.22, except as otherwise permitted thereby.

Mrs. Stone made it known the sale was for one dollar and the equipment was being repurposed for the benefit of citizens.

PLANNING & ZONING

There was no new business for the Board.

PUBLIC WORKS DEPARTMENT

Resolution Approving Expenditure of \$13,650 for Rolled Curb Replacement

Mr. Luginbuhl stated that John R. Jurgensen is under contract to complete the 2023 Pavement Management Program. Curbs were damaged during the process on Monchateau Drive, Coran Drive, Calgary Drive and Manitoba Drive. **Mr. Luginbuhl** asked the Board to approve a purchase order to Z-Crete, LLC deducting the funds from the purchase order opened to John R. Jurgensen company.

Mr. Gerth moved to adopt the below resolution. **Mrs. Lausten** seconded the motion.

Mr. Dietz called the roll: **Mr. Gerth**, yes; **Mrs. Lausten**, yes; **Mrs. Stone**, yes.

RESOLUTION NO. 23-0817 – 09

RESOLUTION APPROVING AND AUTHORIZING THE REPAIR OF 210 LINEAR FEET OF CURB ALONG MONTCHATEAU DRIVE, CALGERY DRIVE, CORAN DRIVE, AND MANITOBA DRIVE AND THE PAYMENT OF EXPENSES WITH RESPECT THERETO

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees (the “Board”) of Anderson Township, Hamilton County, Ohio (the “Township”), as follows:

SECTION 1. This Board hereby determines that it necessary to provide for the repair of 210 linear feet of curb along Montchateau Drive, Calgary Drive, Coran Drive, and Manitoba Drive in the Township.

SECTION 2. This Board approves and authorizes the repair of 210 linear feet of curb along Montchateau Drive, Calgary Drive, Coran Drive, and Manitoba Drive in the Township by Z-Crete LLC for the sum of \$13,650.00 and hereby appropriates said sum for such purpose.

SECTION 3. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

SECTION 4. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Section 121.22 of the Ohio Revised Code, except as otherwise permitted thereby.

There was no further discussion.

Wyndwatch Drive Road Repairs

MOTION N O. 23 – 0817 – 10

Mrs. Lausten moved to accept proposal from Prus Construction to grind and pave Wyndwatch Drive for an amount not to exceed \$28,785.00, with a 10% contingency of \$2,878.50 for a total of \$31,663.50. The work will be performed according to the specifications and funded with State & Local Fiscal Recovery Fund Monies and 1994 TIF dollars. Mr. Gerth seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

SHERIFF’S OFFICE

There was no new business for the Board.

TOWNSHIP ADMINISTRATOR

Request to Proceed with Voll Road Sidewalk Survey and Engineering

Mr. Sievers stated in 2022 the Township applied for SORTA transit infrastructure funding for two crosswalk improvements on Beechmont Avenue. The grant application was approved. There was a one-mile stretch of Beechmont without pedestrian crossing and have worked with ODOT to complete a pedestrian activated crosswalk at Beechmont and Voll. He requested the Board approve the motion below.

MOTION N O. 23 – 0817 – 11

Mr. Gerth moved to authorize the Township Administrator to enter into contact with Choice One, following review by the Law Director, for the survey and preliminary design of a sidewalk along Voll Road, utilizing 1994 TIF funds, for which construction would be paid for with CDBG funds. **Mrs. Lausten** seconded the motion.

Mr. Dietz called the roll: **Mr. Gerth**, yes; **Mrs. Lausten**, yes; **Mrs. Stone**, yes.

There was no further discussion.

Mrs. Earhart requested the Board consider the two resolutions below as a collaborative effort between the Township and School District, for the funding of a vehicle and equipment for a second school resource officer.

Resolution Approving and Authorizing a cooperative Agreement with the Forest Hills Local School District to Provide for the Reimbursement to the Township of the Expense of Providing for the Services of a Second School Resource Officer and Authorizing the Execution and Delivery of Said Cooperative Agreement by the Township Administrator

Mrs. Lauten moved to adopt the below resolution. **Mr. Gerth** seconded the motion.

Mr. Dietz called the roll: **Mr. Gerth**, yes; **Mrs. Lausten**, yes; **Mrs. Stone**, yes.

RESOLUTION N O. 23 – 0817 – 12

RESOLUTION APPROVING AND AUTHORIZING A COOPERATIVE AGREEMENT WITH THE FOREST HILLS LOCAL SCHOOL DISTRICT TO PROVIDE FOR THE REIMBURSEMENT TO THE TOWNSHIP OF THE EXPENSE OF PROVIDING FOR THE SERVICES OF A SECOND SCHOOL RESOURCE OFFICER AND AUTHORIZING THE EXECUTION AND DELIVERY OF SAID COOPERATIVE AGREEMENT BY THE TOWNSHIP ADMINISTRATOR

WHEREAS, the Sheriff of Hamilton County, Ohio (the “Sheriff”) provides police protection services to Anderson Township, Hamilton County, Ohio (the “Township”), pursuant to

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an Agreement for Police Protection Services effective April 1, 2023 (the “Original Agreement”), as amended by a First Amendment to the Agreement for Police Protection Services, effective ____, 2023 (“First Amendment”), each among the Sheriff, the Board of County Commissioners of Hamilton County, Ohio (the “County”), and the Township, acting by and through its Board of Township Trustees (the “Board”); and

WHEREAS, the Township has contracted with the Sheriff and the County in the Original Agreement for, among other things, the provision of services of a school resource officer by the Sheriff at the expense of this Board; and

WHEREAS, the administration of the Forest Hills Local School District (the “District”) has been in discussion with the Township Administrator with a request that a second school resource officer be provided to the District at the expense of the District; provided that the Board provide a police vehicle for said second school resource officer at the expense of the Township; and

WHEREAS, this Board wishes to provide for the services of a second school resource officer to be provided by the Sheriff under the Original Agreement as amended by the First Amendment which services will be supplemental to the Police Protection Services provided for in the Original Agreement as amended by the First Amendment; and

WHEREAS, this Board hereby determines that it is necessary to amend the Original Agreement as amended by the First Amendment to provide for the services of the second school resource officer; provided, that the Board of Education of the District authorizes and enters into a cooperative agreement with this Board to provide for (i) the reimbursement of the expense of said second school resource officer by the District to the Board, and (ii) that this Board provide a police vehicle for said second school resource officer at the expense of the Township;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees of Anderson Township (County of Hamilton), Ohio, as follows:

Section 1. This Board hereby determines that it is in the best interest of the residents and businesses in the Township to provide for the services of a second school resource officer by the Sheriff pursuant to the Original Agreement as amended by the First Amendment and a second amendment to the Original Agreement (collectively, the “Police Services Agreement”) if the Board of Education of the District authorizes, executes and delivers a cooperative agreement substantially in the form presented to the Board (the “Cooperative Agreement”), which provides (i) that the District shall reimburse the Township for the expenses associated with the provision of a second school resource officer pursuant to the Police Services Agreement, and (ii) that the Township shall provide a police vehicle for said second school resource officer at the expense of the Township.

Section 2. This Board hereby approves and authorizes the Cooperative Agreement presented to this Board in substantially the form before this Board, attached hereto and by this reference made a part hereof.

Section 3. The Township Administrator is hereby authorized and directed to execute and deliver the Cooperative Agreement in substantially the form before this Board with only such

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changes thereto as shall not, in her judgment after consultation with the Law Director, be detrimental to the Township, such determination being conclusively evidenced by her execution of the Cooperative Agreement.

Section 4. The Township Administrator is directed to forward a certified copy of this Resolution and an executed copy of the Cooperative Agreement to the Superintendent of the District, the Sheriff and the County.

Section 5. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Section 121.22 of the Ohio Revised Code, except as otherwise permitted hereby.

There was no further discussion.

Resolution Approving and Authorizing a Second Amendment to Agreement for Police Protection Services to Provide for the Services of a Second School Resource Officer and Authorizing the Execution and Delivery of Said Second Amendment by the Township Administrator

Mrs. Lausten moved to adopt the below resolution. Mr. Gerth seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23 – 0817 – 13

RESOLUTION APPROVING AND AUTHORIZING A SECOND AMENDMENT TO AGREEMENT FOR POLICE PROTECTION SERVICES TO PROVIDE FOR THE SERVICES OF A SECOND SCHOOL RESOURCE OFFICER SERVING THE FOREST HILLS SCHOOL DISTRICT AND AUTHORIZING THE EXECUTION AND DELIVERY OF SAID SECOND AMENDMENT BY THE TOWNSHIP ADMINISTRATOR

WHEREAS, the Sheriff of Hamilton County, Ohio (the “Sheriff”) provides police protection services to Anderson Township, Hamilton County, Ohio (the “Township”), pursuant to an Agreement for Police Protection Services effective April 1, 2023 (the “Original Agreement”), as amended by a First Amendment to the Agreement for Police Protection Services, effective ____, 2023 (“First Amendment”), each among the Sheriff, the Board of County Commissioners of Hamilton County, Ohio (the “County”), and the Township, acting by and through its Board of Township Trustees (the “Board”); and

WHEREAS, the Township has contracted with the Sheriff and the County in the Original Agreement for the provision of services of a school resource officer by the Sheriff at the expense of the Board; and

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WHEREAS, the administration of the Forest Hills Local School District (the "District") has been in discussion with the Township Administrator with a request that a second school resource officer be provided to the District at the expense of the District; provided that the Board provide a police vehicle for use by said second school resource officer; and

WHEREAS, this Board wishes to provide for the services a second school resource officer to be provided by the Sheriff under the Original Agreement as amended by the First Amendment which services will be supplemental to the Police Protection Services provided for in the Original Agreement as amended by the First Amendment: and

WHEREAS, this Board hereby determines that it is necessary to amend the Original Agreement as amended by the First Amendment to provide for the services of the second school resource officer; provided that the Board of Education of the District ("BOE") authorize and enter into an agreement with this Board to provide for the reimbursement of the expense of said second school resource officer by the District to the Board;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees of Anderson Township (County of Hamilton), Ohio, as follows:

Section 1. This Board hereby determines that it is in the best interest of the residents and businesses in the Township to provide for the services of a second school resource officer by the Sheriff pursuant to the Original Agreement as amended by the First Amendment and a second amendment to the Original Agreement.

Section 2. This Board hereby approves and authorizes a Second Amendment to the Agreement for Police Protection Services, by and between the Sheriff, the County, and this Board ("Second Amendment" and together with the Original Agreement, as amended by the First Amendment, the "Agreement"), in substantially the form before this Board, attached hereto and by this reference made a part hereof.

Section 3. The Township Administrator is hereby authorized and directed to execute and deliver the Second Amendment in substantially the form before this Board with only such changes thereto as shall not, in her judgment after consultation with the Law Director, be detrimental to the Township, such determination being conclusively evidenced by her execution of the Second Amendment.

Section 4. The Township Administrator is directed to forward a certified copy of this Resolution and an executed copy of the Second Amendment to the Sheriff and the County.

Section 5. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Section 121.22 of the Ohio Revised Code, except as otherwise permitted hereby.

Mrs. Stone stated interviews had begun for the position. **Mrs. Earhart** gave background regarding the contract between the township and the Hamilton County Sheriff's office.

Mrs. Lausten stated the addition of a second officer was positive for the Township. **Mrs. Earhart** indicated part of the funding was provided by the State of Ohio.

Mr. Gerth moved to adopt the below resolution. **Mrs. Lausten** seconded the motion.

Mr. Dietz called the roll: **Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes**

Resolution Awarding Contract and Certifying Assessments for Anderson Manor Lighting District Pursuant to Revised Code Sections 9.30, 515.08, 515.081 and 515.11

RESOLUTION NO. 23-0817 – 14

**AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR
ANDERSON MANOR LIGHTING DISTRICT
PURSUANT TO REVISED CODE SECTIONS 9.30, 515.08, 515.081 AND 515.11**

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Anderson Manor Lighting District (the "District"), and has previously provided for the installation of lights required for properly lighting such streets and public ways, and has previously approved the execution of a contract with Duke Energy for the purpose of lighting such streets and public ways; and

WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

WHEREAS, at the expiration of an existing contract for lighting, the board of township trustees may award a new contract pursuant to 515.07 of the Ohio Revised Code, unless the owners of lots and lands containing in excess of fifty percent of the front feet abutting streets and public ways of the unincorporated district in the township sign a petition for discontinuance of the artificial lighting and file a petition with the township fiscal officer not less than thirty days prior to the expiration of the exiting contract; and

WHEREAS, none of the owners of lots and lands abutting on the streets and public ways of the District has signed a petition for the discontinuance of the artificial lighting in the District and filed such a petition with the Fiscal Officer in accordance with Section 515.081 of the Ohio Revised Code; and

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WHEREAS, the estimated cost for continued artificial lighting in the District for a period of five years is less than \$50,000, excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the existing contract with Duke Energy be renewed by the award hereby of a new contract with Duke Energy pursuant to the provisions Sections 515.08 and 515.081 of Ohio Revised Code for a period of five years from the date of expiration of said existing contract upon the terms and conditions of this Resolution, and that the Township Administrator is hereby authorized to execute such contract and any documentation required in connection therewith on behalf of the Township subject to review by legal counsel.
2. That the costs of the artificial lighting of the District as heretofore provided in the total amount of \$7,080.00 be and hereby are specially assessed against the real estate bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with Section 515.08 (D) of the Ohio Revised Code, and that the assessments shall be payable in equal semi-annual installments over a period of five years.
3. That special assessments for the aforesaid lighting improvements in the amount of \$6,116.40 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$764.55 in inflationary cost increases projected over said five-year period, plus \$199.05 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, **aggregating a total special assessment of \$7,080.00 (which equates to \$118.00 per parcel per year or \$59.00 per parcel per semiannual assessment)**, are hereby levied and assessed upon the lots and lands located within the District, which assessments are in accordance with the benefits which will result to the real property charged herewith, and when collected such assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.
4. That any assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.
5. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said assessments levied hereby to Duke Energy and to the Hamilton County Auditor, and said Auditor is hereby authorized and directed to place said special assessments upon the tax duplicate to be paid and collected in the same manner and at the same times that taxes are paid and collected.

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6. That Duke Energy be and hereby is authorized and directed to provide the services described in this Resolution.

That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Resolution Awarding Contract and Certifying Assessments for Coldstream Park Lighting District Pursuant to Revised Code Sections 9.30, 515.08, 515.081 and 515.11

Mrs. Lausten moved to adopt the below resolution. Mr. Gerth seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23-0817 – 15

**AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR
COLDSTREAM PARK LIGHTING DISTRICT
PURSUANT TO REVISED CODE SECTIONS 9.30, 515.08, 515.081 AND 515.11**

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Coldstream Park Lighting District (the “District”), and has previously provided for the installation of lights required for properly lighting such streets and public ways, and has previously approved the execution of a contract with Duke Energy for the purpose of lighting such streets and public ways; and

WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

WHEREAS, at the expiration of an existing contract for lighting, the board of township trustees may award a new contract pursuant to 515.07 of the Ohio Revised Code, unless the owners of lots and lands containing in excess of fifty percent of the front feet abutting streets and public ways of the unincorporated district in the township sign a petition for discontinuance of the artificial lighting and file a petition with the township fiscal officer not less than thirty days prior to the expiration of the exiting contract; and

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WHEREAS, none of the owners of lots and lands abutting on the streets and public ways of the District has signed a petition for the discontinuance of the artificial lighting in the District and filed such a petition with the Fiscal Officer in accordance with Section 515.081 of the Ohio Revised Code; and

WHEREAS, the estimated cost for continued artificial lighting in the District for a period of five years is less than \$50,000, excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the existing contract with Duke Energy be renewed by the award hereby of a new contract with Duke Energy pursuant to the provisions Sections 515.08 and 515.081 of Ohio Revised Code for a period of five years from the date of expiration of said existing contract upon the terms and conditions of this Resolution, and that the Township Administrator is hereby authorized to execute such contract and any documentation required in connection therewith on behalf of the Township subject to review by legal counsel.
2. That the costs of the artificial lighting of the District as heretofore provided in the total amount of \$32,133.20 be and hereby are specially assessed against the real estate bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with Section 515.08 (D) of the Ohio Revised Code, and that the assessments shall be payable in equal semi-annual installments over a period of five years.
3. That special assessments for the aforesaid lighting improvements in the amount of \$28,386.00 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$3,548.25 in inflationary cost increases projected over said five-year period, plus \$198.95 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, aggregating a total special assessment of \$32,133.20 (which equates to \$146.06 per parcel per year or \$73.03 per parcel per semiannual assessment), are hereby levied and assessed upon the lots and lands located within the District, which assessments are in accordance with the benefits which will result to the real property charged herewith, and when collected such assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.
4. That any assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.
5. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said assessments levied hereby to Duke Energy and to the

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Hamilton County Auditor, and said Auditor is hereby authorized and directed to place said special assessments upon the tax duplicate to be paid and collected in the same manner and at the same times that taxes are paid and collected.

6. That Duke Energy be and hereby is authorized and directed to provide the services described in this Resolution.

That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Resolution Awarding Contract and Certifying Assessments for Jakaro Lighting District Pursuant to Revised Code Sections 9.30, 515.08, 515.081 and 515.11

Mr. Gerth moved to adopt the below resolution. Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23-0817 – 16

**AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR
JAKARO LIGHTING DISTRICT
PURSUANT TO REVISED CODE SECTIONS 9.30, 515.08, 515.081 AND 515.11**

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Jakaro Lighting District (the “District”), and has previously provided for the installation of lights required for properly lighting such streets and public ways, and has previously approved the execution of a contract with Duke Energy for the purpose of lighting such streets and public ways; and

WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

WHEREAS, at the expiration of an existing contract for lighting, the board of township trustees may award a new contract pursuant to 515.07 of the Ohio Revised Code, unless the owners of lots and lands containing in excess of fifty percent of the front feet abutting streets and public

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ways of the unincorporated district in the township sign a petition for discontinuance of the artificial lighting and file a petition with the township fiscal officer not less than thirty days prior to the expiration of the exiting contract; and

WHEREAS, none of the owners of lots and lands abutting on the streets and public ways of the District has signed a petition for the discontinuance of the artificial lighting in the District and filed such a petition with the Fiscal Officer in accordance with Section 515.081 of the Ohio Revised Code; and

WHEREAS, the estimated cost for continued artificial lighting in the District for a period of five years is less than \$50,000, excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the existing contract with Duke Energy be renewed by the award hereby of a new contract with Duke Energy pursuant to the provisions Sections 515.08 and 515.081 of Ohio Revised Code for a period of five years from the date of expiration of said existing contract upon the terms and conditions of this Resolution, and that the Township Administrator is hereby authorized to execute such contract and any documentation required in connection therewith on behalf of the Township subject to review by legal counsel.
2. That the costs of the artificial lighting of the District as heretofore provided in the total amount of \$33,923.40 be and hereby are specially assessed against the real estate bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with Section 515.08 (D) of the Ohio Revised Code, and that the assessments shall be payable in equal semi-annual installments over a period of five years.
3. That special assessments for the aforesaid lighting improvements in the amount of \$29,976.00 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$3,747.00 in inflationary cost increases projected over said five-year period, plus \$200.40 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, aggregating a total special assessment of \$33,923.40 (which equates to \$165.48 per parcel per year or \$82.74 per parcel per semiannual assessment), are hereby levied and assessed upon the lots and lands located within the District, which assessments are in accordance with the benefits which will result to the real property charged herewith, and when collected such assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.

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4. That any assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.
5. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said assessments levied hereby to Duke Energy and to the Hamilton County Auditor, and said Auditor is hereby authorized and directed to place said special assessments upon the tax duplicate to be paid and collected in the same manner and at the same times that taxes are paid and collected.
6. That Duke Energy be and hereby is authorized and directed to provide the services described in this Resolution.

That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Resolution Awarding Contract and Certifying Assessments for Markley Farm Lighting District Pursuant to Revised Code Sections 9.30, 515.08, 515.081 and 515.11

Mrs. Lausten moved to adopt the below resolution. Mrs. Stone seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes

RESOLUTION NO. 23-0817 – 17

**AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR
MARKLEY FARM LIGHTING DISTRICT
PURSUANT TO REVISED CODE SECTIONS 9.30, 515.08, 515.081 AND 515.11**

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Markley Farm Lighting District (the “District”), and has previously provided for the installation of lights required for properly lighting such streets and public ways, and has previously approved the execution of a contract with Duke Energy for the purpose of lighting such streets and public ways; and

WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code

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in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

WHEREAS, at the expiration of an existing contract for lighting, the board of township trustees may award a new contract pursuant to 515.07 of the Ohio Revised Code, unless the owners of lots and lands containing in excess of fifty percent of the front feet abutting streets and public ways of the unincorporated district in the township sign a petition for discontinuance of the artificial lighting and file a petition with the township fiscal officer not less than thirty days prior to the expiration of the exiting contract; and

WHEREAS, none of the owners of lots and lands abutting on the streets and public ways of the District has signed a petition for the discontinuance of the artificial lighting in the District and filed such a petition with the Fiscal Officer in accordance with Section 515.081 of the Ohio Revised Code; and

WHEREAS, the estimated cost for continued artificial lighting in the District for a period of five years is less than \$50,000, excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the existing contract with Duke Energy be renewed by the award hereby of a new contract with Duke Energy pursuant to the provisions Sections 515.08 and 515.081 of Ohio Revised Code for a period of five years from the date of expiration of said existing contract upon the terms and conditions of this Resolution, and that the Township Administrator is hereby authorized to execute such contract and any documentation required in connection therewith on behalf of the Township subject to review by legal counsel.
2. That the costs of the artificial lighting of the District as heretofore provided in the total amount of \$55,053.60 be and hereby are specially assessed against the real estate bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with Section 515.08 (D) of the Ohio Revised Code, and that the assessments shall be payable in equal semi-annual installments over a period of five years.
3. That special assessments for the aforesaid lighting improvements in the amount of \$48,757.80 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$6,094.72 in inflationary cost increases projected over said five-year period, plus \$201.08 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, aggregating a total special assessment of \$55,053.60 (which equates to \$131.08 per parcel per year or \$65.54 per parcel per semiannual assessment), are hereby levied and assessed upon the lots and lands located within the District, which assessments are in accordance with the benefits which will result to the real property

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charged herewith, and when collected such assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.

4. That any assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.
5. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said assessments levied hereby to Duke Energy and to the Hamilton County Auditor, and said Auditor is hereby authorized and directed to place said special assessments upon the tax duplicate to be paid and collected in the same manner and at the same times that taxes are paid and collected.
6. That Duke Energy be and hereby is authorized and directed to provide the services described in this Resolution.

That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Resolution Awarding Contract and Certifying Assessments for Nordyke Trails Lighting District Pursuant to Revised Code Sections 9.30, 515.08, 515.081 and 515.11

Mr. Gerth moved to adopt the below resolution. Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23-0817 – 18

**AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR
NORDYKE TRAILS LIGHTING DISTRICT
PURSUANT TO REVISED CODE SECTIONS 9.30, 515.08, 515.081 AND 515.11**

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Nordyke Trails Lighting District (the "District"), and has previously provided for the installation of lights required for properly lighting such streets and public ways, and has previously approved the execution of a contract with Duke Energy for the purpose of lighting such streets and public ways; and

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WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

WHEREAS, at the expiration of an existing contract for lighting, the board of township trustees may award a new contract pursuant to 515.07 of the Ohio Revised Code, unless the owners of lots and lands containing in excess of fifty percent of the front feet abutting streets and public ways of the unincorporated district in the township sign a petition for discontinuance of the artificial lighting and file a petition with the township fiscal officer not less than thirty days prior to the expiration of the exiting contract; and

WHEREAS, none of the owners of lots and lands abutting on the streets and public ways of the District has signed a petition for the discontinuance of the artificial lighting in the District and filed such a petition with the Fiscal Officer in accordance with Section 515.081 of the Ohio Revised Code; and

WHEREAS, the estimated cost for continued artificial lighting in the District for a period of five years is less than \$50,000, excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the existing contract with Duke Energy be renewed by the award hereby of a new contract with Duke Energy pursuant to the provisions Sections 515.08 and 515.081 of Ohio Revised Code for a period of five years from the date of expiration of said existing contract upon the terms and conditions of this Resolution, and that the Township Administrator is hereby authorized to execute such contract and any documentation required in connection therewith on behalf of the Township subject to review by legal counsel.
2. That the costs of the artificial lighting of the District as heretofore provided in the total amount of \$13,456.80 be and hereby are specially assessed against the real estate bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with Section 515.08 (D) of the Ohio Revised Code, and that the assessments shall be payable in equal semi-annual installments over a period of five years.
3. That special assessments for the aforesaid lighting improvements in the amount of \$11,784.00 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$1,473.00 in inflationary cost increases projected over said five-year period, plus \$199.80 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, aggregating a total special assessment of \$13,456.80 (which equates to

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\$149.52 per parcel per year or \$74.76 per parcel per semiannual assessment), are hereby levied and assessed upon the lots and lands located within the District, which assessments are in accordance with the benefits which will result to the real property charged herewith, and when collected such assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.

4. That any assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.
5. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said assessments levied hereby to Duke Energy and to the Hamilton County Auditor, and said Auditor is hereby authorized and directed to place said special assessments upon the tax duplicate to be paid and collected in the same manner and at the same times that taxes are paid and collected.
6. That Duke Energy be and hereby is authorized and directed to provide the services described in this Resolution.

That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Resolution Awarding Contract and Certifying Assessments for Nottingham Cove Lighting District Pursuant to Revised Code Sections 9.30, 515.08, 515.081 and 515.11

Mrs. Lausten moved to adopt the below resolution. Mr. Gerth seconded the motion. Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23-0817 – 19

**AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR
NOTTINGHAM COVE LIGHTING DISTRICT
PURSUANT TO REVISED CODE SECTIONS 9.30, 515.08, 515.081 AND 515.11**

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Nottingham Cove Lighting District (the “District”), and has previously provided for the installation of lights required for properly lighting such streets and

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public ways, and has previously approved the execution of a contract with Duke Energy for the purpose of lighting such streets and public ways; and

WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

WHEREAS, at the expiration of an existing contract for lighting, the board of township trustees may award a new contract pursuant to 515.07 of the Ohio Revised Code, unless the owners of lots and lands containing in excess of fifty percent of the front feet abutting streets and public ways of the unincorporated district in the township sign a petition for discontinuance of the artificial lighting and file a petition with the township fiscal officer not less than thirty days prior to the expiration of the existing contract; and

WHEREAS, none of the owners of lots and lands abutting on the streets and public ways of the District has signed a petition for the discontinuance of the artificial lighting in the District and filed such a petition with the Fiscal Officer in accordance with Section 515.081 of the Ohio Revised Code; and

WHEREAS, the estimated cost for continued artificial lighting in the District for a period of five years is less than \$50,000, excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the existing contract with Duke Energy be renewed by the award hereby of a new contract with Duke Energy pursuant to the provisions Sections 515.08 and 515.081 of Ohio Revised Code for a period of five years from the date of expiration of said existing contract upon the terms and conditions of this Resolution, and that the Township Administrator is hereby authorized to execute such contract and any documentation required in connection therewith on behalf of the Township subject to review by legal counsel.
2. That the costs of the artificial lighting of the District as heretofore provided in the total amount of \$50,695.20 be and hereby are specially assessed against the real estate bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with Section 515.08 (D) of the Ohio Revised Code, and that the assessments shall be payable in equal semi-annual installments over a period of five years.
3. That special assessments for the aforesaid lighting improvements in the amount of \$44,883.00 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$5,610.37 in inflationary cost increases projected over said five-year period, plus \$201.83 in average cost per lighting district

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renewal for administrative and legal costs for services of Township personnel and legal counsel, aggregating a total special assessment of \$50,695.20 (which equates to \$187.76 per parcel per year or \$93.88 per parcel per semiannual assessment), are hereby levied and assessed upon the lots and lands located within the District, which assessments are in accordance with the benefits which will result to the real property charged herewith, and when collected such assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.

4. That any assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.
5. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said assessments levied hereby to Duke Energy and to the Hamilton County Auditor, and said Auditor is hereby authorized and directed to place said special assessments upon the tax duplicate to be paid and collected in the same manner and at the same times that taxes are paid and collected.
6. That Duke Energy be and hereby is authorized and directed to provide the services described in this Resolution.

That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Resolution Awarding Contract and Certifying Assessments for Pinetum Lighting District Pursuant to Revised Code Sections 9.30, 515.08, 515.081 and 515.11

Mr. Gerth moved to adopt the below resolution. Ms. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23-0817 – 20

**AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR
PINETUM LIGHTING DISTRICT
PURSUANT TO REVISED CODE SECTIONS 9.30, 515.08, 515.081 AND 515.11**

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WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Pinetum Lighting District (the "District"), and has previously provided for the installation of lights required for properly lighting such streets and public ways, and has previously approved the execution of a contract with Duke Energy for the purpose of lighting such streets and public ways; and

WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

WHEREAS, at the expiration of an existing contract for lighting, the board of township trustees may award a new contract pursuant to 515.07 of the Ohio Revised Code, unless the owners of lots and lands containing in excess of fifty percent of the front feet abutting streets and public ways of the unincorporated district in the township sign a petition for discontinuance of the artificial lighting and file a petition with the township fiscal officer not less than thirty days prior to the expiration of the exiting contract; and

WHEREAS, none of the owners of lots and lands abutting on the streets and public ways of the District has signed a petition for the discontinuance of the artificial lighting in the District and filed such a petition with the Fiscal Officer in accordance with Section 515.081 of the Ohio Revised Code; and

WHEREAS, the estimated cost for continued artificial lighting in the District for a period of five years is less than \$50,000, excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the existing contract with Duke Energy be renewed by the award hereby of a new contract with Duke Energy pursuant to the provisions Sections 515.08 and 515.081 of Ohio Revised Code for a period of five years from the date of expiration of said existing contract upon the terms and conditions of this Resolution, and that the Township Administrator is hereby authorized to execute such contract and any documentation required in connection therewith on behalf of the Township subject to review by legal counsel.
2. That the costs of the artificial lighting of the District as heretofore provided in the total amount of \$23,854.50 be and hereby are specially assessed against the real estate bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with Section 515.08 (D) of the Ohio Revised Code, and that the assessments shall be payable in equal semi-annual installments over a period of five years.

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3. That special assessments for the aforesaid lighting improvements in the amount of \$21,025.20 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$2,628.15 in inflationary cost increases projected over said five-year period, plus \$201.15 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, **aggregating a total special assessment of \$23,854.50 (which equates to \$153.90 per parcel per year or \$76.95 per parcel per semiannual assessment)**, are hereby levied and assessed upon the lots and lands located within the District, which assessments are in accordance with the benefits which will result to the real property charged herewith, and when collected such assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.
4. That any assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.
5. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said assessments levied hereby to Duke Energy and to the Hamilton County Auditor, and said Auditor is hereby authorized and directed to place said special assessments upon the tax duplicate to be paid and collected in the same manner and at the same times that taxes are paid and collected.
6. That Duke Energy be and hereby is authorized and directed to provide the services described in this Resolution.

That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Resolution Awarding Contract and Certifying Assessments for St. Ives Lighting District Pursuant to Revised Code Sections 9.30, 515.08, 515.081 and 515.11

Mrs. Lausten moved to adopt the below resolution. Mr. Gerth seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23-0817 – 21

**AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR
ST. IVES LIGHTING DISTRICT
PURSUANT TO REVISED CODE SECTIONS 9.30, 515.08, 515.081 AND 515.11**

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the St. Ives Lighting District (the "District"), and has previously provided for the installation of lights required for properly lighting such streets and public ways, and has previously approved the execution of a contract with Duke Energy for the purpose of lighting such streets and public ways; and

WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

WHEREAS, at the expiration of an existing contract for lighting, the board of township trustees may award a new contract pursuant to 515.07 of the Ohio Revised Code, unless the owners of lots and lands containing in excess of fifty percent of the front feet abutting streets and public ways of the unincorporated district in the township sign a petition for discontinuance of the artificial lighting and file a petition with the township fiscal officer not less than thirty days prior to the expiration of the exiting contract; and

WHEREAS, none of the owners of lots and lands abutting on the streets and public ways of the District has signed a petition for the discontinuance of the artificial lighting in the District and filed such a petition with the Fiscal Officer in accordance with Section 515.081 of the Ohio Revised Code; and

WHEREAS, the estimated cost for continued artificial lighting in the District for a period of five years is less than \$50,000, excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the existing contract with Duke Energy be renewed by the award hereby of a new contract with Duke Energy pursuant to the provisions Sections 515.08 and 515.081 of Ohio Revised Code for a period of five years from the date of expiration of said existing contract upon the terms and conditions of this Resolution, and that the Township Administrator is hereby authorized to execute such contract and any documentation required in connection therewith on behalf of the Township subject to review by legal counsel.
2. That the costs of the artificial lighting of the District as heretofore provided in the total amount of \$25,747.20 be and hereby are specially assessed against the real estate bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with Section 515.08 (D) of the Ohio Revised Code, and

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that the assessments shall be payable in equal semi-annual installments over a period of five years.

3. That special assessments for the aforesaid lighting improvements in the amount of \$22,709.40 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$2,838.68 in inflationary cost increases projected over said five-year period, plus \$199.12 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, **aggregating a total special assessment of \$25,747.20 (which equates to \$286.08 per parcel per year or \$143.04 per parcel per semiannual assessment)**, are hereby levied and assessed upon the lots and lands located within the District, which assessments are in accordance with the benefits which will result to the real property charged herewith, and when collected such assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.
4. That any assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.
5. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said assessments levied hereby to Duke Energy and to the Hamilton County Auditor, and said Auditor is hereby authorized and directed to place said special assessments upon the tax duplicate to be paid and collected in the same manner and at the same times that taxes are paid and collected.
6. That Duke Energy be and hereby is authorized and directed to provide the services described in this Resolution.

That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Resolution Awarding Contract and Certifying Assessments for Wolfangel Farms Lighting District Pursuant to Revised Code Sections 9.30, 515.08, 515.081 and 515.11

Mrs. Lausten moved to adopt the below resolution. Mr. Gerth seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23-0817 – 22

**AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR
WOLFANGEL FARMS LIGHTING DISTRICT
PURSUANT TO REVISED CODE SECTIONS 9.30, 515.08, 515.081 AND 515.11**

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Wolfangel Farms Lighting District (the “District”), and has previously provided for the installation of lights required for properly lighting such streets and public ways, and has previously approved the execution of a contract with Duke Energy for the purpose of lighting such streets and public ways; and

WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

WHEREAS, at the expiration of an existing contract for lighting, the board of township trustees may award a new contract pursuant to 515.07 of the Ohio Revised Code, unless the owners of lots and lands containing in excess of fifty percent of the front feet abutting streets and public ways of the unincorporated district in the township sign a petition for discontinuance of the artificial lighting and file a petition with the township fiscal officer not less than thirty days prior to the expiration of the exiting contract; and

WHEREAS, none of the owners of lots and lands abutting on the streets and public ways of the District has signed a petition for the discontinuance of the artificial lighting in the District and filed such a petition with the Fiscal Officer in accordance with Section 515.081 of the Ohio Revised Code; and

WHEREAS, the estimated cost for continued artificial lighting in the District for a period of five years is less than \$50,000, excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the existing contract with Duke Energy be renewed by the award hereby of a new contract with Duke Energy pursuant to the provisions Sections 515.08 and 515.081 of Ohio Revised Code for a period of five years from the date of expiration of said existing contract upon the terms and conditions of this Resolution, and that the Township Administrator is hereby authorized to execute such contract and any documentation required in connection therewith on behalf of the Township subject to review by legal counsel.
2. That the costs of the artificial lighting of the District as heretofore provided in the total amount of \$30,562.40 be and hereby are specially assessed against the real estate

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bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with Section 515.08 (D) of the Ohio Revised Code, and that the assessments shall be payable in equal semi-annual installments over a period of five years.

3. That special assessments for the aforesaid lighting improvements in the amount of \$26,989.20 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$3,373.65 in inflationary cost increases projected over said five-year period, plus \$199.55 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, aggregating a total special assessment of \$30,562.40 (which equates to \$138.92 per parcel per year or \$69.46 per parcel per semiannual assessment), are hereby levied and assessed upon the lots and lands located within the District, which assessments are in accordance with the benefits which will result to the real property charged herewith, and when collected such assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.
4. That any assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.
5. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said assessments levied hereby to Duke Energy and to the Hamilton County Auditor, and said Auditor is hereby authorized and directed to place said special assessments upon the tax duplicate to be paid and collected in the same manner and at the same times that taxes are paid and collected.
6. That Duke Energy be and hereby is authorized and directed to provide the services described in this Resolution.

That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Presentation and Discussion of Consent Agenda Items

Mrs. Earhart presented Resolutions A-K to the Board.

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Mr. Gerth moved to Adopt Resolution Nos. 23-0817-A to 23-0817-K. **Mrs. Lausten** seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

Resolution No. 23-0817-A Confirming and Certifying Additional Assessments for Coldstream Manor Lighting District Pursuant to Sections 9.30, 515.08, 515.081 and 515.11

Lighting District	Current Annual Assessment Per Parcel	Additional Annual Assessment	Total Annual Assessment Per Parcel
Coldstream Manor	\$205.94	\$118.86	\$324.80

RESOLUTION NO. 23-0817-A

**CONFIRMING AND CERTIFYING ADDITIONAL ASSESSMENTS FOR
COLDSTREAM MANOR LIGHTING DISTRICT
PURSUANT TO SECTIONS 9.30, 515.08, 515.081 AND 515.11**

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Coldstream Manor Lighting District (the "District"), and has previously provided for the installation of lights required for properly lighting such streets and public ways; and

WHEREAS, by Resolution No. 22-0818-07 this Board awarded a contract to Duke Energy for the purpose of lighting such streets and public ways and confirmed assessments for the District (the "Assessment Resolution"); and

WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

WHEREAS, subsequent to said confirmation and certification to the County Auditor of assessments, the costs of providing the lights pursuant to said contract have increased such that the assessments are insufficient to cover the cost of providing the lighting in the District; thus, requiring additional assessments as are necessary to pay the additional cost of lights for the unexpired portion of the term of the Duke Energy contract; and

WHEREAS, the estimated additional cost for continued artificial lighting in the District for the unexpired portion of the term of the Duke Energy contract is less than \$50,000 excluding inflationary cost increase and administrative and legal expense:

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NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the additional costs of the artificial lighting of the District in the additional total amount of \$5,705.28 is hereby specially assessed against the real estate bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with Sections 515.08(D) and 515.11 of the Ohio Revised Code, and that the additional assessments shall be payable in equal semi-annual installments over the remainder of the unexpired a period of five years.
2. That additional special assessments for the aforesaid lighting improvements in the amount of \$4,142.88 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$1,402.80 in inflationary cost increases projected over the remainder of said five-year period, plus \$159.60 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, **aggregating a total additional special assessment of \$5,705.28 (which equates to \$118.86 per parcel per year or \$59.43 per parcel per semiannual assessment)**, are hereby levied and assessed upon the lots and lands located within the District, which additional assessments are in accordance with the benefits which will result to the real property charged herewith, and when collected such additional assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.
3. That any additional assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.
4. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said additional assessments levied hereby to Duke Energy and to the Hamilton County Auditor, and said Auditor is hereby authorized and directed to place said additional special assessments upon the tax duplicate to be paid and collected in the same manner and at the same times that taxes are paid and collected.
5. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.
6. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

Resolution No. 23-0817-B Confirming and Certifying Additional Assessments for Coventry Woods Lighting District Pursuant to Sections 9.30, 515.08, 515.081 and 515.11

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Lighting District	Current Annual Assessment Per Parcel	Additional Annual Assessment	Total Annual Assessment Per Parcel
Coventry Woods	\$134.00	\$59.52	\$193.52

RESOLUTION NO. 23-0817-B

**CONFIRMING AND CERTIFYING ADDITIONAL ASSESSMENTS FOR
COVENTRY WOODS LIGHTING DISTRICT
PURSUANT TO SECTIONS 9.30, 515.08, 515.081 AND 515.11**

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Coventry Woods Lighting District (the "District"), and has previously provided for the installation of lights required for properly lighting such streets and public ways; and

WHEREAS, by Resolution No. 19-0815-06 this Board awarded a contract to Duke Energy for the purpose of lighting such streets and public ways and confirmed assessments for the District (the "Assessment Resolution"); and

WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

WHEREAS, subsequent to said confirmation and certification to the County Auditor of assessments, the costs of providing the lights pursuant to said contract have increased such that the assessments are insufficient to cover the cost of providing the lighting in the District; thus, requiring additional assessments as are necessary to pay the additional cost of lights for the unexpired portion of the term of the Duke Energy contract; and

WHEREAS, the estimated additional cost for continued artificial lighting in the District for the unexpired portion of the term of the Duke Energy contract is less than \$50,000 excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the additional costs of the artificial lighting of the District in the additional total amount of \$1,845.12 is hereby specially assessed against the real estate bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with Sections 515.08(D) and 515.11 of the Ohio Revised Code, and that the additional assessments shall be payable in equal semi-annual installments over the remainder of the unexpired a period of five years.

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2. That additional special assessments for the aforesaid lighting improvements in the amount of \$1,659.64 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$145.34 in inflationary cost increases projected over the remainder of said five-year period, plus \$40.14 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, **aggregating a total additional special assessment of \$1,845.12 (which equates to \$59.52 per parcel per year or \$29.76 per parcel per semiannual assessment)**, are hereby levied and assessed upon the lots and lands located within the District, which additional assessments are in accordance with the benefits which will result to the real property charged herewith, and when collected such additional assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.
3. That any additional assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.
4. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said additional assessments levied hereby to Duke Energy and to the Hamilton County Auditor, and said Auditor is hereby authorized and directed to place said additional special assessments upon the tax duplicate to be paid and collected in the same manner and at the same times that taxes are paid and collected.
5. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.
6. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

Resolution No. 23-0817-C Confirming and Certifying Additional Assessments for Hampton Park Lighting District Pursuant to Sections 9.30, 515.08, 515.081 and 515.11

Lighting District	Current Annual Assessment Per Parcel	Additional Annual Assessment	Total Annual Assessment Per Parcel
Hampton Park	\$46.44	\$16.32	\$62.76

RESOLUTION NO. 23-0817-C

CONFIRMING AND CERTIFYING ADDITIONAL ASSESSMENTS FOR

**HAMPTON PARK LIGHTING DISTRICT
PURSUANT TO SECTIONS 9.30, 515.08, 515.081 AND 515.11**

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Hampton Park Lighting District (the "District"), and has previously provided for the installation of lights required for properly lighting such streets and public ways; and

WHEREAS, by Resolution No. 19-0815-08 this Board awarded a contract to Duke Energy for the purpose of lighting such streets and public ways and confirmed assessments for the District (the "Assessment Resolution"); and

WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

WHEREAS, subsequent to said confirmation and certification to the County Auditor of assessments, the costs of providing the lights pursuant to said contract have increased such that the assessments are insufficient to cover the cost of providing the lighting in the District; thus, requiring additional assessments as are necessary to pay the additional cost of lights for the unexpired portion of the term of the Duke Energy contract; and

WHEREAS, the estimated additional cost for continued artificial lighting in the District for the unexpired portion of the term of the Duke Energy contract is less than \$50,000 excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the additional costs of the artificial lighting of the District in the additional total amount of \$505.92 is hereby specially assessed against the real estate bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with Sections 515.08(D) and 515.11 of the Ohio Revised Code, and that the additional assessments shall be payable in equal semi-annual installments over the remainder of the unexpired a period of five years.
2. That additional special assessments for the aforesaid lighting improvements in the amount of \$419.40 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$46.48 in inflationary cost increases projected over the remainder of said five-year period, plus \$40.04 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, **aggregating a total additional special assessment of \$505.92 (which equates to \$16.32 per parcel per year or \$8.16 per parcel per semiannual assessment)**, are hereby levied and assessed upon the lots and lands located within the District, which additional assessments are in accordance with

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the benefits which will result to the real property charged herewith, and when collected such additional assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.

3. That any additional assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.
4. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said additional assessments levied hereby to Duke Energy and to the Hamilton County Auditor, and said Auditor is hereby authorized and directed to place said additional special assessments upon the tax duplicate to be paid and collected in the same manner and at the same times that taxes are paid and collected.
5. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.
6. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

Resolution No. 23-0817-D Confirming and Certifying Additional Assessments for Huntcrest Woods Lighting District Pursuant to Sections 9.30, 515.08, 515.081 and 515.11

Lighting District	Current Annual Assessment Per Parcel	Additional Annual Assessment	Total Annual Assessment Per Parcel
Huntcrest Woods	\$102.74	\$43.82	\$146.56

RESOLUTION NO. 23-0817-D

**CONFIRMING AND CERTIFYING ADDITIONAL ASSESSMENTS FOR
HUNTCREST PARK LIGHTING DISTRICT
PURSUANT TO SECTIONS 9.30, 515.08, 515.081 AND 515.11**

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Huntcrest Park Lighting District (the "District"), and has previously provided for the installation of lights required for properly lighting such streets and public ways; and

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WHEREAS, by Resolution No. 19-0815-10 this Board awarded a contract to Duke Energy for the purpose of lighting such streets and public ways and confirmed assessments for the District (the "Assessment Resolution"); and

WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

WHEREAS, subsequent to said confirmation and certification to the County Auditor of assessments, the costs of providing the lights pursuant to said contract have increased such that the assessments are insufficient to cover the cost of providing the lighting in the District; thus, requiring additional assessments as are necessary to pay the additional cost of lights for the unexpired portion of the term of the Duke Energy contract; and

WHEREAS, the estimated additional cost for continued artificial lighting in the District for the unexpired portion of the term of the Duke Energy contract is less than \$50,000 excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the additional costs of the artificial lighting of the District in the additional total amount of \$569.66 is hereby specially assessed against the real estate bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with Sections 515.08(D) and 515.11 of the Ohio Revised Code, and that the additional assessments shall be payable in equal semi-annual installments over the remainder of the unexpired a period of five years.
2. That additional special assessments for the aforesaid lighting improvements in the amount of \$484.18 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$45.49 in inflationary cost increases projected over the remainder of said five-year period, plus \$39.99 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, aggregating a total additional special assessment of \$569.66 (which equates to \$43.82 per parcel per year or \$21.91 per parcel per semiannual assessment), are hereby levied and assessed upon the lots and lands located within the District, which additional assessments are in accordance with the benefits which will result to the real property charged herewith, and when collected such additional assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.
3. That any additional assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.

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4. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said additional assessments levied hereby to Duke Energy and to the Hamilton County Auditor, and said Auditor is hereby authorized and directed to place said additional special assessments upon the tax duplicate to be paid and collected in the same manner and at the same times that taxes are paid and collected.
5. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.
6. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

Resolution No. 23-0817-E Confirming and Certifying Additional Assessments for Raibourne Lighting District Pursuant to Sections 9.30, 515.08, 515.081 and 515.11

Lighting District	Current Annual Assessment Per Parcel	Additional Annual Assessment	Total Annual Assessment Per Parcel
Raibourne	\$25.26	\$12.30	\$37.56

RESOLUTION NO. 23-0817-E

**CONFIRMING AND CERTIFYING ADDITIONAL ASSESSMENTS FOR
RAIBOURNE LIGHTING DISTRICT
PURSUANT TO SECTIONS 9.30, 515.08, 515.081 AND 515.11**

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Raibourne Lighting District (the “District”), and has previously provided for the installation of lights required for properly lighting such streets and public ways; and

WHEREAS, by Resolution No. 22-0818-06 this Board awarded a contract to Duke Energy for the purpose of lighting such streets and public ways and confirmed assessments for the District (the “Assessment Resolution”); and

WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

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WHEREAS, subsequent to said confirmation and certification to the County Auditor of assessments, the costs of providing the lights pursuant to said contract have increased such that the assessments are insufficient to cover the cost of providing the lighting in the District; thus, requiring additional assessments as are necessary to pay the additional cost of lights for the unexpired portion of the term of the Duke Energy contract; and

WHEREAS, the estimated additional cost for continued artificial lighting in the District for the unexpired portion of the term of the Duke Energy contract is less than \$50,000 excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the additional costs of the artificial lighting of the District in the additional total amount of \$2,115.60 is hereby specially assessed against the real estate bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with Sections 515.08(D) and 515.11 of the Ohio Revised Code, and that the additional assessments shall be payable in equal semi-annual installments over the remainder of the unexpired a period of five years.
2. That additional special assessments for the aforesaid lighting improvements in the amount of \$1,384.08 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$572.88 in inflationary cost increases projected over the remainder of said five-year period, plus \$158.64 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, **aggregating a total additional special assessment of \$2,115.60 (which equates to \$12.30 per parcel per year or \$6.15 per parcel per semiannual assessment)**, are hereby levied and assessed upon the lots and lands located within the District, which additional assessments are in accordance with the benefits which will result to the real property charged herewith, and when collected such additional assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.
3. That any additional assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.
4. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said additional assessments levied hereby to Duke Energy and to the Hamilton County Auditor, and said Auditor is hereby authorized and directed to place said additional special assessments upon the tax duplicate to be paid and collected in the same manner and at the same times that taxes are paid and collected.
5. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

- 6. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

Resolution No. 23-0817-F Confirming and Certifying Additional Assessments for St. James Park Lighting District Pursuant to Sections 9.30, 515.08, 515.081 and 515.11

Lighting District	Current Annual Assessment Per Parcel	Additional Annual Assessment	Total Annual Assessment Per Parcel
St. James Park	\$181.90	\$124.08	\$305.98

RESOLUTION NO. 23-0817-F

**CONFIRMING AND CERTIFYING ADDITIONAL ASSESSMENTS FOR
ST. JAMES PARK LIGHTING DISTRICT
PURSUANT TO SECTIONS 9.30, 515.08, 515.081 AND 515.11**

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the St. James Park Lighting District (the “District”), and has previously provided for the installation of lights required for properly lighting such streets and public ways; and

WHEREAS, by Resolution No. 20-0820-10 this Board awarded a contract to Duke Energy for the purpose of lighting such streets and public ways and confirmed assessments for the District (the “Assessment Resolution”); and

WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

WHEREAS, subsequent to said confirmation and certification to the County Auditor of assessments, the costs of providing the lights pursuant to said contract have increased such that the assessments are insufficient to cover the cost of providing the lighting in the District; thus, requiring additional assessments as are necessary to pay the additional cost of lights for the unexpired portion of the term of the Duke Energy contract; and

WHEREAS, the estimated additional cost for continued artificial lighting in the District for the unexpired portion of the term of the Duke Energy contract is less than \$50,000 excluding inflationary cost increase and administrative and legal expense:

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NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the additional costs of the artificial lighting of the District in the additional total amount of \$5,211.36 is hereby specially assessed against the real estate bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with Sections 515.08(D) and 515.11 of the Ohio Revised Code, and that the additional assessments shall be payable in equal semi-annual installments over the remainder of the unexpired a period of five years.
2. That additional special assessments for the aforesaid lighting improvements in the amount of \$4,523.40 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$608.16 in inflationary cost increases projected over the remainder of said five-year period, plus \$79.80 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, **aggregating a total additional special assessment of \$5,211.36 (which equates to \$124.08 per parcel per year or \$62.04 per parcel per semiannual assessment)**, are hereby levied and assessed upon the lots and lands located within the District, which additional assessments are in accordance with the benefits which will result to the real property charged herewith, and when collected such additional assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.
3. That any additional assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.
4. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said additional assessments levied hereby to Duke Energy and to the Hamilton County Auditor, and said Auditor is hereby authorized and directed to place said additional special assessments upon the tax duplicate to be paid and collected in the same manner and at the same times that taxes are paid and collected.
5. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.
6. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

Resolution No. 23-0817-G Confirming and Certifying Additional Assessments for Salem Ridge Lighting District Pursuant to Sections 9.30, 515.08, 515.081 and 515.11

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Lighting District	Current Annual Assessment Per Parcel	Additional Annual Assessment	Total Annual Assessment Per Parcel
Salem Ridge	\$101.52	\$45.04	\$146.56

RESOLUTION NO. 23-0817-G

**CONFIRMING AND CERTIFYING ADDITIONAL ASSESSMENTS FOR
SALEM RIDGE LIGHTING DISTRICT
PURSUANT TO SECTIONS 9.30, 515.08, 515.081 AND 515.11**

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Salem Ridge Lighting District (the "District"), and has previously provided for the installation of lights required for properly lighting such streets and public ways; and

WHEREAS, by Resolution No. 19-0815-14 this Board awarded a contract to Duke Energy for the purpose of lighting such streets and public ways and confirmed assessments for the District (the "Assessment Resolution"); and

WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

WHEREAS, subsequent to said confirmation and certification to the County Auditor of assessments, the costs of providing the lights pursuant to said contract have increased such that the assessments are insufficient to cover the cost of providing the lighting in the District; thus, requiring additional assessments as are necessary to pay the additional cost of lights for the unexpired portion of the term of the Duke Energy contract; and

WHEREAS, the estimated additional cost for continued artificial lighting in the District for the unexpired portion of the term of the Duke Energy contract is less than \$50,000 excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the additional costs of the artificial lighting of the District in the additional total amount of \$585.52 is hereby specially assessed against the real estate bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with Sections 515.08(D) and 515.11 of the Ohio Revised Code, and that the additional assessments shall be payable in equal semi-annual installments over the remainder of the unexpired a period of five years.

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2. That additional special assessments for the aforesaid lighting improvements in the amount of \$500.04 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$45.49 in inflationary cost increases projected over the remainder of said five-year period, plus \$39.99 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, **aggregating a total additional special assessment of \$585.52 (which equates to \$45.04 per parcel per year or \$22.52 per parcel per semiannual assessment)**, are hereby levied and assessed upon the lots and lands located within the District, which additional assessments are in accordance with the benefits which will result to the real property charged herewith, and when collected such additional assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.
3. That any additional assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.
4. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said additional assessments levied hereby to Duke Energy and to the Hamilton County Auditor, and said Auditor is hereby authorized and directed to place said additional special assessments upon the tax duplicate to be paid and collected in the same manner and at the same times that taxes are paid and collected.
5. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.
6. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

Resolution No. 23-0817-H Confirming and Certifying Additional Assessments for Sanctuary at Ivy Hills Phase I Lighting District Pursuant to Sections 9.30, 515.08, 515.081 and 515.11

Lighting District	Current Annual Assessment Per Parcel	Additional Annual Assessment	Total Annual Assessment Per Parcel
Sanctuary at Ivy Hills Phase I	\$127.80	\$103.42	\$231.22

RESOLUTION NO. 23-0817-H

CONFIRMING AND CERTIFYING ADDITIONAL ASSESSMENTS FOR

**SANCTUARY AT IVY HILLS PHASE I LIGHTING DISTRICT
PURSUANT TO SECTIONS 9.30, 515.08, 515.081 AND 515.11**

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Sanctuary at Ivy Hills Phase I Lighting District (the "District"), and has previously provided for the installation of lights required for properly lighting such streets and public ways; and

WHEREAS, by Resolution No. 20-0820-09 this Board awarded a contract to Duke Energy for the purpose of lighting such streets and public ways and confirmed assessments for the District (the "Assessment Resolution"); and

WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

WHEREAS, subsequent to said confirmation and certification to the County Auditor of assessments, the costs of providing the lights pursuant to said contract have increased such that the assessments are insufficient to cover the cost of providing the lighting in the District; thus, requiring additional assessments as are necessary to pay the additional cost of lights for the unexpired portion of the term of the Duke Energy contract; and

WHEREAS, the estimated additional cost for continued artificial lighting in the District for the unexpired portion of the term of the Duke Energy contract is less than \$50,000 excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the additional costs of the artificial lighting of the District in the additional total amount of \$8,480.44 is hereby specially assessed against the real estate bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with Sections 515.08(D) and 515.11 of the Ohio Revised Code, and that the additional assessments shall be payable in equal semi-annual installments over the remainder of the unexpired a period of five years.
2. That additional special assessments for the aforesaid lighting improvements in the amount of \$7,500.96 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$899.03 in inflationary cost increases projected over the remainder of said five-year period, plus \$80.45 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, **aggregating a total additional special assessment of \$8,480.44 (which equates to \$103.42 per parcel per year or \$51.71 per parcel per semiannual assessment)**, are hereby levied and assessed upon the lots and lands located within the District, which additional assessments are in accordance

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

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with the benefits which will result to the real property charged herewith, and when collected such additional assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.

3. That any additional assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.
4. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said additional assessments levied hereby to Duke Energy and to the Hamilton County Auditor, and said Auditor is hereby authorized and directed to place said additional special assessments upon the tax duplicate to be paid and collected in the same manner and at the same times that taxes are paid and collected.
5. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.
6. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

Resolution No. 23-0817-I Confirming and Certifying Additional Assessments for Whisper Ridge Lighting District Pursuant to Sections 9.30, 515.08, 515.081 and 515.11

Lighting District	Current Annual Assessment Per Parcel	Additional Annual Assessment	Total Annual Assessment Per Parcel
Whisper Ridge	\$175.80	\$93.32	\$269.12

RESOLUTION NO. 23-0817-I

**CONFIRMING AND CERTIFYING ADDITIONAL ASSESSMENTS FOR
WHISPER RIDGE LIGHTING DISTRICT
PURSUANT TO SECTIONS 9.30, 515.08, 515.081 AND 515.11**

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Whisper Ridge Lighting District (the "District"), and has previously provided for the installation of lights required for properly lighting such streets and public ways; and

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WHEREAS, by Resolution No. 19-0815-17 this Board awarded a contract to Duke Energy for the purpose of lighting such streets and public ways and confirmed assessments for the District (the "Assessment Resolution"); and

WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

WHEREAS, subsequent to said confirmation and certification to the County Auditor of assessments, the costs of providing the lights pursuant to said contract have increased such that the assessments are insufficient to cover the cost of providing the lighting in the District; thus, requiring additional assessments as are necessary to pay the additional cost of lights for the unexpired portion of the term of the Duke Energy contract; and

WHEREAS, the estimated additional cost for continued artificial lighting in the District for the unexpired portion of the term of the Duke Energy contract is less than \$50,000 excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the additional costs of the artificial lighting of the District in the additional total amount of \$1,119.84 is hereby specially assessed against the real estate bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with Sections 515.08(D) and 515.11 of the Ohio Revised Code, and that the additional assessments shall be payable in equal semi-annual installments over the remainder of the unexpired a period of five years.
2. That additional special assessments for the aforesaid lighting improvements in the amount of \$1,002.00 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$77.79 in inflationary cost increases projected over the remainder of said five-year period, plus \$40.05 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, **aggregating a total additional special assessment of \$1,119.84 (which equates to \$93.32 per parcel per year or \$46.66 per parcel per semiannual assessment)**, are hereby levied and assessed upon the lots and lands located within the District, which additional assessments are in accordance with the benefits which will result to the real property charged herewith, and when collected such additional assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.
3. That any additional assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.

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4. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said additional assessments levied hereby to Duke Energy and to the Hamilton County Auditor, and said Auditor is hereby authorized and directed to place said additional special assessments upon the tax duplicate to be paid and collected in the same manner and at the same times that taxes are paid and collected.
5. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.
6. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

Resolution No. 23-0817-J Confirming and Certifying Additional Assessments for Williams Creek Lighting District Pursuant to Sections 9.30, 515.08, 515.081 and 515.11

Lighting District	Current Annual Assessment Per Parcel	Additional Annual Assessment	Total Annual Assessment Per Parcel
Williams Creek	\$53.48	\$36.42	\$89.90

RESOLUTION NO. 23-0817-J

**CONFIRMING AND CERTIFYING ADDITIONAL ASSESSMENTS FOR
WILLIAMS CREEK LIGHTING DISTRICT
PURSUANT TO SECTIONS 9.30, 515.08, 515.081 AND 515.11**

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Williams Creek Lighting District (the "District"), and has previously provided for the installation of lights required for properly lighting such streets and public ways; and

WHEREAS, by Resolution No. 22-0818-08 this Board awarded a contract to Duke Energy for the purpose of lighting such streets and public ways and confirmed assessments for the District (the "Assessment Resolution"); and

WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

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WHEREAS, subsequent to said confirmation and certification to the County Auditor of assessments, the costs of providing the lights pursuant to said contract have increased such that the assessments are insufficient to cover the cost of providing the lighting in the District; thus, requiring additional assessments as are necessary to pay the additional cost of lights for the unexpired portion of the term of the Duke Energy contract; and

WHEREAS, the estimated additional cost for continued artificial lighting in the District for the unexpired portion of the term of the Duke Energy contract is less than \$50,000 excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the additional costs of the artificial lighting of the District in the additional total amount of \$9,942.66 is hereby specially assessed against the real estate bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with Sections 515.08(D) and 515.11 of the Ohio Revised Code, and that the additional assessments shall be payable in equal semi-annual installments over the remainder of the unexpired a period of five years.
2. That additional special assessments for the aforesaid lighting improvements in the amount of \$6,824.02 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$2,960.50 in inflationary cost increases projected over the remainder of said five-year period, plus \$158.14 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, **aggregating a total additional special assessment of \$9,942.66 (which equates to \$36.42 per parcel per year or \$18.21 per parcel per semiannual assessment)**, are hereby levied and assessed upon the lots and lands located within the District, which additional assessments are in accordance with the benefits which will result to the real property charged herewith, and when collected such additional assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.
3. That any additional assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.
4. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said additional assessments levied hereby to Duke Energy and to the Hamilton County Auditor, and said Auditor is hereby authorized and directed to place said additional special assessments upon the tax duplicate to be paid and collected in the same manner and at the same times that taxes are paid and collected.
5. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

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6. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

Resolution No. 23-0817-K Confirming and Certifying Additional Assessments for Wynds of Anderson Phase I Lighting District Pursuant to Sections 9.30, 515.08, 515.081 and 515.11

Lighting District	Current Annual Assessment Per Parcel	Additional Annual Assessment	Total Annual Assessment Per Parcel
Wynds of Anderson Phase I	\$122.96	\$68.34	\$191.30

RESOLUTION NO. 23-0817-K

**CONFIRMING AND CERTIFYING ADDITIONAL ASSESSMENTS FOR
WYNDY OF ANDERSON PHASE I LIGHTING DISTRICT
PURSUANT TO SECTIONS 9.30, 515.08, 515.081 AND 515.11**

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Wynds of Anderson Phase I Lighting District (the "District"), and has previously provided for the installation of lights required for properly lighting such streets and public ways; and

WHEREAS, by Resolution No. 20-0820-12 this Board awarded a contract to Duke Energy for the purpose of lighting such streets and public ways and confirmed assessments for the District (the "Assessment Resolution"); and

WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

WHEREAS, subsequent to said confirmation and certification to the County Auditor of assessments, the costs of providing the lights pursuant to said contract have increased such that the assessments are insufficient to cover the cost of providing the lighting in the District; thus, requiring additional assessments as are necessary to pay the additional cost of lights for the unexpired portion of the term of the Duke Energy contract; and

WHEREAS, the estimated additional cost for continued artificial lighting in the District for the unexpired portion of the term of the Duke Energy contract is less than \$50,000 excluding inflationary cost increase and administrative and legal expense:

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
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NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the additional costs of the artificial lighting of the District in the additional total amount of \$5,603.88 is hereby specially assessed against the real estate bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with Sections 515.08(D) and 515.11 of the Ohio Revised Code, and that the additional assessments shall be payable in equal semi-annual installments over the remainder of the unexpired a period of five years.
2. That additional special assessments for the aforesaid lighting improvements in the amount of \$4,780.96 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$743.18 in inflationary cost increases projected over the remainder of said five-year period, plus \$79.74 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, **aggregating a total additional special assessment of \$5,603.88 (which equates to \$68.34 per parcel per year or \$34.17 per parcel per semiannual assessment)**, are hereby levied and assessed upon the lots and lands located within the District, which additional assessments are in accordance with the benefits which will result to the real property charged herewith, and when collected such additional assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.
3. That any additional assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.
4. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said additional assessments levied hereby to Duke Energy and to the Hamilton County Auditor, and said Auditor is hereby authorized and directed to place said additional special assessments upon the tax duplicate to be paid and collected in the same manner and at the same times that taxes are paid and collected. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.
5. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

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Mrs. Earhart stated the following lightening districts would be renewed at the interim meeting on August 31st: Ashton Grove, Fox Trail Farms, Glen Abbey, Harcourt, Landings of Anderson Phases I and II, Lawyers Pointe, Macintosh, Merritt Grove, Stonebridge, Turpin Lakes, Washington Hills South, Woods of Coldstream and Wynds Phase II.

Decisions Arising from Executive Session (if any)

MOTION NO. 23 – 0817 – 23

Mrs. Lausten moved to hire Maddy Kelly for the Event Lead position, effective August 21, 2023 at a starting pay rate of \$19.00/ hour and all other benefits normally offered with full time employment. After 90 days of employment, Ms. Kelly will be eligible for a \$1.00 hourly pay increase. Mr. Gerth seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

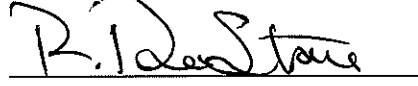
NEXT REGULAR MONTHLY BOARD MEETING


September 20, 2023, 5:00 P.M. (citizens should call 513.688.8400 to confirm)

MOTION TO ADJOURN

Mrs. Stone moved to adjourn the meeting. Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

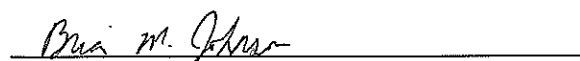

R. Dee Stone, Chair


Brian M. Johnson, Fiscal Officer

CERTIFICATION

The undersigned duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 16th day of November 2023, and that said minutes have been duly entered upon the Journal of said Township.

This day of 16th day of November, 2023.


Brian M. Johnson, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
August 31, 2023

**BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP
AUGUST 31, 2023**

R. Dee Stone, Trustee Chair
Lexi Lausten, Trustee Vice Chair
Joshua S. Gerth, Trustee
Kenneth G. Dietz, Fiscal Officer

INTERIM WORKSHOP MEETING CALL TO ORDER

Mrs. Stone called the meeting to order and welcomed attendees including: Fiscal Officer Ken Dietz, Future Fiscal Officer Brian Johnson, Township Administrator Vicky Earhart, Assistant Township Administrator for Operations Steve Sievers, Assistant Township Administrator for Human Resources Suzanne Parker, Township Administrative Assistant Molly Mohrfield, Planning & Zoning Director Paul Drury, Planning & Zoning Assistant Director Sarah Donovan, Planning & Zoning Co-Op Makenzie Stewart, Facilities Manager Mark Magna, Public Works Director Eric Luginbuhl, Anderson Township Fire & Rescue Chief Richard Martin, Sheriff's Department Lt. Dave Downing, Fiscal Office Clerk Katie Arnold, Director of Finance Tammy Disque.

MOTION TO ADOPT AGENDA

Mrs. Stone moved to adopt the agenda without modifications. **Mr. Gerth** seconded the motion.

Mr. Dietz called the roll: **Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.**

BOARD OF TOWNSHIP TRUSTEES/FISCAL OFFICER

Mr. Dietz stated auditors were scheduled to be on sight in mid-September. **Mr. Dietz** introduced future Fiscal Officer Brian Johnson. The Board welcomed him.

PLANNING & ZONING

Resolution Certifying Written Report of Action of This Board and Unpaid Expenses in Connection Therewith Under Section 505.87 of the Revised Code to Hamilton County Auditor for Collection

Mr. Drury introduced Planning and Zoning Co-Op Mackenzie Stewart. The Board welcomed her. **Mr. Drury** asked the Board to consider the below resolution that regarded nuisance abatement.

Mrs. Lausten moved to adopt the below resolution. **Mr. Gerth** seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes

RESOLUTION NO. 23-0831-01

RESOLUTION CERTIFYING WRITTEN REPORT OF ACTION OF THIS BOARD AND UNPAID EXPENSES IN CONNECTION THEREWITH UNDER SECTION 505.87 OF THE REVISED CODE TO HAMILTON COUNTY AUDITOR FOR COLLECTION

WHEREAS, this Board of Township Trustees (the "Board") has undertaken nuisance proceedings under Section 505.87 of the Revised Code (the "Statute") to provide for the abatement, control, or removal of vegetation, garbage, refuse, or other debris from land in the Township, has performed such work and otherwise complied with the requirements of the Statute, all with respect to the properties identified in Appendix A attached hereto and by this reference incorporated herein (the "Properties"), and pursuant to the Resolution Nos. indicated in Appendix A, each duly passed by this Board; and

WHEREAS, all owners of the Properties and all holders of liens of record upon the Properties were duly served notice and failed to complete, or to enter into an agreement with this Board for the completion of, the necessary abatement, control, or removal, and at the direction of this Board, the Township undertook the performance thereof in accordance with Ohio law; and

WHEREAS, pursuant to the Statute, and particularly Section 505.87(F) thereof, this Board shall make a written report to the County Auditor of Hamilton County, Ohio (the "County Auditor"), including a proper description of the Properties and a statement of all costs and expenses incurred by the Township and permitted under the Statute in abating the nuisance on the respective Properties (the "Expenses");

Now, therefore, BE IT RESOLVED by the Board of Township Trustees of Anderson Township, Hamilton County, Ohio (the "Township"), as follows:

SECTION 1. This Board hereby adopts and certifies Appendix A as provided to this Board.

SECTION 2. This Board hereby authorizes and directs the Fiscal Officer of the Township to file Appendix A, together with a certified copy of this Resolution, comprising this Board's written report, with the County Auditor. The Township requests that the County Auditor place the Expenses on the tax duplicate immediately for collection as permitted under Section 505.87(F) of the Statute.

SECTION 3. The Expenses shall constitute a lien on the respective Properties and shall be collected as all other taxes, and the method of collection and payment period for the unpaid Expenses shall be one annual payment.

SECTION 4. The Expenses when collected shall be returned to the Township and placed in the Township General Fund.

SECTION 5. If the real estate taxes on the Properties are collected and paid by means of Sheriff's sale, the liens of the Township shall be paid to the Township by means of that process from the proceeds of sale of the respective Properties.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
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SECTION 6. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

SECTION 7. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

SHERIFF'S OFFICE

Liquor License Request (New) for NFMF Ventures LLC located at 6700 Clough Pike

Lt. Downing stated he had no objections to the liquor license.

RESOLUTION NO. 23-0831-02

Mr. Gerth moved not to object to a new liquor license request for NFMF Ventures LLC, located at 6700 Clough Pike. Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes

There was no further discussion.

Resolution Authorizing the Purchase of Equipment Pursuant to Section 505.101 of the Ohio Revised Code

Lt. Downing asked the Board to consider the resolution below that allowed the purchase of a vehicle for the second School Resource Officer.

Mrs. Lausten moved to adopt the below resolution. Mr. Gerth seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes

RESOLUTION NO. 23- 0831-03

**AUTHORIZING THE PURCHASE OF EQUIPMENT PURSUANT TO SECTION 505.101 OF
THE OHIO REVISED CODE**

WHEREAS, Section 505.101 of the Ohio Revised Code provides for the purchase of motor vehicles, materials, equipment or supplies, without advertising or bidding, from any department, agency, or political subdivision of the State;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees ("Board") of Anderson Township, County of Hamilton, State of Ohio ("Township"), as follows:

Section 1. That the Board hereby determines that it is in the best interest of the Township to acquire by purchase a certain equipped motor vehicle for use in the delivery of police protection services in the Township by a school resource officer, as follows: one (1) fully equipped 2023 Dodge Durango Pursuit AWD V8, together with titling fees, at the cost of \$42,956.00, certain public safety equipment for said vehicle at the cost of \$6,447.00 and certain vehicle lettering at the cost of \$409.88 (collectively, "Equipment"), which Equipment is available for purchase pursuant to the firm proposals attached hereto, and which aggregate cost is less than \$50,000.

Section 2. That the maximum amount to be paid as the purchase price for the Equipment is \$49,815.00, which funds have been previously appropriated by this Board for the purpose and remain otherwise unencumbered.

Section 3. That the Township Administrator is hereby authorized to execute the necessary and appropriate purchase agreement(s) and/or documentation, after review by the Law Director, to effectuate the purchase of the Equipment in accordance with this Resolution.

Section 4. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted hereby.

Mrs. Stone inquired as to who had been selected for the second School Resource Officer position. **Lt. Downing** stated Officer Dwyer had been named to the position.

FIRE & RESCUE DEPARTMENT

Resolution Accepting an Ohio Ambulance Transportation Program Grant Award, Pursuant to the Authority of Section 505.10 of the Revised Code

Chief Martin requested the Board allow the Ambulance transport Grant to be received.

Mr. Gerth moved to adopt the below resolution. **Mrs. Lausten** seconded the motion.

Mr. Dietz called the roll: **Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes**

RESOLUTION NO. 23-0831-04

**RESOLUTION ACCEPTING AN OHIO AMBULANCE TRANSPORTATION PROGRAM
GRANT AWARD, PURSUANT TO THE AUTHORITY OF SECTION 505.10 OF THE
REVISED CODE**

WHEREAS, Section 505.10(A) of the Revised Code (the “Statute”) provides that a board of township trustees may accept, on behalf of the township, the donation by bequest, devise, deed of gift, or otherwise, of any real or personal property for any township use; and

WHEREAS, Section 505.38 (A) of the Revised Code (the “Statute”) provides that a board of township trustees shall provide for the employment of firefighters as it considers best and shall fix their compensation; and

WHEREAS, the State of Ohio Office of Budget & Management, through the Ohio Department of Public Safety, Division of EMS has communicated its award of grant funding to Anderson Township in the amount of \$20,032.81 through the Ohio Ambulance Transportation Program (the “State Grant”) for the Anderson Township Fire & Rescue Department; and

WHEREAS, the State Grant requires no expenditure of local matching funds of any type or nature; and

WHEREAS, the State Grant is intended to serve as additional compensation to the current members of the Anderson Township Fire & Rescue Department from the State of Ohio in recognition of first responder’s dedication to public safety and their ongoing commitment to public service throughout and after the COVID-19 pandemic; and

WHEREAS, this Board desires to accept the donation of the State Grant;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Township Trustees (the “Board”) of Anderson Township, County of Hamilton, Ohio (the “Township”), as follows:

SECTION 1. This Board hereby determines that it is in the best interest of the Township to accept the State Grant from the Ohio Office of Budget & Management, Department of Public Safety, Division of EMS, pursuant to this Board’s authority contained in the Statutes.

SECTION 2. This Board hereby accepts the State Grant from the Ohio Office of Budget & Management, through the Ohio Department of Public Safety, Division of EMS pursuant to the rules of said State Grant to be used as additional compensation to the full-time members of the Anderson Township Fire & Rescue Department who are employed as of this date, pursuant to this Board’s authority contained in the Statutes.

SECTION 3. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were

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August 31, 2023

taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Resolution Accepting Grant From the Ohio EMA American Rescue Plan Act (ARPA) First Responder Retention Incentive Grant Program, Pursuant to the Authority of Section 505.10 of the Revised Code

Chief Martin requested the Board allow the Ohio EMA ARPA Grant to be received.

Mrs. Lausten moved to adopt the below resolution. **Mr. Gerth** seconded the motion.

Mr. Dietz called the roll: **Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes**

RESOLUTION NO. 23-0831-05

RESOLUTION ACCEPTING GRANT FROM THE OHIO EMA AMERICAN RESCUE PLAN ACT (ARPA) FIRST RESPONDER RETENTION INCENTIVE GRANT PROGRAM, PURSUANT TO THE AUTHORITY OF SECTION 505.10 OF THE REVISED CODE

WHEREAS, Section 505.10(A) of the Revised Code (the “Statute”) provides that a board of township trustees may accept, on behalf of the township, the donation by bequest, devise, deed of gift, or otherwise, of any real or personal property for any township use; and

WHEREAS, Section 505.38 (A) of the Revised Code (the “Statute”) provides that a board of township trustees shall provide for the employment of firefighters as it considers best and shall fix their compensation; and

WHEREAS, the Ohio Emergency Management Agency (“EMA”), through the Ohio Department of Public Safety (“DPS”) has communicated its award of grant funding to Anderson Township in the amount of \$224,000.00 through the Ohio EMA ARPA First Responder Retention Incentives Grant (the “State Grant”) for the Anderson Township Fire & Rescue Department; and

WHEREAS, the State Grant requires no expenditure of local matching funds of any type or nature; and

WHEREAS, the State Grant is intended to serve as an incentive from the State of Ohio in recognition of first responder’s dedication to public safety and their ongoing commitment to public service and to address first responder burnout caused by understaffing and overall job stress; and

WHEREAS, this Board desires to accept the donation of the State Grant;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Township Trustees (the “Board”) of Anderson Township, County of Hamilton, Ohio (the “Township”), as follows:

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SECTION 1. This Board hereby determines that it is in the best interest of the Township to accept the State Grant from the Ohio EMA - Ohio DPS, pursuant to this Board's authority contained in the Statutes.

SECTION 2. This Board hereby accepts the State Grant from the Ohio EMA - DPS pursuant to the rules of said State Grant to be used as additional compensation to full-time members of the Anderson Township Fire & Rescue Department who were employed as of June 17, 2022 and continue to remain employed with the Anderson Township Fire & Rescue Department at the time of disbursement of the retention incentive, pursuant to this Board's authority contained in the Statutes.

SECTION 3. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

TOWNSHIP ADMINISTRATOR

Request to Solicit Design Firms for Senior Center Pavilion

Mr. Magna asked the Board for authorization to move forward with a design firm.

RESOLUTION NO. 23 – 0831 –06

Mr. Gerth moved to authorize soliciting Architectural firms for Anderson Township Senior Center Pavilion Project. Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes

There was no further discussion.

Consideration of A Resolution Authorizing the Township Administrator to Designate a Natural Gas Supply Provider to the Township in Connection with the Anderson Township Natural Gas Aggregation Program and Authorizing the Township Administrator to Enter into an Agreement With the Designated Natural Gas Supply Provider

Mr. Magna explained the bid process from the gas aggregation program and the forecast market for natural gas prices. Additionally, he stated only one bid was received. Mrs. Lausten expressed concern regarding the lack of savings. Mrs. Stone stated she believed there was no advantage to the residents. The Board declined to act.

Resolution Approving First Amendment to Parking Facilities License Agreement With Anderson Investors OH, LLC and Authorizing Its Execution and Delivery

Mr. Sievers asked the board to pass the below resolution that renewed parking lease with Anderson Investors.

Mrs. Lausten moved to adopt the below resolution. Mr. Gerth seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes

RESOLUTION NO. 23 – 0831– 07

RESOLUTION APPROVING FIRST AMENDMENT TO PARKING FACILITIES LICENSE AGREEMENT WITH ANDERSON INVESTORS OH, LLC AND AUTHORIZING ITS EXECUTION AND DELIVERY

WHEREAS, Anderson Investors OH, LLC, a Delaware limited liability company (“Anderson Investors”), is the fee owner of certain real property comprised of Hamilton County Auditor’s Parcel Numbered 500-0202-0197-00 located at 7500 Beechmont Avenue, in Anderson Township (the “AI Property”), on which open parking spaces are located; and

WHEREAS, the AI Property is in close proximity to the former Anderson Center Station, and lies along existing METRO transit routes which provide service to the former Anderson Center Station; and

WHEREAS, Anderson Township, County of Hamilton, Ohio (the “Township”), secured public parking spaces and facilities for a METRO Park & Ride, during the redevelopment of the Anderson Center Station subject to the terms of that certain Parking Facilities License Agreement, effective November 1, 2021, by and between Anderson Township, acting by and through this Board, and Anderson Investors (the “Original Agreement”); and

WHEREAS, the term of the Original Agreement will expire December 31, 2023 and this Board and Anderson Investors wish to extend the term of the Original Agreement as provided in a First Amendment to the Parking Facilities License Agreement by and between the parties (the “First Amendment” and together with the Original Agreement, the “Agreement”);

NOW, THEREFORE, BE IT RESOLVED, by the Board of Township Trustees (the “Board”) of Anderson Township, County of Hamilton, Ohio, as follows:

SECTION 1. This Board hereby determines that it is in the best interest of the Township to enter extend the term of the Original Agreement through June 30, 2025 (subject to earlier termination as provided in the Agreement) by entering into the First Amendment to provide an alternative and temporary public Park & Ride facility during the continued redevelopment of the Anderson Center Station site on the terms and subject to the conditions contained in the Agreement.

SECTION 2. This Board approves the form of the First Amendment before this Board and authorizes and directs the Township Administrator to execute and deliver the First Amendment in substantially the form before this Board, with such revisions thereto as she deems, after consultation with the Law Director, not to be disadvantageous to the Township, such determination being conclusively evidenced by her execution of the First Amendment. This Board hereby authorizes performance of the

August 31, 2023

Agreement and covenants to perform its obligations in accordance with the terms and conditions of the Agreement.

SECTION 3. The preambles to this resolution are and shall be for all purposes integral and operative parts of this resolution.

SECTION 4. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Resolution No. 23-0817-08 Confirming and Certifying Additional Assessments for Ashton Grove Lighting District Pursuant to Sections 9.30, 515.08, 515.081 and 515.11

Mrs. Earhart thanked staff members that worked together on the collaborative effort involved in the re-assessment of the lighting districts.

Mr. Gerth moved to adopt the below resolution. **Mrs. Lausten** seconded the motion.

Mr. Dietz called the roll: **Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes**

RESOLUTION NO. 23-0831-08

**CONFIRMING AND CERTIFYING ADDITIONAL ASSESSMENTS FOR
ASHTON GROVE LIGHTING DISTRICT
PURSUANT TO SECTIONS 9.30, 515.08, 515.081 AND 515.11**

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Ashton Grove Lighting District (the "District"), and has previously provided for the installation of lights required for properly lighting such streets and public ways; and

WHEREAS, by Resolution No. 21-0819-07 this Board awarded a contract to Duke Energy for the purpose of lighting such streets and public ways and confirmed assessments for the District (the "Assessment Resolution"); and

WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

WHEREAS, subsequent to said confirmation and certification to the County Auditor of assessments, the costs of providing the lights pursuant to said contract have increased such that the assessments are insufficient to cover the cost of providing the lighting in the District; thus, requiring

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additional assessments as are necessary to pay the additional cost of lights for the unexpired portion of the term of the Duke Energy contract; and

WHEREAS, the estimated additional cost for continued artificial lighting in the District for the unexpired portion of the term of the Duke Energy contract is less than \$50,000 excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the additional costs of the artificial lighting of the District in the additional total amount of \$2,867.04 is hereby specially assessed against the real estate bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with Sections 515.08(D) and 515.11 of the Ohio Revised Code, and that the additional assessments shall be payable in equal semi-annual installments over the remainder of the unexpired a period of five years.
2. That additional special assessments for the aforesaid lighting improvements in the amount of \$2,471.94 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$275.24 in inflationary cost increases projected over the remainder of said five-year period, plus \$119.86 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, aggregating a total additional special assessment of \$2,867.04 (which equates to \$83.25 per parcel per year or \$41.62 per parcel per semiannual assessment. The additional amount includes a sum of \$1,437.48 previously not assessed in error), are hereby levied and assessed upon the lots and lands located within the District, which additional assessments are in accordance with the benefits which will result to the real property charged herewith, and when collected such additional assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.
3. That any additional assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.
4. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said additional assessments levied hereby to Duke Energy and to the Hamilton County Auditor, and said Auditor is hereby authorized and directed to place said additional special assessments upon the tax duplicate to be paid and collected in the same manner and at the same times that taxes are paid and collected.
5. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

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6. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Resolution No. 23-0817-09 Confirming and Certifying Additional Assessments for Fox Trail Lighting District Pursuant to Sections 9.30, 515.08, 515.081 and 515.11

Mrs. Lausten moved to adopt the below resolution. Mr. Gerth seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes

RESOLUTION NO. 23-0831-09

**CONFIRMING AND CERTIFYING ADDITIONAL ASSESSMENTS FOR
FOX TRAIL FARMS LIGHTING DISTRICT
PURSUANT TO SECTIONS 9.30, 515.08, 515.081 AND 515.11**

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Fox Trail Farms Lighting District (the "District"), and has previously provided for the installation of lights required for properly lighting such streets and public ways; and

WHEREAS, by Resolution No. 21-0819-09 this Board awarded a contract to Duke Energy for the purpose of lighting such streets and public ways and confirmed assessments for the District (the "Assessment Resolution"); and

WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

WHEREAS, subsequent to said confirmation and certification to the County Auditor of assessments, the costs of providing the lights pursuant to said contract have increased such that the assessments are insufficient to cover the cost of providing the lighting in the District; thus, requiring additional assessments as are necessary to pay the additional cost of lights for the unexpired portion of the term of the Duke Energy contract; and

WHEREAS, the estimated additional cost for continued artificial lighting in the District for the unexpired portion of the term of the Duke Energy contract is less than \$50,000 excluding inflationary cost increase and administrative and legal expense:

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NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the additional costs of the artificial lighting of the District in the additional total amount of \$6,632.10 is hereby specially assessed against the real estate bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with Sections 515.08(D) and 515.11 of the Ohio Revised Code, and that the additional assessments shall be payable in equal semi-annual installments over the remainder of the unexpired a period of five years.
2. That additional special assessments for the aforesaid lighting improvements in the amount of \$5,800.74 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$711.02 in inflationary cost increases projected over the remainder of said five-year period, plus \$120.34 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, aggregating a total additional special assessment of \$6,632.10 (which equates to \$41.57 per parcel per year or \$20.78 per parcel per semiannual assessment. The additional amount includes a sum of \$3,973.86 previously not assessed in error), are hereby levied and assessed upon the lots and lands located within the District, which additional assessments are in accordance with the benefits which will result to the real property charged herewith, and when collected such additional assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.
3. That any additional assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.
4. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said additional assessments levied hereby to Duke Energy and to the Hamilton County Auditor, and said Auditor is hereby authorized and directed to place said additional special assessments upon the tax duplicate to be paid and collected in the same manner and at the same times that taxes are paid and collected.
5. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.
6. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Resolution No. 23-0817-10 Confirming and Certifying Additional Assessments for Glen Abbey Lighting District Pursuant to Sections 9.30, 515.08, 515.081 and 515.11

Mr. Gerth moved to adopt the below resolution. Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes

RESOLUTION NO. 23-0831-10

**CONFIRMING AND CERTIFYING ADDITIONAL ASSESSMENTS FOR
GLEN ABBEY LIGHTING DISTRICT
PURSUANT TO SECTIONS 9.30, 515.08, 515.081 AND 515.11**

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Glen Abbey Lighting District (the "District"), and has previously provided for the installation of lights required for properly lighting such streets and public ways; and

WHEREAS, by Resolution No. 19-0815-07 this Board awarded a contract to Duke Energy for the purpose of lighting such streets and public ways and confirmed assessments for the District (the "Assessment Resolution"); and

WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

WHEREAS, subsequent to said confirmation and certification to the County Auditor of assessments, the costs of providing the lights pursuant to said contract have increased such that the assessments are insufficient to cover the cost of providing the lighting in the District; thus, requiring additional assessments as are necessary to pay the additional cost of lights for the unexpired portion of the term of the Duke Energy contract; and

WHEREAS, the estimated additional cost for continued artificial lighting in the District for the unexpired portion of the term of the Duke Energy contract is less than \$50,000 excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the additional costs of the artificial lighting of the District in the additional total amount of \$874.08 is hereby specially assessed against the real estate bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with Sections 515.08(D) and 515.11 of the Ohio Revised Code, and that the additional assessments

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shall be payable in equal semi-annual installments over the remainder of the unexpired a period of five years.

2. That additional special assessments for the aforesaid lighting improvements in the amount of \$735.76 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$98.62 in inflationary cost increases projected over the remainder of said five-year period, plus \$39.70 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, aggregating a total additional special assessment of \$874.08 (which equates to \$24.08 per parcel per year or \$12.04 per parcel per semiannual assessment, plus \$127.60 per year or \$63.80 per half for a parcel previously missed), are hereby levied and assessed upon the lots and lands located within the District, which additional assessments are in accordance with the benefits which will result to the real property charged herewith, and when collected such additional assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.
3. That any additional assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.
4. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said additional assessments levied hereby to Duke Energy and to the Hamilton County Auditor, and said Auditor is hereby authorized and directed to place said additional special assessments upon the tax duplicate to be paid and collected in the same manner and at the same times that taxes are paid and collected.
5. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.
6. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Resolution No. 23-0817-11 Confirming and Certifying Additional Assessments for Harcourt Estates Lighting District Pursuant to Sections 9.30, 515.08, 515.081 and 515.11

Mrs. Lausten moved to adopt the below resolution. Mr. Gerth seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes

RESOLUTION NO. 23-0831-11

**CONFIRMING AND CERTIFYING ADDITIONAL ASSESSMENTS FOR
HARCOURT ESTATES LIGHTING DISTRICT
PURSUANT TO SECTIONS 9.30, 515.08, 515.081 AND 515.11**

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Harcourt Estates Lighting District (the "District"), and has previously provided for the installation of lights required for properly lighting such streets and public ways; and

WHEREAS, by Resolution No. 19-0815-09 this Board awarded a contract to Duke Energy for the purpose of lighting such streets and public ways and confirmed assessments for the District (the "Assessment Resolution"); and

WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

WHEREAS, subsequent to said confirmation and certification to the County Auditor of assessments, the costs of providing the lights pursuant to said contract have increased such that the assessments are insufficient to cover the cost of providing the lighting in the District; thus, requiring additional assessments as are necessary to pay the additional cost of lights for the unexpired portion of the term of the Duke Energy contract; and

WHEREAS, the estimated additional cost for continued artificial lighting in the District for the unexpired portion of the term of the Duke Energy contract is less than \$50,000 excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the additional costs of the artificial lighting of the District in the additional total amount of \$1,225.46 is hereby specially assessed against the real estate bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with Sections 515.08(D) and 515.11 of the Ohio Revised Code, and that the additional assessments shall be payable in equal semi-annual installments over the remainder of the unexpired a period of five years.
2. That additional special assessments for the aforesaid lighting improvements in the amount of \$1,104.76 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$80.76 in inflationary cost increases projected over the remainder of said five-year period, plus \$39.94 in average cost per lighting district renewal for

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administrative and legal costs for services of Township personnel and legal counsel, aggregating a total additional special assessment of \$1,225.46 (which equates to \$49.08 per parcel per year or \$24.54 per parcel per semiannual assessment, plus \$145.70 per year or \$72.85 per half for a previously missed parcel), are hereby levied and assessed upon the lots and lands located within the District, which additional assessments are in accordance with the benefits which will result to the real property charged herewith, and when collected such additional assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.

3. That any additional assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.
4. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said additional assessments levied hereby to Duke Energy and to the Hamilton County Auditor, and said Auditor is hereby authorized and directed to place said additional special assessments upon the tax duplicate to be paid and collected in the same manner and at the same times that taxes are paid and collected.
5. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.
6. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Resolution No. 23-0817-12 Confirming and Certifying Additional Assessments for Landings of Anderson Phase I Lighting District Pursuant to Sections 9.30, 515.08, 515.081 and 515.11

Mr. Gerth moved to adopt the below resolution. Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes

RESOLUTION NO. 23-0831-12

**CONFIRMING AND CERTIFYING ADDITIONAL ASSESSMENTS FOR
LANDINGS OF ANDERSON PHASE I LIGHTING DISTRICT**

PURSUANT TO SECTIONS 9.30, 515.08, 515.081 AND 515.11

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Landings of Anderson Phase I Lighting District (the "District"), and has previously provided for the installation of lights required for properly lighting such streets and public ways; and

WHEREAS, by Resolution No. 21-0819-10 this Board awarded a contract to Duke Energy for the purpose of lighting such streets and public ways and confirmed assessments for the District (the "Assessment Resolution"); and

WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

WHEREAS, subsequent to said confirmation and certification to the County Auditor of assessments, the costs of providing the lights pursuant to said contract have increased such that the assessments are insufficient to cover the cost of providing the lighting in the District; thus, requiring additional assessments as are necessary to pay the additional cost of lights for the unexpired portion of the term of the Duke Energy contract; and

WHEREAS, the estimated additional cost for continued artificial lighting in the District for the unexpired portion of the term of the Duke Energy contract is less than \$50,000 excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the additional costs of the artificial lighting of the District in the additional total amount of \$14,554.65 is hereby specially assessed against the real estate bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with Sections 515.08(D) and 515.11 of the Ohio Revised Code, and that the additional assessments shall be payable in equal semi-annual installments over the remainder of the unexpired a period of five years.
2. That additional special assessments for the aforesaid lighting improvements in the amount of \$12,933.03 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$1,500.74 in inflationary cost increases projected over the remainder of said five-year period, plus \$120.88 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, aggregating a total additional special assessment of \$14,554.65 (which equates to \$88.21 per parcel per year or \$44.10 per parcel per semiannual assessment. The additional amount includes a sum of \$7,076.85 previously not assessed in error), are hereby levied and assessed upon the lots and lands located within the District, which additional assessments are in accordance with the benefits which will result to the real property charged herewith, and when collected such

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additional assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.

3. That any additional assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.
4. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said additional assessments levied hereby to Duke Energy and to the Hamilton County Auditor, and said Auditor is hereby authorized and directed to place said additional special assessments upon the tax duplicate to be paid and collected in the same manner and at the same times that taxes are paid and collected.
5. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.
6. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Resolution No. 23-0817-13 Confirming and Certifying Additional Assessments for Landings of Anderson Phase II Lighting District Pursuant to Sections 9.30, 515.08, 515.081 and 515.11

Mrs. Lausten moved to adopt the below resolution. Mr. Gerth seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes

RESOLUTION NO. 23-0831-13

**CONFIRMING AND CERTIFYING ADDITIONAL ASSESSMENTS FOR
LANDINGS OF ANDERSON PHASE II LIGHTING DISTRICT
PURSUANT TO SECTIONS 9.30, 515.08, 515.081 AND 515.11**

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Landings of Anderson Phase II Lighting District (the "District"), and has previously provided for the installation of lights required for properly lighting such streets and public ways; and

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WHEREAS, by Resolution No. 19-0815-11 this Board awarded a contract to Duke Energy for the purpose of lighting such streets and public ways and confirmed assessments for the District (the "Assessment Resolution"); and

WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

WHEREAS, subsequent to said confirmation and certification to the County Auditor of assessments, the costs of providing the lights pursuant to said contract have increased such that the assessments are insufficient to cover the cost of providing the lighting in the District; thus, requiring additional assessments as are necessary to pay the additional cost of lights for the unexpired portion of the term of the Duke Energy contract; and

WHEREAS, the estimated additional cost for continued artificial lighting in the District for the unexpired portion of the term of the Duke Energy contract is less than \$50,000 excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the additional costs of the artificial lighting of the District in the additional total amount of \$1,594.62 is hereby specially assessed against the real estate bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with Sections 515.08(D) and 515.11 of the Ohio Revised Code, and that the additional assessments shall be payable in equal semi-annual installments over the remainder of the unexpired a period of five years.
2. That additional special assessments for the aforesaid lighting improvements in the amount of \$1,464.06 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$90.22 in inflationary cost increases projected over the remainder of said five-year period, plus \$40.34 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, aggregating a total additional special assessment of \$1,594.62 (which equates to \$29.22 per parcel per year or \$14.61 per parcel per semiannual assessment, plus \$98.40 per parcel per year or \$49.20 per parcel per semiannual assessment for seven parcels previously missed), are hereby levied and assessed upon the lots and lands located within the District, which additional assessments are in accordance with the benefits which will result to the real property charged herewith, and when collected such additional assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.

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3. That any additional assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.
4. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said additional assessments levied hereby to Duke Energy and to the Hamilton County Auditor, and said Auditor is hereby authorized and directed to place said additional special assessments upon the tax duplicate to be paid and collected in the same manner and at the same times that taxes are paid and collected.
5. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.
6. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Resolution No. 23-0817-14 Confirming and Certifying Additional Assessments for Lawyers Pointe Lighting District Pursuant to Sections 9.30, 515.08, 515.081 and 515.11

Mr. Gerth moved to adopt the below resolution. Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes

RESOLUTION NO. 23-0831- 14

**CONFIRMING AND CERTIFYING ADDITIONAL ASSESSMENTS FOR
LAWYERS POINTE LIGHTING DISTRICT
PURSUANT TO SECTIONS 9.30, 515.08, 515.081 AND 515.11**

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Lawyers Pointe Lighting District (the "District"), and has previously provided for the installation of lights required for properly lighting such streets and public ways; and

WHEREAS, by Resolution No. 19-0815-12 this Board awarded a contract to Duke Energy for the purpose of lighting such streets and public ways and confirmed assessments for the District (the "Assessment Resolution"); and

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WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

WHEREAS, subsequent to said confirmation and certification to the County Auditor of assessments, the costs of providing the lights pursuant to said contract have increased such that the assessments are insufficient to cover the cost of providing the lighting in the District; thus, requiring additional assessments as are necessary to pay the additional cost of lights for the unexpired portion of the term of the Duke Energy contract; and

WHEREAS, the estimated additional cost for continued artificial lighting in the District for the unexpired portion of the term of the Duke Energy contract is less than \$50,000 excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the additional costs of the artificial lighting of the District in the additional total amount of \$1,108.06 is hereby specially assessed against the real estate bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with Sections 515.08(D) and 515.11 of the Ohio Revised Code, and that the additional assessments shall be payable in equal semi-annual installments over the remainder of the unexpired a period of five years.
2. That additional special assessments for the aforesaid lighting improvements in the amount of \$990.60 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$77.29 in inflationary cost increases projected over the remainder of said five-year period, plus \$40.17 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, aggregating a total additional special assessment of \$1,108.06 (which equates to \$48.70 per parcel per year or \$24.35 per parcel per semiannual assessment, plus \$188.78 per year or \$94.39 per semiannual assessment for two newly created parcels due to a split), are hereby levied and assessed upon the lots and lands located within the District, which additional assessments are in accordance with the benefits which will result to the real property charged herewith, and when collected such additional assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.
3. That any additional assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.
4. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said additional assessments levied hereby to Duke Energy and to the Hamilton County

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Auditor, and said Auditor is hereby authorized and directed to place said additional special assessments upon the tax duplicate to be paid and collected in the same manner and at the same times that taxes are paid and collected.

5. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.
6. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Resolution No. 23-0817- 15 Confirming and Certifying Additional Assessments for Macintosh Lighting District Pursuant to Sections 9.30, 515.08, 515.081 and 515.11

Mrs. Lausten moved to adopt the below resolution. Mr. Gerth seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes

RESOLUTION NO. 23-0831-15

**CONFIRMING AND CERTIFYING ADDITIONAL ASSESSMENTS FOR
MACINTOSH LIGHTING DISTRICT
PURSUANT TO SECTIONS 9.30, 515.08, 515.081 AND 515.11**

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Macintosh Lighting District (the "District"), and has previously provided for the installation of lights required for properly lighting such streets and public ways; and

WHEREAS, by Resolution No. 21-0819-11 this Board awarded a contract to Duke Energy for the purpose of lighting such streets and public ways and confirmed assessments for the District (the "Assessment Resolution"); and

WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

WHEREAS, subsequent to said confirmation and certification to the County Auditor of assessments, the costs of providing the lights pursuant to said contract have increased such that the assessments are insufficient to cover the cost of providing the lighting in the District; thus, requiring

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additional assessments as are necessary to pay the additional cost of lights for the unexpired portion of the term of the Duke Energy contract; and

WHEREAS, the estimated additional cost for continued artificial lighting in the District for the unexpired portion of the term of the Duke Energy contract is less than \$50,000 excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the additional costs of the artificial lighting of the District in the additional total amount of \$5,300.46 is hereby specially assessed against the real estate bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with Sections 515.08(D) and 515.11 of the Ohio Revised Code, and that the additional assessments shall be payable in equal semi-annual installments over the remainder of the unexpired a period of five years.
2. That additional special assessments for the aforesaid lighting improvements in the amount of \$4,637.34 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$543.67 in inflationary cost increases projected over the remainder of said five-year period, plus \$119.45 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, aggregating a total additional special assessment of \$5,300.46 (which equates to \$80.31 per parcel per year or \$40.15 per parcel per semiannual assessment. The additional amount includes a sum of \$2,611.62 previously not assessed in error), are hereby levied and assessed upon the lots and lands located within the District, which additional assessments are in accordance with the benefits which will result to the real property charged herewith, and when collected such additional assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.
3. That any additional assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.
4. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said additional assessments levied hereby to Duke Energy and to the Hamilton County Auditor, and said Auditor is hereby authorized and directed to place said additional special assessments upon the tax duplicate to be paid and collected in the same manner and at the same times that taxes are paid and collected.
5. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

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6. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Resolution No. 23-0817-16 Confirming and Certifying Additional Assessments for Merritt Grove Lighting District Pursuant to Sections 9.30, 515.08, 515.081 and 515.11

Mr. Gerth moved to adopt the below resolution. Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes

RESOLUTION NO. 23-0831-16

**CONFIRMING AND CERTIFYING ADDITIONAL ASSESSMENTS FOR
MERRITT GROVE LIGHTING DISTRICT
PURSUANT TO SECTIONS 9.30, 515.08, 515.081 AND 515.11**

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Merritt Grove Lighting District (the "District"), and has previously provided for the installation of lights required for properly lighting such streets and public ways; and

WHEREAS, by Resolution No. 21-0819-12 this Board awarded a contract to Duke Energy for the purpose of lighting such streets and public ways and confirmed assessments for the District (the "Assessment Resolution"); and

WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

WHEREAS, subsequent to said confirmation and certification to the County Auditor of assessments, the costs of providing the lights pursuant to said contract have increased such that the assessments are insufficient to cover the cost of providing the lighting in the District; thus, requiring additional assessments as are necessary to pay the additional cost of lights for the unexpired portion of the term of the Duke Energy contract; and

WHEREAS, the estimated additional cost for continued artificial lighting in the District for the unexpired portion of the term of the Duke Energy contract is less than \$50,000 excluding inflationary cost increase and administrative and legal expense:

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NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the additional costs of the artificial lighting of the District in the additional total amount of \$12,326.40 is hereby specially assessed against the real estate bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with Sections 515.08(D) and 515.11 of the Ohio Revised Code, and that the additional assessments shall be payable in equal semi-annual installments over the remainder of the unexpired a period of five years.
2. That additional special assessments for the aforesaid lighting improvements in the amount of \$11,067.60 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$1,138.32 in inflationary cost increases projected over the remainder of said five-year period, plus \$120.48 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, aggregating a total additional special assessment of \$12,326.40 (which equates to \$205.44 per parcel per year or \$102.72 per parcel per semiannual assessment. The additional amount includes a sum of \$4,110.00 previously not assessed in error), are hereby levied and assessed upon the lots and lands located within the District, which additional assessments are in accordance with the benefits which will result to the real property charged herewith, and when collected such additional assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.
3. That any additional assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.
4. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said additional assessments levied hereby to Duke Energy and to the Hamilton County Auditor, and said Auditor is hereby authorized and directed to place said additional special assessments upon the tax duplicate to be paid and collected in the same manner and at the same times that taxes are paid and collected.
5. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.
6. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Resolution No. 23-0817- 17 Confirming and Certifying Additional Assessments for Stonebridge Lighting District Pursuant to Sections 9.30, 515.08, 515.081 and 515.11

Mrs. Lausten moved to adopt the below resolution. Mr. Gerth seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes

RESOLUTION NO. 23-0831-17

**CONFIRMING AND CERTIFYING ADDITIONAL ASSESSMENTS FOR
STONEBRIDGE LIGHTING DISTRICT
PURSUANT TO SECTIONS 9.30, 515.08, 515.081 AND 515.11**

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Stonebridge Lighting District (the "District"), and has previously provided for the installation of lights required for properly lighting such streets and public ways; and

WHEREAS, by Resolution No. 21-0819-13 this Board awarded a contract to Duke Energy for the purpose of lighting such streets and public ways and confirmed assessments for the District (the "Assessment Resolution"); and

WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

WHEREAS, subsequent to said confirmation and certification to the County Auditor of assessments, the costs of providing the lights pursuant to said contract have increased such that the assessments are insufficient to cover the cost of providing the lighting in the District; thus, requiring additional assessments as are necessary to pay the additional cost of lights for the unexpired portion of the term of the Duke Energy contract; and

WHEREAS, the estimated additional cost for continued artificial lighting in the District for the unexpired portion of the term of the Duke Energy contract is less than \$50,000 excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the additional costs of the artificial lighting of the District in the additional total amount of \$4,449.90 is hereby specially assessed against the real estate bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with

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Sections 515.08(D) and 515.11 of the Ohio Revised Code, and that the additional assessments shall be payable in equal semi-annual installments over the remainder of the unexpired a period of five years.

2. That additional special assessments for the aforesaid lighting improvements in the amount of \$3,889.02 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$440.64 in inflationary cost increases projected over the remainder of said five-year period, plus \$120.24 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, aggregating a total additional special assessment of \$4,449.90 (which equates to \$105.95 per parcel per year or \$52.97 per parcel per semiannual assessment. The additional amount includes a sum of \$1,986.18 previously not assessed in error), are hereby levied and assessed upon the lots and lands located within the District, which additional assessments are in accordance with the benefits which will result to the real property charged herewith, and when collected such additional assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.
3. That any additional assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.
4. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said additional assessments levied hereby to Duke Energy and to the Hamilton County Auditor, and said Auditor is hereby authorized and directed to place said additional special assessments upon the tax duplicate to be paid and collected in the same manner and at the same times that taxes are paid and collected.
5. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.
6. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Resolution No. 23-0817- 18 Confirming and Certifying Additional Assessments for Turpin Lakes Lighting District Pursuant to Sections 9.30, 515.08, 515.081 and 515.11

Mr. Gerth moved to adopt the below resolution. Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes

RESOLUTION NO. 23-0831- 18

**CONFIRMING AND CERTIFYING ADDITIONAL ASSESSMENTS FOR
TURPIN LAKES LIGHTING DISTRICT
PURSUANT TO SECTIONS 9.30, 515.08, 515.081 AND 515.11**

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Turpin Lakes Lighting District (the "District"), and has previously provided for the installation of lights required for properly lighting such streets and public ways; and

WHEREAS, by Resolution No. 19-0815-16 this Board awarded a contract to Duke Energy for the purpose of lighting such streets and public ways and confirmed assessments for the District (the "Assessment Resolution"); and

WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

WHEREAS, subsequent to said confirmation and certification to the County Auditor of assessments, the costs of providing the lights pursuant to said contract have increased such that the assessments are insufficient to cover the cost of providing the lighting in the District; thus, requiring additional assessments as are necessary to pay the additional cost of lights for the unexpired portion of the term of the Duke Energy contract; and

WHEREAS, the estimated additional cost for continued artificial lighting in the District for the unexpired portion of the term of the Duke Energy contract is less than \$50,000 excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the additional costs of the artificial lighting of the District in the additional total amount of \$414.60 is hereby specially assessed against the real estate bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with Sections 515.08(D) and 515.11 of the Ohio Revised Code, and that the additional assessments shall be payable in equal semi-annual installments over the remainder of the unexpired a period of five years.

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2. That additional special assessments for the aforesaid lighting improvements in the amount of \$347.04 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$27.40 in inflationary cost increases projected over the remainder of said five-year period, plus \$40.16 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, aggregating a total additional special assessment of \$414.60 (which equates to \$17.96 per parcel per year or \$8.98 per parcel per semiannual assessment, plus \$55.40 per year or \$27.70 per half for a newly created parcel due to a boundary survey), are hereby levied and assessed upon the lots and lands located within the District, which additional assessments are in accordance with the benefits which will result to the real property charged herewith, and when collected such additional assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.
3. That any additional assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.
4. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said additional assessments levied hereby to Duke Energy and to the Hamilton County Auditor, and said Auditor is hereby authorized and directed to place said additional special assessments upon the tax duplicate to be paid and collected in the same manner and at the same times that taxes are paid and collected.
5. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.
6. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Resolution No. 23-0817-19 Confirming and Certifying Additional Assessments for Washington Hills South Lighting District Pursuant to Sections 9.30, 515.08, 515.081 and 515.11

Mrs. Lausten moved to adopt the below resolution. Mr. Gerth seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes

RESOLUTION NO. 23-0831-19

**CONFIRMING AND CERTIFYING ADDITIONAL ASSESSMENTS FOR
WASHINGTON HILLS SOUTH LIGHTING DISTRICT
PURSUANT TO SECTIONS 9.30, 515.08, 515.081 AND 515.11**

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Washington Hills South Lighting District (the "District"), and has previously provided for the installation of lights required for properly lighting such streets and public ways; and

WHEREAS, by Resolution No. 21-0819-14 this Board awarded a contract to Duke Energy for the purpose of lighting such streets and public ways and confirmed assessments for the District (the "Assessment Resolution"); and

WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

WHEREAS, subsequent to said confirmation and certification to the County Auditor of assessments, the costs of providing the lights pursuant to said contract have increased such that the assessments are insufficient to cover the cost of providing the lighting in the District; thus, requiring additional assessments as are necessary to pay the additional cost of lights for the unexpired portion of the term of the Duke Energy contract; and

WHEREAS, the estimated additional cost for continued artificial lighting in the District for the unexpired portion of the term of the Duke Energy contract is less than \$50,000 excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the additional costs of the artificial lighting of the District in the additional total amount of \$15,019.95 is hereby specially assessed against the real estate bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with Sections 515.08(D) and 515.11 of the Ohio Revised Code, and that the additional assessments shall be payable in equal semi-annual installments over the remainder of the unexpired a period of five years.
2. That additional special assessments for the aforesaid lighting improvements in the amount of \$13,424.25 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$1,474.47 in inflationary cost increases projected over the remainder of said five-year period, plus \$121.23 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, aggregating a total additional special assessment of \$15,019.95 (which equates to \$91.03 per parcel per year or \$45.51 per parcel per semiannual assessment. The additional amount includes a sum of \$6,235.35 previously not assessed in error), are hereby levied and assessed upon the lots and

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lands located within the District, which additional assessments are in accordance with the benefits which will result to the real property charged herewith, and when collected such additional assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.

3. That any additional assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.
4. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said additional assessments levied hereby to Duke Energy and to the Hamilton County Auditor, and said Auditor is hereby authorized and directed to place said additional special assessments upon the tax duplicate to be paid and collected in the same manner and at the same times that taxes are paid and collected.
5. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.
6. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Resolution No. 23-0817-20 Confirming and Certifying Additional Assessments for Woods at Coldstream Lighting District Pursuant to Sections 9.30, 515.08, 515.081 and 515.11

Mr. Gerth moved to adopt the below resolution. Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes

RESOLUTION NO. 23-0831- 20

**CONFIRMING AND CERTIFYING ADDITIONAL ASSESSMENTS FOR
WOODS AT COLDSTREAM LIGHTING DISTRICT
PURSUANT TO SECTIONS 9.30, 515.08, 515.081 AND 515.11**

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Woods at Coldstream Lighting District (the "District"), and has previously provided for the installation of lights required for properly lighting such streets and public ways; and

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WHEREAS, by Resolution No. 21-0819-15 this Board awarded a contract to Duke Energy for the purpose of lighting such streets and public ways and confirmed assessments for the District (the "Assessment Resolution"); and

WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

WHEREAS, subsequent to said confirmation and certification to the County Auditor of assessments, the costs of providing the lights pursuant to said contract have increased such that the assessments are insufficient to cover the cost of providing the lighting in the District; thus, requiring additional assessments as are necessary to pay the additional cost of lights for the unexpired portion of the term of the Duke Energy contract; and

WHEREAS, the estimated additional cost for continued artificial lighting in the District for the unexpired portion of the term of the Duke Energy contract is less than \$50,000 excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the additional costs of the artificial lighting of the District in the additional total amount of \$3,780.27 is hereby specially assessed against the real estate bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with Sections 515.08(D) and 515.11 of the Ohio Revised Code, and that the additional assessments shall be payable in equal semi-annual installments over the remainder of the unexpired a period of five years.
2. That additional special assessments for the aforesaid lighting improvements in the amount of \$3,276.87 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$383.21 in inflationary cost increases projected over the remainder of said five-year period, plus \$120.19 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, aggregating a total additional special assessment of \$3,780.27 (which equates to \$86.65 per parcel per year or \$43.32 per parcel per semiannual assessment. The additional amount includes a sum of \$2,114.55 previously not assessed in error), are hereby levied and assessed upon the lots and lands located within the District, which additional assessments are in accordance with the benefits which will result to the real property charged herewith, and when collected such additional assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
August 31, 2023*

3. That any additional assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.
4. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said additional assessments levied hereby to Duke Energy and to the Hamilton County Auditor, and said Auditor is hereby authorized and directed to place said additional special assessments upon the tax duplicate to be paid and collected in the same manner and at the same times that taxes are paid and collected.
5. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.
6. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Resolution No. 23-0817-21 Confirming and Certifying Additional Assessments for Wynds of Anderson Phase II Lighting District Pursuant to Sections 9.30, 515.08, 515.081 and 515.11

Mrs. Lausten moved to adopt the below resolution. Mr. Gerth seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes

RESOLUTION NO. 23-0831-21

**CONFIRMING AND CERTIFYING ADDITIONAL ASSESSMENTS FOR
WYND OF ANDERSON PHASE II LIGHTING DISTRICT
PURSUANT TO SECTIONS 9.30, 515.08, 515.081 AND 515.11**

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Wynds of Anderson Phase II Lighting District (the "District"), and has previously provided for the installation of lights required for properly lighting such streets and public ways; and

WHEREAS, by Resolution No. 21-0819-16 this Board awarded a contract to Duke Energy for the purpose of lighting such streets and public ways and confirmed assessments for the District (the "Assessment Resolution"); and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
August 31, 2023

WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

WHEREAS, subsequent to said confirmation and certification to the County Auditor of assessments, the costs of providing the lights pursuant to said contract have increased such that the assessments are insufficient to cover the cost of providing the lighting in the District; thus, requiring additional assessments as are necessary to pay the additional cost of lights for the unexpired portion of the term of the Duke Energy contract; and

WHEREAS, the estimated additional cost for continued artificial lighting in the District for the unexpired portion of the term of the Duke Energy contract is less than \$50,000 excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the additional costs of the artificial lighting of the District in the additional total amount of \$5,370.72 is hereby specially assessed against the real estate bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with Sections 515.08(D) and 515.11 of the Ohio Revised Code, and that the additional assessments shall be payable in equal semi-annual installments over the remainder of the unexpired a period of five years.
2. That additional special assessments for the aforesaid lighting improvements in the amount of \$4,693.44 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$557.39 in inflationary cost increases projected over the remainder of said five-year period, plus \$119.89 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, aggregating a total additional special assessment of \$5,370.72 (which equates to \$111.89 per parcel per year or \$55.94 per parcel per semiannual assessment. The additional amount includes a total sum of \$2,738.40 previously not assessed in error), are hereby levied and assessed upon the lots and lands located within the District, which additional assessments are in accordance with the benefits which will result to the real property charged herewith, and when collected such additional assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.
3. That any additional assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.
4. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said additional assessments levied hereby to Duke Energy and to the Hamilton County Auditor, and said Auditor is hereby authorized and directed to place said additional special assessments upon the tax duplicate to be paid and collected in the same manner and at the same

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
August 31, 2023

times that taxes are paid and collected.

5. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.
6. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Discussion Concerning Potential 2024 Public Safety Levy

Mrs. Earhart stated the finance department worked with fire and police for public safety levy on March or November ballot. The process would need to start in October and the decision made in December if the levy were to appear on the March ballot. Information needed to be sought from the auditor's office.

OATH OF OFFICE – FISCAL OFFICER

Mrs. Lausten administered the Oath of Office to Brian Johnson.

Executive Session – Mrs. Stone moved to retire to Executive Session to consider the appointment of a public employee or official as permitted by Ohio Revised Code 121.22(G)(1), and to consider the sale of property as permitted by Ohio Revised Code Section 121.22(G)(2). Mrs. Lausten seconded the motion.

Mrs. Stone moved to return from Executive Session. Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

MOTION TO ADJOURN

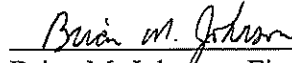
Mrs. Stone moved to adjourn the meeting. Mrs. Lausten seconded the motion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
August 31, 2023



R. Dee Stone, Chair

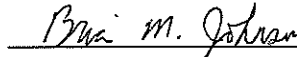


Brian M. Johnson, Fiscal Officer

CERTIFICATION

The undersigned duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the day of November 2023, and that said minutes have been duly entered upon the Journal of said Township.

This day of November, 2023.



Brian M. Johnson, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

September 20, 2023

R. Dee Stone, Trustee Chair
Lexi Lausten, Trustee Vice Chair
Joshua S. Gerth, Trustee
Brian M. Johnson, Fiscal Officer

CALL TO ORDER

Mrs. Stone called the meeting to order and welcomed attendees including: former Fiscal Officer Ken Dietz, Fiscal Officer Brian Johnson, Township Administrator Vicky Earhart, Assistant Township Administrator for Operations Steve Sievers, Assistant Township Administrator for Human Resources Suzanne Parker, Planning & Zoning Director Paul Drury, Public Works Director Eric Luginbuhl, Anderson Township Fire & Rescue Chief Richard Martin, Sheriff's Department Lt. Dave Downing, Fiscal Office Clerk Katie Arnold, Director of Finance Tammy Disque.

Executive Session: Mrs. Stone moved to retire to Executive Session to consider the appointment of a public employee or official as permitted by Ohio Revised Code 121.22(G)(1), and to confer with the Law Director concerning disputes that are the subject of pending or imminent court action as permitted by Ohio Revised Code Section 121.22(G)(3). Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

Mrs. Stone moved to return from Executive Session. Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

PLEDGE OF ALLEGIANCE

MOTION TO ADOPT AGENDA

Mrs. Stone moved to adopt the agenda as presented. Mr. Gerth seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

PRESENTATIONS AND RECOGNITIONS

Recognition of Kenneth G. Dietz

Mr. Gerth opened the floor to comments about Ken Deitz. **Debbie Hucker, Nancy Downs,** and **Michelle Moxley** spoke about working with Ken in the Fiscal Office and his leadership qualities, the trust he had in them, his kindness in both the good times and bad times during their years of service together. **Retired Fire Chief Paul Cunningham** talked about the growth of the Fiscal

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

September 20, 2023

office under Mr. Dietz and thanked him for his service and for his support of the Fire Department over his tenure as fiscal officer. **Retired Fire Chief Mark Ober** thanked Mr. Dietz for his service and his work on the fire levees and his service to the Township. **Mr. Johnson** stated he had known Mr. Dietz since 2002 and it was odd to be in the chair Mr. Dietz had occupied for so many years. He thanked Mr. Dietz for his service and his help with the transition as he left big shoes to fill. Mr. Johnson continued that Mr. Dietz had graciously offered to be available to help whenever questions arose. **Mr. Gerth** stated he had met Mr. Dietz 20 years ago at a time when he was looking to get involved with local government and had helped worked on Mr. Dietz's and Mr. Jackson's campaigns. He talked about how it was great to work with Mr. Dietz and to be his friend. Additionally, he added his consistency and approach to the Fiscal Office exemplified how he lived life. He also added Mr. Dietz was leaving the office in great shape, with a great team and with a great successor. **Mrs. Lausten** said it was bittersweet, because she would miss working with Mr. Dietz there was no one more deserving of retirement. She also loved working with Mr. Dietz and spoke of her appreciation of how he welcomed her when she joined the Board, of everything he had done and how much she had learned from him. She thanked him and congratulated him on his retirement.

Mrs. Stone read below resolution **Mrs. Lausten** moved to adopt the motion. **Mr. Gerth** seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23-0920-01

**RESOLUTION OF APPRECIATION WITH RESPECT TO THE SERVICES OF
KENNETH G. DIETZ, FISCAL OFFICER**

WHEREAS, the Anderson Township Board of Township Trustees, with the utmost pride and appreciation, acknowledge the retirement of Kenneth G. Dietz, who has faithfully served his community for 28 years as Fiscal Officer; and

WHEREAS, Mr. Dietz has managed the Township's more than \$50 million budget, payroll, quarterly and yearly reports, pension and all issues related to Township finance; and

WHEREAS, his professional background includes experience as a real estate consultant and negotiator, and he has been active in acquisitions of Greenspace properties for the Township; and

WHEREAS, Mr. Dietz played a crucial role in maintaining cash reserves and a low debt burden which resulted in the Township earning excellent credit ratings from Moody's Investors Service, Inc. which is important to economic development in Anderson and helps to fuel capital projects and enhanced services which add to the quality of life for residents;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees of Anderson Township, Hamilton County, Ohio ("Board"), that on the occasion of his retirement after twenty-eight years of service, Kenneth G. Dietz is hereby honored for his diligent and dedicated service to the residents of Anderson Township; and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

September 20, 2023

BE IT FURTHER RESOLVED that a copy of this resolution be certified to Kenneth G. Dietz by the Fiscal Officer; and

BE IT FURTHER RESOLVED that the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this resolution.

BE IT FURTHER RESOLVED that this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) R.C. §121.22, except as otherwise permitted thereby.

Mr. Dietz stated all the accolades given to him and his staff were because of all the people in the room, the Assistant Administrator, the Trustees, Administrator, Legal Counsel, all Department Heads, former department heads and Debbie, and Nancy. That all the credit he was receiving was because of a team effort. The team effort resulted with an AAA Bond rating, 13 successful audits. He could not ask for a better team. He further stated that in 1991 he was asked to serve on the Greenspace Committee and continued his involvement with the Township because the Trustees were doing a good job, and the Township was growing. After starting his own business, it allowed him the freedom to accept the position of Clerk in 1995. Once the right compliment of people were in place things were easy. He went on to thank the employees, the Department Heads, the Trustees, the Administration, and the citizens and noted the years he served were wonderful.

Beautification Awards

Ms. Donovan said the We Thrive! Committee selected 1466 Wolfangel Road as the residential winner for the Beautification Award. David and Karen Ninneman came forward and accepted the award from Mrs. Lausten. Gruelle Dempsey Orthodontics were presented the award for Commercial Property by Mrs. Lausten. St. Timothy's also won a Beautification Award. No one was in attendance to receive the award.

PUBLIC FORUM

No one came forward.

TRUSTEE COMMENTS

There were no additional comments.

FISCAL OFFICER

Financial Reports

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
September 20, 2023

Mr. Johnson presented the fiscal reports and asked the Board to approve the below appropriation changes.

MOTION N O. 23 – 0920 – 02

Appropriation Changes- Approval of new Fund of \$20,032.81 for Ohio Ambulance Transportation Program Grant fund.

Mr. Gerth moved to approve the new fund. **Mrs. Stone** seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

MOTION N O. 23 – 0920 – 03

Request Approval of Fund 58 Ohio Ambulance Transportation Program Grant

Mrs. Stone moved to approve the acceptance of funds. **Mrs. Lausten** seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

MOTION N O. 23 – 0920 – 04

Minutes - July 13 2023

Mr. Gerth moved to adopt the minutes for July 13, 2023. **Mrs. Lausten** seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

LAW DIRECTOR

Resolution Accepting and Approving the Annual Information Filing of the Township for Fiscal Year 2022 and Directing its Filing with the MSRB for Continuing Disclosure Purposes

Mrs. Comey stated she introduced and explained the below resolution and requested Board approval.

Mrs. Lausten moved to adopt the below resolution. **Mr. Gerth** seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23 – 0920 – 05

RESOLUTION ACCEPTING AND APPROVING THE ANNUAL INFORMATION FILING OF THE TOWNSHIP FOR FISCAL YEAR 2022 AND DIRECTING ITS FILING WITH THE MSRB FOR CONTINUING DISCLOSURE PURPOSES

WHEREAS, the Township entered into a continuing disclosure agreement dated December 31, 2019 (the “2019 CDA”), in connection with the issuance of its General Obligation (Limited Tax) Recreational Facilities Improvement Bonds, Series 2019, dated December 31, 2019; and

WHEREAS, the 2019 CDA requires that the Township file certain annual information and operating data with the Municipal Securities Rulemaking Board (the “MSRB”) through the MSRB’s electronic filing system known as EMMA (“EMMA”) for such period that the Series 2019 Bonds are outstanding;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Township Trustees (the “Board”) of Anderson Township, County of Hamilton, Ohio (the “Township”), as follows:

SECTION 1. That the Annual Information Filing for Fiscal Year 2022 (the “Annual Information Filing”), is accepted and approved in substantially the form before this Board with such changes thereto as shall not, in the opinion of the Fiscal Officer and the Township Administrator after consultation with the Law Director, be detrimental to the Township, such determination being evidenced by the filing of the Annual Information Filing on EMMA; and, further, that the Township Administrator is hereby authorized and directed to file, or cause to be filed, the Annual Information Filing with the MSRB by means of the EMMA electronic filing system in a timely manner.

SECTION 2. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

FINANCE

There was no new business for the Board.

FIRE & RESCUE DEPARTMENT

Announcement of Fire Prevention Week & Emergency Services Day

Chief Martin announced that October 8-14 was fire prevention week and discussed various ways to stay safe from fire. Chief Martin additionally stated he took over as Chief five years ago

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

September 20, 2023

and he never needed to worry about the financial aspects of the department. He thanked Mr. Dietz and the Fiscal Office for their help in his transition into the role of Chief.

PLANNING & ZONING

No Business for the Board.

PUBLIC WORKS DEPARTMENT

Additional Funding Request for 2023 Paving Contract

Mr. Luginbuhl stated additional funding was needed for paving contracts and asked the Board to approve additional funds.

MOTION N O. 23 – 0920 – 06

Mr. Gerth moved that this Board hereby agrees to ratify the allocation of \$88,160.28 from 1994 TIF funds, which exceed those authorized in Resolution 23-0216-6, for expenses incurred by the JR Jurgensen Company as part of the 2023 paving project.

Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: **Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.**

There was no further discussion.

SHERIFF'S OFFICE

No Business for the Board.

TOWNSHIP ADMINISTRATOR

Mrs. Earhart requested the Board approve the below motion to set the time for Annual Trick-or-Treat in the Anderson. Additionally, she reminded residents neighborhoods are allowed to set their own time.

MOTION N O. 23 – 0920 – 07

Mrs. Lausten moved to set Tuesday, October 31, 2023, from 6:00 p.m. to 8:00 p.m. as Halloween Trick-or-Treat in Anderson Township. **Mr. Gerth** seconded the motion.

Mr. Johnson called the roll: **Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.**

There was no further discussion.

Decisions arising from Executive Session

Mrs. Earhart asked the Board for approval to enter into an agreement with individuals that had damaged property.

Mr. Gerth moved to adopt the below resolution **Mrs. Lausten** seconded.

Mr. Johnson called the roll: **Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.**

RESOLUTION NO. 23 – 0920 – 08

RESOLUTION APPROVING AND AUTHORIZING A COOPERATIVE AGREEMENT WITH BARBARA LEE BROERMAN AND NICHOLAS LEE BROERMAN-FOSTER RELATING TO THE MISUSE OF AN OPEN SPACE PARCEL IN THE TOWNSHIP AND PAYMENT OF EXPENSES OF REMEDIATION THEREFOR AND AUTHORIZING THE EXECUTION AND DELIVERY OF SAID COOPERATIVE AGREEMENT BY THE TOWNSHIP ADMINISTRATOR

WHEREAS, the Anderson Township owns certain parcels of real property in the Township which are held as open space (“Open Space”) for the benefit of Anderson Township and its residents; and

WHEREAS, Open Space may be used by the public only for passive recreation, such as hiking and exploration; and

WHEREAS, Nicholas Lee Broerman-Foster has entered upon and damaged an Open Space parcel identified as Hamilton County Auditor’s Tax ID No. 500-0301-0094-00 (the “Subject Open Space Parcel”); and

WHEREAS, Barbara Lee Broerman, unmarried, and Nicholas Lee Broerman-Foster, unmarried, mother and son (jointly and severally, the “Obligor”), jointly own a parcel of real property adjacent to the Subject Open Space Parcel and identified as Hamilton County Auditor’s Tax ID No. 501-0008-0124-00; and

WHEREAS, the Obligor has agreed to enter into a cooperative agreement with this Board to resolve issues related to the damage to the Subject Open Space Parcel caused by the actions of Mr. Broerman; and

WHEREAS, this Board deems it to be in the best interest of Anderson Township and its residents and businesses to resolve said issues by entering into a cooperative agreement substantially in the form attached hereto as Exhibit A and by this reference made a part hereof (the “Cooperative Agreement”) with the Obligor;

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

September 20, 2023

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees (the "Board") of Anderson Township (County of Hamilton), Ohio (the "Township"), as follows:

Section 1. This Board hereby determines that it is in the best interest of the residents and businesses in the Township to enter into the Cooperative Agreement with the Obligor.

Section 2. This Board hereby approves and authorizes the Cooperative Agreement.

Section 3. The Township Administrator is hereby authorized and directed to execute and deliver the Cooperative Agreement in substantially the form before this Board with only such changes thereto as shall not, in her judgment after consultation with the Law Director, be detrimental to the Township, such determination being conclusively evidenced by her execution of the Cooperative Agreement.

Section 4. That the preambles to this Resolution are hereby deemed to be integral and operative parts of this Resolution.

Section 5. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Section 121.22 of the Ohio Revised Code, except as otherwise permitted hereby.

There was no further discussion.

Mrs. Earhart stated she and Mr. Dietz had worked together 28 years and told Mr. Dietz she appreciated his years of service to the Township and his loyalty and dedication to the staff. She also stated she admired his dedication to putting his family first. Family is what the Township is about and what the Township staff is about, taking care of each other, family, and residents.

NEXT REGULAR MONTHLY BOARD MEETING

October 19, 2023, 5:00 P.M. (citizens should call 513.688.8400 to confirm)

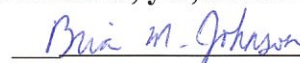
MOTION TO ADJOURN

Mrs. Stone moved to adjourn the meeting. Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.



R. Dee Stone, Chair



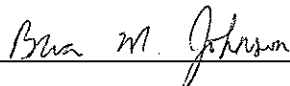
Brian M. Johnson, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
September 20, 2023

CERTIFICATION

The undersigned duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 21st day of December 2023, and that said minutes have been duly entered upon the Journal of said Township.

This day of 21st day of December, 2023.



Brian M. Johnson, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

October 5, 2023

R. Dee Stone, Trustee Chair
Lexi Lausten, Trustee Vice Chair
Joshua S. Gerth, Trustee
Brian M. Johnson, Fiscal Officer

INTERIM WORKSHOP MEETING CALL TO ORDER

Mrs. Stone called the meeting to order and welcomed attendees including: Fiscal Officer Brian Johnson, Township Administrator Vicky Earhart, Law Director Margaret Comey, Assistant Township Administrator for Operations Steve Sievers, Assistant Township Administrator for Human Resources Suzanne Parker, Planning & Zoning Director Paul Drury, Public Works Director Eric Luginbuhl, Anderson Township Fire & Rescue Assistant Chief Robert Herrlinger, Sheriff's Department Lt. Dave Downing, Fiscal Office Clerk Katie Arnold, Director of Finance Tammy Disque

MOTION TO ADOPT AGENDA

Mrs. Stone moved to adopt the agenda without modifications. **Mrs. Lausten** seconded the motion.

Mr. Johnson called the roll: **Mr. Gerth**, yes; **Mrs. Lausten**, yes; **Mrs. Stone**, yes.

BOARD OF TOWNSHIP TRUSTEES/FISCAL OFFICER

Mr. Johnson stated the preliminary audit had been received and all findings had been remedied.

TOWNSHIP ADMINISTRATOR

Auction Update

Mr. Herrlinger told the Board the Fire Department had auctioned 56 items and made close to \$8,000. **Mrs. Earhart** noted other departments were also looking for items to be auctioned.

Changes to 2023-2024 Snowplow Operations

Mr. Luginbuhl made the Board aware that ODOT would be resuming snow removal on Beechmont Avenue and State Route 32. Hamilton County had been contracted for several years to provide the service. He noted the Township was not in a position with equipment and personnel to remove snow on the routes. This winter would allow information to be gathered and see how residents were impacted by the change and determine if additional action was needed.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

October 5, 2023

Mr. Seivers stated an article would be written for Anderson Insights regarding the change in snow operations.

Mrs. Stone stated she was concerned about a wait and see position and stated the article informing residents was necessary.

There was discussion regarding potential obstacles in the snow removal on those two roadways.

Public Safety Levy Considerations

Mrs. Earhart stated because of January reappraisals it was her opinion to wait until the November election for the public safety levy. The additional time allowed for more concrete numbers to be obtained from the County Auditor and make sure the levy would provide enough revenue without unnecessary tax of the residents.

Fall Planning Meeting Discussion Items

Mrs. Earhart informed the Board the Fall Planning Meeting would take place at the Heritage Center, November 2 at noon. Agenda topics included: Operations Center renovations, Planning and Zoning recommendations about the agricultural issue of chickens and bees. She requested the Board to send items they wished to appear on the agenda.

New Community Authority OTA

Mrs. Comey outlined the current structure of New Community Authority under the Ohio Revised Code. The Board discussed if the proposed changes would impact Anderson Township. They additionally discussed how the bill in general may impact smaller more rural Townships ability with future development if they desired. **Mrs. Earhart** stated she would draft a response to the OTA.

EXECUTIVE SESSION

Mrs. Stone moved to retire to executive session to consider the compensation of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1) and to confer with the Law Director concerning disputes that are the subject of pending or imminent court action as permitted by Ohio Rev. Code Section 121.22 (G)(3). Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

Mrs. Stone moved to return from Executive Session. Mrs. Lausten seconded the motion.

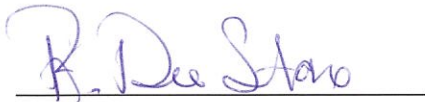
Mr. Johnson called the roll: Mrs. Lausten, yes; Mrs. Stone, yes.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

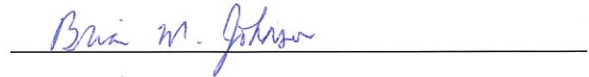
October 5, 2023

Mrs. Stone moved to adjourn the meeting. Mr. Gerth seconded the motion.

Mr. Johnson called the roll: Mrs. Lausten, yes; Mrs. Stone, yes.



R. Dee Stone, Chair



Brian M. Johnson, Fiscal Officer

CERTIFICATION

The undersigned duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 21st day of December 2023, and that said minutes have been duly entered upon the Journal of said Township.

This 21st day of December, 2023.



Brian M. Johnson, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

October 19, 2023

R. Dee Stone, Trustee Chair
Lexi Lausten, Trustee Vice Chair
Joshua S. Gerth, Trustee
Brian M. Johnson, Fiscal Officer

INTERIM WORKSHOP MEETING CALL TO ORDER

Mrs. Stone called the meeting to order and welcomed attendees including Fiscal Officer Brian Johnson, Township Administrator Vicky Earhart, Assistant Township Administrator for Human Resources Suzanne Parker, Assistant Township Administrator for Operations Steve Sievers, Planning & Zoning Director Paul Drury, Public Works Director Eric Luginbuhl, Anderson Township Fire & Rescue Chief Richard Martin, Sheriff's Department Sgt. Rob Viner, Fiscal Office Clerk Katie Arnold, Director of Finance Tammy Disque.

Mrs. Stone moved to retire to Executive Session to consider the appointment or compensation of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1). Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: Mrs. Lausten, yes; Mrs. Stone, yes. Mr. Gerth arrived at 5:03 pm.

Mrs. Stone moved to return from Executive Session. Mrs. Lausten seconded the motion. Mr. Johnson called the roll: Mrs. Lausten, yes; Mrs. Stone, yes.

MOTION TO ADOPT AGENDA

Mrs. Stone moved to adopt the agenda as presented. **Mrs. Lausten** seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

PRESENTATIONS AND RECOGNITIONS

Community Planning Month

Mr. Drury stated October was National Planning Month and wanted to recognize staff specifically, Mr. Seivers, Ms. Donovan, Mr. Springsteen and Mr. Cavallaro and himself, as members of the American Planning Association. Additionally, he stated it was a good opportunity to bring to forefront all the planning the staff did, supported by elected officials and administration. Specifically mentioned was the update to the award-winning Anderson Trails and Walkway Plan, which was popular among the residents and had a long history. Also, this year Mr. Drury stated construction had begun on the Kellogg Gateway. Other projects mentioned were the Art Master Plan and the Comprehensive Plan, which was updated in 2022 and Mr. Drury thanked the Board for their support with planning projects and for the opportunity to bring the good work to the forefront.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

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Mrs. Stone stated after attending the Executive Committee on Townships in Columbus, she recognized Anderson Township was far ahead of other townships in having a comprehensive plan and sticking to it. Additionally, she stated the new sidewalks on Lawyer Road are complete and is pleased with the outcome the plan had produced. She attributed the successes to the Planning Department staff. **Mrs. Lausten** agreed with Mrs. Stone and thanked the staff for all their efforts.

Judge Marilyn Zayas

Judge Zayas introduced herself and said she had been a resident for 25 years and served on the Ohio First District Court of Appeals. She gave a brief history of her upbringing and her family's rise from poverty. She created a program in 2017 that created future leaders and started a curriculum-based program to run for the school year in the Cincinnati Public Schools. Additionally, she stated the Forest Hills School District would be visiting the Court of Appeals. She gave a summary of how the Court of Appeals operates.

The Board thanked her for her attendance.

PUBLIC FORUM

Kevin Misiak of 8433 Holiday Hills Drive came forward. He congratulated Mr. Johnson for his service as Fiscal Officer. Mr. Misiak said he recently attended his first Parks meetings and heard about the closing on the \$6.3 million acquisition of 17 acres Beech Acres Parenting Center. He stated concern about the 8 of 9 school buildings approaching fifty years of age in the district. He mentioned Anderson High School's basketball court's deterioration. He acknowledged The Board of Trustees had no authority over the School District. He believed the Planning and Zoning oversight committees would need to be involved in a project to address his concerns. Mr. Misiak requested the three government entities in the Township work together to coordinate and plan the development of school buildings. He further stated the basketball court at Anderson High School was structurally unsound.

Mrs. Stone welcomed Mari Randolph, Anderson Library Branch Manager. Ms. Randolph stated she had been at the branch a few months and was in attendance for additional knowledge about the Township.

BOARD OF TOWNSHIP TRUSTEES COMMENTS

Mr. Gerth stated the Board worked with the other government entities in the Township, except the Park District's recent acquisition of Beech Acres Parenting Center. **Mrs. Stone** indicated she was not aware of the basketball court at Anderson High School, and she hoped to find out more about the issue. **Mrs. Lausten** said the Township has collaborated with the School District and Park District whenever possible. **Mr. Gerth** expressed disappointment that the Park District made the decision by themselves, given the previous collaboration between the Township and Park.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

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Mrs. Stone said FallFest was from 3 pm - 8 pm. October 21st and the Township sponsored trick or treating would take place between 4 pm - 6 pm. at the Towne Center. **Mrs. Earhart** said previously there was the Jack O Lantern Walk at the Township, which was a fun event for community members at taxpayer expense and did not support the businesses of the community. FallFest was a collaboration between the Township and the Chamber of Commerce to continue a fun community event with support of business. **Mrs. Lausten** said it was nice to have a Saturday Trick or Treat event as Halloween fell on a Tuesday.

Mrs. Stone reminded everyone election day is November 7. **Mrs. Lausten** stated early voting hours are on the Board of Election's website.

FISCAL OFFICER

Old business

Mr. Johnson reported the auditors have issued the draft audit report and one item needed attention. He said Mrs. Earhart would address the issue later in the meeting.

Resolution Accepting the Amounts and Rates as Determined by the Budget Commission and Authorizing the Necessary Tax Levies and Certifying them to the County Auditor

Mr. Johnson stated the Budget Commission approved the budget and the next step was to accept the amounts and rates and certify them to the County Auditor. He asked the Board to approve the following resolution.

Mr. Gerth moved to adopt the below resolution. **Mrs. Lausten** seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23 – 1019 – 01

RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION & AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR

Board of Township Trustees
Rev. Code, Secs. 5705.34

The Board of Trustees of Anderson Township, Hamilton County, Ohio, met in regular session on the 19th day of October, 2023, at Anderson Center in the Board Meeting Room located at 7850 Five Mile Road, Anderson Township, OH 45230, with the following members present:

WHERE AS, This Board of Trustees of Anderson Township in accordance with the provisions of law has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1st, 2024; and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

October 19, 2023

WHERE AS, The Budget Commission of Hamilton County, Ohio, has certified its action thereon to this Board together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Board and what part thereof is without, and what part within the ten-mill limitation; therefore be it

RESOLVED, By the Board of Trustees of Anderson Township, Hamilton County, Ohio, that the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted; and be it further

RESOLVED, That there be and is hereby levied on the tax duplicate of said Township the rate of each tax necessary to be levied within and without the ten mill limitation as follows: - Acceptance of Rates and be it further

RESOLVED, That the Fiscal Officer of this Board be, and is hereby directed to certify a copy of this Resolution to the County Auditor of Hamilton County.

There was no further discussion.

Financial Reports, Appropriation Changes, Minutes

Mr. Johnson reported the financials include the second half settlement and no appropriation changes were needed. He stated minutes from the June 21st meeting are in the packet for Board approval.

RESOLUTION NO. 23 – 1019 – 02

Mrs. Lausten moved to adopt the minutes of June 21, 2023. **Mr. Gerth** seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

LAW DIRECTOR

Resolution Accepting the Credit Card Compliance Report of the Law Director, as Compliance Officer, Provided Pursuant to the Anderson Township Credit Card Account Policy (October 19, 2023)

Mrs. Earhart stated the Board appointed Mrs. Comey as compliance officer, and as compliance officer, reports to the Board were required. The latest report was the below resolution, and Mrs. Earhart requested Board approval.

Mrs. Lausten moved to adopt the below resolution. **Mr. Gerth** seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23 – 1019 – 03

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

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RESOLUTION ACCEPTING THE CREDIT CARD COMPLIANCE REPORT OF THE LAW DIRECTOR, AS COMPLIANCE OFFICER, PROVIDED PURSUANT TO THE ANDERSON TOWNSHIP CREDIT CARD ACCOUNT POLICY (October 19, 2023)

WHEREAS, Section 505.64 of the Ohio Revised Code (the “Statute”) authorizes the use of township credit cards; and

WHEREAS, by Resolution No. 19-0418-11, this Board updated its credit card account policy and approved and adopted the Anderson Township Credit Card Account Policy (April 2019) and designated the Township’s Law Director as the Compliance Officer with respect thereto to perform the duties required of a compliance officer by the Statute; and

WHEREAS, by Resolution No. 21-1118- 04, this Board updated its credit card account policy and approved and adopted the Anderson Township Credit Card Account Policy (November 18, 2021) (the “Credit Card Policy”), repealed Resolution No. 19-0418-11 and designated the Township’s Law Director as the Compliance Officer with respect thereto (the “Compliance Officer”); and

WHEREAS, by Resolution No. 23-1019-03, this Board updated its credit card account policy and approved and adopted the Anderson Township Credit Card Account Policy (October 19, 2023) (the “Credit Card Policy”), repealed Resolution No. 21-1118-11 and confirmed the designation of the Township’s Law Director as the Compliance Officer with respect thereto (the “Compliance Officer”); and

WHEREAS, as required by the Statute, the Credit Card Policy requires that the Compliance Officer and the Board at least once every six (6) months shall review the number of credit cards and accounts issued, the number of active cards and accounts, the expiration dates of and the credit limits with respect to such credit cards and accounts (collectively, the “Credit Card Data”), which review was last conducted in April 2023; and

WHEREAS, this Board has reviewed the Credit Card Compliance Report of the Law Director attached hereto as Exhibit A and by this reference incorporated herein (the “Credit Card Compliance Report”);

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES (the “Board”) OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO (the “Township”), as follows:

SECTION 1. That this Board hereby accepts and confirms the Credit Card Compliance Report of the Law Director, including the Credit Card Data reported thereby, and hereby ratifies any action heretofore taken by the Fiscal Office with respect to certain new credit accounts.

SECTION 2. This Board finds and determines that all formal actions of this Board and any of its committees concerning and relating to the passage of this Resolution were taken in an open meeting of this Board or its committees and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements, including (without limitation) Section 121.22 of the Ohio Revised Code, except as otherwise permitted thereby.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

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SECTION 3. The preambles hereto are and for all purposes shall be construed to be integral and operative parts of this Resolution.

There was no further discussion.

FINANCE

Resolution Approving and Adopting the Anderson Township Credit Card Account Policy (October 2023); Repealing Resolution No. 21-1118-04; and Confirming the Designation of the Township's Law Director as the Township's Compliance Officer to Perform The Duties Required of the Compliance Officer Required Under Said Policy

Ms. Disque requested the Board approve the below resolution that allowed one credit cardholder name change from Ken Dietz to Fiscal Officer. Additionally, to align with a change in policy, Home Depot credit cards will include the authorized employee's name along with the Township's name.

Mr. Gerth moved to adopt the below resolution. Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23 – 1019 – 04

RESOLUTION APPROVING AND ADOPTING THE ANDERSON TOWNSHIP CREDIT CARD ACCOUNT POLICY (OCTOBER 2023); REPEALING RESOLUTION NO. 21-1118-04; AND CONFIRMING THE DESIGNATION OF THE TOWNSHIP'S LAW DIRECTOR AS THE TOWNSHIP'S COMPLIANCE OFFICER TO PERFORM THE DUTIES REQUIRED OF THE COMPLIANCE OFFICER REQUIRED UNDER SAID POLICY.

WHEREAS, this Board determines that it is in the best interest of the Township to review and update its credit card policy from time to time; and

WHEREAS, the Ohio Legislature amended Section 505.64 of the Ohio Revised Code authorizing the use of township credit cards; and

WHEREAS, staff has reviewed the Township's existing credit card policy approved by this Board in November 2021 and recommends that this Board adopt a revised Credit Card Account Policy in the form presented to this Board;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES (the "Board") OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO (the "Township"), as follows:

SECTION 1. That this Board hereby adopts the Anderson Township Credit Card Account Policy (October 2023) in the form attached hereto as Exhibit A.

SECTION 2. That any credit card policy previously approved and adopted for the Township is hereby deemed to be superseded as of this date by the Anderson Township Credit

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

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Card Account Policy (October 2023) approved and adopted in Section 1 hereof, which shall be implemented effective immediately.

SECTION 3. That Resolution No. 21-1118-04, passed by this Board on November 18, 2021, is repealed as of this date, and the Anderson Township Credit Card Account Policy (November 2021) approved thereby is superseded as of this date by the Anderson Township Credit Card Account Policy (October 2023).

SECTION 4. This Board confirms the designation of the Township's Law Director to serve as the Township's Compliance Officer until such time as this Board shall designate a different person to serve as Compliance Officer, and she shall perform such duties as are set forth in the Anderson Township Credit Card Account Policy (October 2023), as the same may be amended from time to time.

SECTION 5. This Board finds and determines that all formal actions of this Board and any of its committees concerning and relating to the passage of this Resolution were taken in an open meeting of this Board or its committees and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements, including (without limitation) Section 121.22 of the Ohio Revised Code, except as otherwise permitted thereby.

SECTION 6. The preambles hereto are and for all purposes shall be construed to be integral and operative parts of this Resolution.

There was no further discussion.

FIRE & RESCUE DEPARTMENT

Request Authorization to Accept Bureau of Workers' Compensation Safety Intervention Grant

Chief Martin stated the grant was 25%, Township pay 75% for items already budgeted for the year. Grant money allowed the Township to purchase \$41,000 of equipment for about \$10,000. Equipment included, four high-pressure electric fans and a Lucas Device that will aid in CPR and free a medic when performing CPR on a run.

Mrs. Lausten moved to adopt the below resolution. **Mr. Gerth** seconded the motion.

Mr. Johnson called the roll: **Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.**

RESOLUTION NO. 23 – 1019 – 05

RESOLUTION ACCEPTING THE SAFETY INTERVENTION GRANT FROM THE OHIO BUREAU OF WORKERS' COMPENSATION, PURSUANT TO THE AUTHORITY OF SECTION 505.10 OF THE REVISED CODE

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

October 19, 2023

WHEREAS, Section 505.10(A) of the Revised Code (the “Statute”) provides that a board of township trustees may accept, on behalf of the township, the donation by bequest, devise, deed of gift, or otherwise, of any real or personal property for any township use; and

WHEREAS, the Ohio Bureau of Workers’ Compensation (“Ohio BWC”) has communicated its award of grant funding to Anderson Township in the amount of \$31,324.64 through the Ohio BWC Safety Intervention Grant (the “State Grant”) for the Anderson Township Fire & Rescue Department (“ATFD”); and

WHEREAS, the State Grant requires matching funds in the amount of twenty-five percent of the grant award from ATFD, which funds were approved as part of the 2023 approved budget, and which remain unencumbered not to exceed \$10,380.91; and

WHEREAS, the State Grant is intended to purchase approved equipment to substantially reduce or eliminate injuries and illnesses associated with a particular task or operation related to the fire service; and

WHEREAS, this Board desires to accept the donation of the State Grant.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Township Trustees (the “Board”) of Anderson Township, County of Hamilton, Ohio (the “Township”), as follows:

SECTION 1. This Board hereby determines that it is in the best interest of the Township to accept the State Grant from the Ohio Bureau of Workers’ Compensation Safety Intervention Grant program, pursuant to this Board’s authority contained in the Statutes.

SECTION 2. This Board hereby accepts the State Grant from the Ohio Bureau of Workers’ Compensation Safety Intervention Grant program pursuant to the rules of said State Grant to be used for the purchase of approved equipment to substantially reduce or eliminate injuries and illnesses associated with a particular task or operation related to the fire service.

SECTION 3. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Resolution Approving and Authorizing the Execution of an Agreement with Great Oaks Institute of Technology and Career Development allows students at Great Oaks to ride with Anderson Twp Fire and receive real world experience.

Chief Martin stated the second item would allow the Township Administrator to execute an agreement with Great Oaks. The agreement allowed students in Fire and EMS classes to ride with the department to gain real-world experience.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

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Mr. Gerth moved to adopt the below resolution. **Mrs. Lausten** seconded the motion.

Mr. Johnson called the roll: **Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.**

RESOLUTION NO. 23 – 1019 – 06

RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH GREAT OAKS INSTITUTE OF TECHNOLOGY AND CAREER DEVELOPMENT

WHEREAS, pursuant to Section 505.38 of the Ohio Revised Code, a board of township trustees is authorized to provide for the employment of firefighters as it considers best; and

WHEREAS, it is in the public interest to insure a continuing course of competent healthcare professionals in the community; and

WHEREAS, this Board hereby determines that it is in the best interest of the Township to enter into a Work Based Learning Agreement with Great Oaks Institute of Technology and Career Development through its Public Safety Services Program (“Great Oaks”);

NOW, THEREFORE, BE IT RESOLVED, by the Board of Township Trustees (the “Board”) of Anderson Township, County of Hamilton, Ohio (the “Township”), as follows:

SECTION 1. That this Board hereby determines that it is in the best interest of the Township to enter into a Work Based Learning Agreement with Great Oaks, in substantially the form attached hereto as Exhibit A and by this reference made a part hereof (the “Agreement”), which Agreement is hereby approved.

SECTION 2. That the Township Administrator is hereby authorized to execute the Agreement in substantially the form attached hereto as Exhibit A, with such revisions thereto as she deems, after consultation with the Law Director, not to be disadvantageous to the Township, such determination being conclusively evidenced by her execution of the Agreement.

SECTION 3. That the preambles hereto are and shall be deemed to be for all purposes integral parts of this resolution.

SECTION 4. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

Mrs. Stone inquired about the safety event the previous week and Chief Martin stated it was a success.

PLANNING & ZONING

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

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Set Public Hearing for Case 2-2023 LUP – 1291 and 1303 Eight Mile Road

Mr. Drury stated the future land use change on the comprehensive plan was to set the stage for a possible zoning change. Currently, it is a single-family home and the change was a step that allowed 6 two story building, 36 townhomes. Additionally, he stated the process starts with zoning commission and then brought to the Trustees, from the Trustees to the County. He stated the zoning commission would have a meeting on October 23 and then would have a recommendation for the Board.

Mrs. Lausten inquired if the Township would notify nearby residents. **Mr. Drury** stated the department would notify all residents within 200' for each meeting. **Mrs. Stone** asked about the parcel's exact location. **Mr. Drury** stated it was near Eight Mile and Beechmont close to the Speedway. Adjacent land is zoned for multifamily, and these two parcels are still zoned for single family.

MOTION NO. 23 – 1019 - 07

Mrs. Lausten made a motion to set a public hearing for Thursday, November 16, 2023, at 5:30 PM at Anderson Center, 7850 Five Mile Road, Anderson Township Ohio for the purpose of hearing Case #2-2023 LUP. Mr. Gerth seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

SHERIFF'S OFFICE

Liquor License Transfer Request for Family Good Life, LLC, Including Deck & Rec Area located at 6892 Clough Pike-

Sgt. Viner stated he had no objections to the liquor license transfer.

A representative from Family Good Life, LLC, stated staff had been retained and the plan was to keep Clough Crossings as is.

RESOLUTION NO. 23 – 1019 – 08

Mr. Gerth moved not to object to a liquor license transfer request for Family Good Life, LLC including deck and rec area located at 6892 Clough Pike. Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

October 19, 2023

PUBLIC WORKS DEPARTMENT

Resolution Declaring an Emergency for Snow Removal on Unaccepted Roads

Mr. Luginbuhl stated he was presenting the annual renewal of the of the resolution to allow the Township to plow roadways where contractors, developers, or homeowners' associations do not meet their obligations for snow removal.

Mrs. Lausten moved to adopt the below resolution. **Mr. Gerth** seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23 – 1019 – 09

**RESOLUTION DECLARING AN EMERGENCY
FOR SNOW REMOVAL ON UNACCEPTED ROADS**

BE IT RESOLVED by the Board of Township Trustees ("Board") of Anderson Township, Hamilton County, Ohio ("Township"), as follows:

SECTION 1. The Board hereby declares that an emergency which threatens life or property within the unincorporated territory of the Township is imminent, and that, accordingly, the Board will provide for the removal of snow, ice, debris and other obstructions ("Removal") from roads that have not been approved and accepted by the Hamilton County Board of County Commissioners and are not part of the state, county or township road systems within the unincorporated territory of the Township ("Unaccepted Roads") in accordance with Section 505.82 of the Revised Code ("Statute"), in the event that the owner or owners of an Unaccepted Road has or have not provided for such Removal.

SECTION 2. Prior to such Removal, the Director of Public Works, or his designee, on behalf of this Board, shall give, or make a good faith effort to give, oral notice to the owner or owners of each Unaccepted Road of this Board's intent to clear the road and to impose a service charge, as hereinafter provided, for doing so.

SECTION 3. The Statute provides that the Board shall establish a just and equitable service charge for such Removal to be paid by the respective owner or owners of each Unaccepted Road for which Removal is provided, and this Board does hereby establish, a service charge ("Removal Service Charge") of \$120 per hour expended in effecting such Removals, with a minimum Removal Service Charge per Unaccepted Road (or connected Unaccepted Roads within a single subdivision) of \$200 per Removal; and further determines that said Removal Service Charge is just and equitable, based upon the costs incurred by the Township for such Removal, it being the intention of this Board to recover the costs of Removals.

SECTION 4. The Board may exercise the emergency powers described herein for a period commencing on November 1, 2023, and terminating on May 1, 2024, notwithstanding any resolution with respect to Removal Service Charges heretofore passed by this Board.

SECTION 5. The Director of Public Works, on behalf of this Board, will keep a record of the costs incurred by the Township for Removals from Unaccepted Roads.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

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SECTION 6. The Fiscal Officer, on behalf of this Board, shall notify in writing each owner of each Unaccepted Road of the amount of the Removal Service Charge owed by such owner, which in the case of more than one owner of such a road shall be a Removal Service Charge allocated on an equitable basis among said owners, and shall certify the same to the County Auditor for collection. The Removal Service Charges shall constitute a lien upon that owner's or owners' real property. The County Auditor shall place said Removal Service Charges on a special tax duplicate to be collected as other taxes and returned to the Township General Fund.

SECTION 7. REMOVAL PURSUANT TO THIS RESOLUTION DOES NOT CONSTITUTE APPROVAL OR ACCEPTANCE OF THE UNACCEPTED, UNDEDICATED ROAD.

SECTION 8. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Request to Hire Temporary Seasonal Workers for Public Works Department

The Township has hired seasonal workers since 2010 to minimize Public Works operation costs.

Mrs. Stone asked if that was the normal amount. Mr. Luginbuhl stated it was a little higher than previous years.

Motion 23-1019-10

Mr. Gerth moved to authorize an amount not to exceed \$40,000 from the Road and Bridge Fund for seasonal temporary employees for the Public Works department January 1, 2024, through December 31, 2024. Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

Mrs. Stone asked about the duration and Mr. Luginbuhl stated it depended on overtime and stated seasonal employment usually ended in March or April depending on weather.

TOWNSHIP ADMINISTRATOR

Facilities Maintenance Update

Mrs. Earhart followed up on Mr. Misiak's comments, and agreed, the Township excelled in planning. The plan gave the ability to look ahead in all aspects of purchases that included equipment and land, which reduced the cost of facilities in the long-term, saving money for the taxpayers. She stated the administration building's maintenance is a priority and gave the

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

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example of the current update to the fifteen-year-old, high-traffic atrium and its current updates. She went on to state that waiting and trying to expand life would result in a higher cost. Mrs. Earhart gave examples of properties the Township purchased at various times and the foresight that allowed the properties to now host thriving businesses, which bring additional residents and shopping to the community. All three government entities survive on taxpayer dollars. Mrs. Earhart went on to state in the past, the Township looked at and attempted combining the senior center, Park District, School District in one government and arts building so residents had one building to access all the entities. Although it did not work out, it was not from lack of Township outreach. Collaboration among the three government agencies had been going on for decades and the current and previous Board increased efforts to collaborate. Mrs. Earhart mentioned current staff members work with the School District, examine traffic patterns and staff spends countless hours to alleviate traffic issues. She stated at one time, someone suggested a joint maintenance facility that the Township, Park District, and School District would share but the other entities declined. The Township and Board of Trustees have done everything possible to collaborate with the Park District and School District and if they decline to participate that is their choice. The Township planned to maintain property when acquired, not fifty years later. All renovations to the Operations Center will be funded with '94 TIF dollars, not a tax increase to residents. Mrs. Earhart stated that criticism of the Township staff and the Board of Trustees for lack of collaboration is warrantless.

Adoption of the 2023 Hamilton County Multi-Hazard Mitigation Plan

Mrs. Earhart said for the Township to be eligible for funds from potential Emergency Hazard Mitigation plan funding it needed to adopt the plan. The hazards studied and responses planned included tornados, earthquakes, landslides, heat, civil unrest, power outages. **Mrs. Earhart** stated she was on the steering committee, several staff participated, members of the Park District attended, and no members of the school district attended the meeting. Additionally, Mrs. Earhart stated that FEMA and Hamilton County approved the mitigation plan and each political subdivision also needed to approve the plan.

Mr. Gerth inquired how the school district would get information regarding best practices in the event of an emergency if they did not participate in the meeting. **Mrs. Earhart** stated she invited the School Board, and they did not attend. She was unsure if representatives from the School District participated in an event outside of the event at the Township.

Mrs. Lausten moved to adopt the below resolution. **Mr. Gerth** seconded the motion.

Mr. Johnson called the roll: **Mr. Gerth**, yes; **Mrs. Lausten**, yes; **Mrs. Stone**, yes.

RESOLUTION NO. 23 – 1019 – 11

**ADOPTION OF THE 2023 HAMILTON COUNTY
MULTI-HAZARD MITIGATION PLAN**

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

October 19, 2023

WHEREAS, Anderson Township (Hamilton County), Ohio, is vulnerable to an array of natural, technological, and human-caused hazards that have the potential to cause loss of life and damages to public and private property; and

WHEREAS, the Hamilton County Emergency Management & Homeland Security Agency and the Hazard Mitigation Steering Committee, comprised of representatives from the County, municipalities, and stakeholder organizations, have prepared a recommended Multi-Hazard Mitigation Plan that reviews the options to protect people and property and reduce damage from these hazards; and

WHEREAS, Anderson Township has participated in the planning process for development of the Plan, providing information specific to local and county-wide hazard priorities, encouraging public participation, identifying desired hazard mitigation strategies, and reviewing the draft Plan; and

WHEREAS, the Hamilton County Emergency Management & Homeland Security Agency, with the Hazard Mitigation Steering Committee, has developed the HAMILTON COUNTY MULTI-HAZARD MITIGATION PLAN (the "Plan") as an official document of the County pursuant to the Disaster Mitigation Act of 2000 (PL-106-390) and associated regulations (44 CFR 210.6); and

WHEREAS, the Plan has been widely circulated for review by the County's residents, municipal officials, and regional, state, and federal partner agencies and has been revised to reflect their concerns; and

WHEREAS, the Ohio Emergency Management Agency and the Federal Emergency Management Agency have reviewed the Plan for legislative compliance and approved the Plan pending the completion of local adoption procedures;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees (the "Board") of Anderson Township, County of Hamilton, State of Ohio (the "Township"), as follows:

Section 1. The Hamilton County Multi-Hazard Mitigation Plan is hereby adopted as an official plan of Anderson Township (Hamilton County), Ohio.

Section 2. The Fire Chief is charged with supervising the implementation of the Plan's recommendations, as they pertain to Anderson Township and within the funding limitations as provided by the Board of Township Trustees or other sources.

Section 3. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted hereby.

There was no further discussion.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

October 19, 2023

Resolution Approving and Authorizing the Correction of an Error in Underpayment of Compensation Due to Prior Fiscal Officer Kenneth G. Dietz and to Township Trustee R. Dee Stone for Fiscal Year 2021

Mrs. Earhart stated the audit revealed the previous Fiscal Officer's and Trustee Stone's 2021 compensation had not been updated and the below resolution allowed the Township to correct the error.

Mr. Gerth moved to adopt the below resolution. **Mrs. Lausten** seconded the motion.

Mr. Johnson called the roll: **Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, abstained.**

RESOLUTION NO. 23 – 1019 – 12

RESOLUTION APPROVING AND AUTHORIZING THE CORRECTION OF AN ERROR IN UNDERPAYMENT OF COMPENSATION DUE TO PRIOR FISCAL OFFICER KENNETH G. DIETZ AND TO TOWNSHIP TRUSTEE R. DEE STONE FOR FISCAL YEAR 2021

WHEREAS, it is duly noted that in Fiscal Year 2021, there was an underpayment in compensation due to Fiscal Officer Kenneth G. Dietz in the amount of \$563.00 and to Township Trustee R. Dee Stone in the amount of \$410.00, due to the inadvertent use of an incorrect line item in the compensation chart regarding elected official compensation by personnel then in the Township's Fiscal Office; and

WHEREAS, neither Mr. Dietz nor Mrs. Stone had notified the Board of Township Trustees that he/she had elected to receive less than the compensation each was entitled to under the Ohio Revised Code in Fiscal Year 2021;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Township Trustees (the "Board") of Anderson Township, County of Hamilton, Ohio (the "Township"), as follows:

SECTION 1. That this Board hereby determines that Kenneth G. Dietz, who was the Township's duly elected Fiscal Officer in Fiscal Year 2021, and R. Dee Stone who was a duly elected Township Trustee in Fiscal Year 2021, shall be compensated in the amounts of \$563.00 and \$410.00, respectively, to remedy the error made in their respective compensation paid in Fiscal Year 2021.

SECTION 2. That the foregoing payments are hereby approved, and the Fiscal Office is authorized to make such payments and to thereby remedy the error made in Fiscal Year 2021 as soon as practicable.

SECTION 3. That the preambles hereto are and shall be deemed to be for all purposes integral parts of this resolution.

SECTION 4. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

October 19, 2023

requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Decisions Arising from Executive Session

There were none.

Mrs. Earhart stated the Board was working with the American Legion to host a Veterans Day dinner, Saturday, November 11 at the Patriot Center and thanked Belterra for donating the meal and Mt. Washington Care for donating the desserts.

NEXT REGULAR MONTHLY BOARD MEETING

November 16, 2023, 5:00 P.M. (citizens should call 513.688.8400 to confirm)

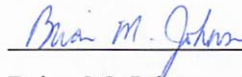
Mrs. Stone moved to adjourn the meeting. Mr. Gerth seconded the motion.

Mr. Johnson called the roll: Mrs. Lausten, yes; Mrs. Stone, yes.

The meeting adjourned at 6:24 pm.



R. Dee Stone, Chair

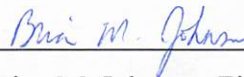


Brian M. Johnson, Fiscal Officer

CERTIFICATION

The undersigned duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 18th day of January 2024, and that said minutes have been duly entered upon the Journal of said Township.

This 18th day of January 2024.



Brian M. Johnson, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
November 2, 2023

R. Dee Stone, Trustee Chair
Lexi Lausten, Trustee Vice Chair
Joshua S. Gerth, Trustee
Brian Johnson, Fiscal Officer

Mrs. Stone called the meeting to order and welcomed attendees including Fiscal Officer Brian Johnson, Township Administrator Vicky Earhart, Assistant Township Administrator for Operations Steve Sievers, Assistant Township Administrator for Human Resources Suzanne Parker, Administrative Assistant Molly Mohrfield, Planning & Zoning Director Paul Drury, Assistant Planning & Zoning Director Sarah Donovan, Public Works Director Eric Luginbuhl, Law Director Margaret Comey, Anderson Township Fire & Rescue Chief Richard Martin, Sheriff's Department Lt. Dave Downing, Fiscal Office Clerk Katie Arnold.

MOTION TO ADOPT AGENDA

Mrs. Stone moved to adopt the agenda without modifications. **Mrs. Lausten** seconded the motion.

Mr. Johnson called the roll: **Mr. Gerth**, yes; **Mrs. Lausten**, yes; **Mrs. Stone**, yes.

FISCAL OFFICER

Minute Preparation

Mrs. Earhart stated **Mrs. Lausten** wanted to discuss the amount of detail provided in the minutes. Legally, minutes needed to reflect any action the Board took. **Mrs. Lausten** wanted citizens to know discussions were taking place and, when decisions were made, it was after thoughtful discussion and careful consideration.

Mrs. Comey stated the more details included required accuracy and consensus. **Mrs. Lausten** reiterated she wanted the public to understand discussion was happening. **Mr. Johnson** stated the minutes currently meet state requirements but asked the board how they wanted to proceed. **Mr. Gerth** and **Mrs. Stone** believed minutes needed to meet legal standards and did not need an abundance of detail. **Mrs. Earhart** stated she recently attended a Park District meeting, and the presentation of the public agenda contained less details and made it harder to follow along than Township Board Meetings.

Appropriation Changes

Mr. Johnson stated an increase of \$31,324.64 was needed for expenses for the Ohio BWC Safety Intervention grant. Additionally, a \$30,000 adjustment from general to salary was needed for payroll. **Chief Martin** stated the revenue from the grant needed to be accepted into a fund.

RESOLUTION NO. 23-1102-01

Mr. Gerth moved to adopt the appropriation changes from the Fiscal Office. **Mrs. Lausten** seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

FIRE & RESCUE DEPARTMENT

Resolution Approving and Authorizing the Services of Birkley Consulting for Pre-Employment Testing and the payment of expenses with respect thereto.

Chief Martin requested the Board to approve the resolution for pre-employment testing for potential new fire recruits.

Mrs. Lausten moved to adopt the below resolution. **Mrs. Stone** seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23-1102-02

RESOLUTION APPROVING AND AUTHORIZING THE SERVICES OF BIRKLEY CONSULTING FOR PRE-EMPLOYMENT TESTING, AND THE PAYMENT OF EXPENSES WITH RESPECT THERETO

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees (the “Board”) of Anderson Township, Hamilton County, Ohio (the “Township”), as follows:

SECTION 1. This Board hereby determines that it necessary and in the best interest of the Township to conduct psychological pre-employment testing of potential fire department recruit candidates by a professional service provider experienced with such testing.

SECTION 2. This Board approves and authorizes the psychological pre-employment testing of potential fire department recruit candidates by Birkley Consulting for the sum of \$4,900.00 and hereby appropriates said sum for such purpose.

SECTION 3. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Section 121.22 of the Ohio Revised Code, except as otherwise permitted thereby.

PUBLIC WORKS DEPARTMENT

2023 Hamilton County 20% distribution of funds.

Mr. Luginbuhl asked the Board to approve the application to Hamilton County for funds to be used for the 2024 Curb and Sidewalk Program.

MOTION 23-1102-03

Mr. Gerth Moved to Authorize the application of the Hamilton County 20% Distribution Funds Application, in the amount of \$57,760.00, to be used towards the 2024 Curb & Sidewalk Program. Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

HR DEPARTMENT

2024 Dental Insurance

Ms. Parker stated the result of research into the cost of dental insurance providers had found Superior Dental Care would decrease the premium paid by the Township by 23% and should have minimal impact to employee access to preferred dental care providers. She asked the Board for approval to contract.

MOTION 23-1102-04

Mrs. Lausten moved to authorize the Assistant Township Administrator for Human Resources to contract with Superior Dental Care for employee dental insurance coverage, effective January 1, 2024. Mr. Gerth seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

PLANNING & ZONING

Annual Tree Planting

Mr. Drury reviewed the estimates from four companies for the annual fall 2023 Tree Planting Program. The program allowed residents on streets scheduled for maintenance by the Public Works department to have trees planted. The lowest estimate was from Dailey's Lawn and Landscaping. He requested Board approval to enter contract.

MOTION 23-1102-05

Mrs. Lausten moved to authorize entering into a contract with Dailey's Lawn and Landscaping, after review by the Township's Law Director, for the 2023 Fall Tree Planting Program. Funds are available in open purchase orders from 2023 or in the 2023 Tree Committee budget. Mr. Gerth seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

Mrs. Stone asked if residents were already being notified regarding when the project would start.

Utility Box Wraps-

Mr. Drury updated the Board regarding the Clough & Bartles utility box wrapped with historical images. Mr. Drury asked the Board for thoughts on additional wraps for the utility boxes at Clough & Hunley and Clough & Berkshire. He stated the wraps cost between \$1300-\$1600.

Mr. Gerth wanted to know the life expectancy; **Ms. Donovan** stated 5 years. The county required the images be historic. Mr. Drury stated they wanted two more on Clough and asked for Board support. **Mrs. Stone** stated she would like some in the Salem business district as well. **Mr. Gerth** asked if this was funded with TIF dollars. **Mr. Drury** stated it was coming from the budget, WeThrive! **Mr. Sievers** gave additional location options.

TIF Funded Operations Center Renovation Update – MSA Design and Management Team

MSA consultants presented multiple plans to upgrade the Operations Center. They noted possible issues with public and private traffic and recycling center.

Plan A – Fire stays in current, but expanded, location; Maintenance moves to new building giving more space to Sheriff and Public Works; and the storage building without a roof removed. Space provided by removing area used for salt operations and relieving pinch point for maintenance. Included new facilities with two work bays, one wash bay. This option gives the existing bay to the Sheriff's department for Sally Port with no cross traffic.

Plan B – Fire stays in current, but expanded, location; Maintenance and Public Works move to new building; and Sheriff takes all of its existing building. Public Works building to be drive-through/storage. The Sheriff department will be able to keep all vehicles inside. Option B also includes a smaller new building, with only seasonal equipment onsite. Additional equipment needed for off-site storage. Recycling center needs to be relocated.

Mrs. Stone and **Mrs. Lausten** went through the two plans in more detail and received clarity on the differences between plan A and B with new building options.

Mr. Luginbuhl stated plan A caused lost storage space for the Public Works department because current bare-bones storage disappeared, and new building would not compensate for lost space. Plan B got all equipment under cover. **Lt. Downing** stated plan B allowed vehicles and decals to last longer and save time at shift changing. He stated intent to negotiate with the county for on-site vehicle maintenance, and the Sally Port allowed better control of suspects without weapons and for vehicle cleaning without exposure to the elements.

Fire is a disinterested party between the choices given their building is the same in both plans. Backup EOC housed on second floor along with training and BC offices. **Chief Martin** stated people from each shift worked with consultants for fire needs.

Mrs. Lausten stated the Fire, Public Works, and Sheriff's departments need better working conditions with more space to better serve the community.

Mrs. Earhart wanted to make sure the Township was planning for the next ten to twenty years not only current needs.

Mr. Gerth stated his preference is plan B, so the Police, Fire, and Public Works departments all are in their own buildings.

Mrs. Lausten and **Mrs. Stone** wanted additional cost details before deciding.

Mr. Sievers pointed out option A required an additional storage building on another piece of land. Additionally, he stated TIF money from that site could be used for this Operation Center and not building in another part of the Township.

Mrs. Stone showed concern about the optics of the larger building.

Mrs. Lausten stated it would help department talent attraction and retention. Additionally, she stated she would like to see the proposed buildings superimposed on the aerial image.

Mrs. Stone and **Mrs. Lausten** wanted to be cognizant of residents losing recycling and the optics of the new buildings.

Mrs. Earhart stated no decision was needed to today this was an informational update.

OKI Climate Action Plan-

Mr. Drury stated the Township may qualify for grant funds as part of a greenhouse gas emissions reduction measure. Applications were due in Spring 2024 and for awards between 2-500 million. Multiple possibilities existed, examples provided of partnering with additional communities for fleet electrification, energy audits, solar for municipalities, and possible tie into the Public Works Operations Center upgrade. **Mr. Drury** stated he thought this was a good opportunity for the Board. **Mrs. Lausten** stated it made sense to incorporate solar.

Kellogg Gateway Project

Mr. Drury and **Ms. Donovan** showed photos and a video of the current construction. They updated the Board on the timeline for phases one and two and noted the project raised the road out of the flood plain. The sculpture ODOT denied at original sight, and the staff recommendation is placement at Sutton and Kellogg and near the tailgating lot at Riverbend. The Township would need an agreement with Coney Island as it would be located on their property. Staff planned to confer with the artist on the possible impacts of concert attendants and safety.

Mrs. Stone stated concerns about the landscaping in proximity to Riverbend.

Mrs. Lausten thanked the Planning and Zoning staff for the work they put into the update.

Mrs. Stone stated after attendance at the Ohio River Summit, and she thought about how residents had no public access to the river. Discussion followed regarding possible access points and past plans.

UPDATE/REVIEW ZONING RESOLUTION

Bees and chickens

Mr. Drury stated current zoning was adopted from the Hamilton County Code and it has been the same since 1987. The Township regulated the structures for any agricultural use regardless of what animal it housed, examples given included, bunnies, horses, and peacocks. More than 5 acres had an agricultural exemption, and structures are not regulated. Hamilton County code changed and has led to confusion. After the spring meeting staff took a survey researched complaints since 2019, 12 complaints, mostly chickens, some bees, and one rabbit.

Mr. Drury continued to present the various regulations for areas that surround the Township. Regulations need to be something enforceable. The Zoning department did not recommend changes in zoning at this time.

Discussion among staff and the Board continued, and compared the other communities' regulations and how a change would impact residents.

Mrs. Stone said she had no issue. **Mrs. Lausten** said she also had no issue with keeping the zoning the same, a change would not benefit many residents. **Mr. Gerth** stated he had no issue with keeping the zoning as it was.

Eliminate condition for short-term rentals

Mr. Drury stated the condition Planning and Zoning wished to eliminate regarded parking in the "front yard setback". If a short-term renter parked in the front yard, it would be a violation of zoning resolution applied to all residents.

Define deck and clarify setback in yard

Mr. Drury told the Board these were two issues the department wanted clarified and would give the Board recommendations for action in the future.

Add daycares as a permitted use in O Zoning Districts and Modify conditional Uses in DD districts

Mr. Drury stated the change would impact areas on Beechmont Avenue and Five Mile. Additionally, needed to be reviewed by the Board before zoning held public hearings to make the zoning change.

TOWNSHIP ADMINISTRATOR

Crisis Communications

Mr. Sievers stated the OTA advocated for the Township's having a written plan for staff communication during crises, so staff understand what to say or how to say it. **Mrs. Lausten** was curious what type of issue or crisis the plan would include. She also stated it would be beneficial for multiple employees to have extra training for that type of situation. **Mrs. Earhart** stated having all staff attend would allow them to know what information to provide to the point of contact and what all staff would know what not to say. **Mr. Sievers** stated there was no more cost to have everyone attend. **Mrs. Lausten** stated she thought the more training the better. **Mrs.**

Earhart said the pricing would be given to the Board for additional consideration for their decision on which training would be best.

Township 101 Class

February 13, 2024 hold the date first breakout and second breakout session. Advanced Registration required. Maximum of 100 people. Registration January 1.

Policy or Guidelines for Township Interaction with Non-Profit Organizations

Mrs. Earhart stated she is still at work on drafting official recommendations for places like the chamber, historical society, CLOUT, and Ohio Riverway with an allowance for use of the Township logo. Additionally, guidance for nonprofits located in the township and those not to be allowed to use the logo. Mrs. Earhart asked for the Board's thoughts on how to proceed.

Mrs. Lausten stated she was on the same page. Mrs. Stone stated she was also in agreement with that direction.

Mrs. Stone moved to retire to Executive Session to consider the appointment of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1), to consider the purchase of property for public purposes as permitted by Ohio Revised Code Section 121.22(G)(2), to confer with the Law Director concerning disputes that are the subject of pending or imminent court action as permitted by Ohio Revised Code Section 121.22(G)(3), and to review negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment as permitted by Ohio Revised Code Section 121.22(G)(4). Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

Mrs. Stone moved to return from Executive Session. Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

MOTION TO ADJOURN

Mrs. Stone moved to adjourn the meeting. Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.



R. Dee Stone, Chair

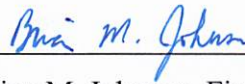


Brian M. Johnson, Fiscal Officer

CERTIFICATION

The undersigned duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 1st day of February 2024, and that said minutes have been duly entered upon the Journal of said Township.

This day 1st day of February 2024.



Brian M. Johnson, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
November 16, 2023

R. Dee Stone, Trustee Chair
Lexi Lausten, Trustee Vice Chair
Joshua S. Gerth, Trustee
Brian Johnson, Fiscal Officer

CALL TO ORDER

Mrs. Stone called the meeting to order and welcomed attendees including: Fiscal Officer Brian Johnson, Township Administrator Vicky Earhart, Assistant Township Administrator for Operations Steve Sievers, Assistant Township Administrator for Human Resources Suzanne Parker, Planning & Zoning Director Paul Drury, Public Works Director Eric Luginbuhl, Law Director Margaret Comey, Anderson Township Fire & Rescue Chief Richard Martin, Sheriff's Department Lt. Dave Downing, Fiscal Office Clerk Katie Arnold, Director of Finance Tammy Disque.

MOTION TO RETIRE TO EXECUTIVE SESSION – 4:00 P.M

Executive Session: Mr. Gerth moved to retire to Executive Session to consider the appointment or compensation of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1), to consider the purchase of property for public purposes, or the sale of property as permitted by Ohio Revised Code Section 121.22(G)(2), and to confer with the Law Director concerning disputes that are the subject of pending or imminent court action as permitted by Ohio Revised Code Section 121.22(G)(3). **Mrs. Lausten** seconded the motion.

Mr. Johnson called the roll: **Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.**

MOTION TO RETURN TO OPEN SESSION – 5:30 P.M

Mrs. Lausten moved to return from Executive Session. **Mr. Gerth** seconded the motion.

Mr. Johnson called the roll: **Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.**

MOTION TO ADOPT AGENDA

Mrs. Lausten moved to adopt the agenda without modifications. **Mr. Gerth** seconded the motion.

Mr. Johnson called the roll: **Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.**

PLEDGE OF ALLEGIANCE

Public Hearing for Case Anderson #2-2023 LUP – 1291 and 1303 Eight Mile Road

Mr. Drury stated that the Land Use Property request was to consider a comprehensive land use and change from residential to transitional residence. He explained each zoning code definition

and the various processes required for a zoning change. Mr. Drury also presented maps, photos, and development plans. Additionally, he gave the history of the parcels in question and the guidance according to the comprehensive plan. Mrs. Lausten and Mrs. Stone requested clarification from Mr. Drury on some points.

Mrs. Lausten and Mrs. Stone inquired about surrounding parcel zoning code statuses.

Mrs. Stone opened the Case Anderson #2-2023 LUP – 1291 and 1303 Eight Mile Road hearing.

Mr. Blatt from John Henry Homes spoke regarding the plans and history of the site. He continued to give a history of the business and projects they have helped develop, including Downtown Milford Riverwalk flats, Loveland Station, and the one most relevant to this project – Mason Oaks (44 townhomes). This project will be 36 high-end townhouses with their own garages and entrances. Usually, people who already live in the area and want to stay close and are now empty nesters. This will have a nice streetscape landscape plan so it will have a residential feel. He thanked the Board.

Jake Moore (1311 Eight Mile) appreciated the time to voice his objections to changing from single family to transitional residents. He emphasized this is a rental project. He stated concerns with changing the land use, which is essentially forever, not just for the current project. He stated this project is not on the comprehensive plan. He asked the Board to look at the map and then asked how many other properties will be changed and where will it stop, which is his biggest concern. He asked the trustees to vote against the land use change.

Geroge Sullivan (1294 Eight Mile) asked the Board to vote against it because he thinks the traffic on Eight Mile is already a problem. He asked about the number of traffic accidents already and thinks it is already dangerous for children walking in the area. He thinks this project will make the traffic worse. His thinks this project is about money and not making a better neighborhood because no one spoke to the neighbors and that is not what this Township is about.

Greg Florko (1309 Eight Mile) stated he agreed with all George Sullivan's concerns.

Matt Smith (1278 Winstone Court) stated that traffic is bad already and a traffic study is needed. He moved out here not to be jammed on top of people and this will not help his quality of life. He stated this might increase Township revenue, but he doubts his taxes will go down.

Marvin Conley (1251 Winstone Court) stated that traffic is a mess. He is an HOA president and said residents have moved out because getting in and out is a mess. He stated a traffic study is needed.

Mr. Drury clarified that the Eight Mile is a county road and the county engineer determined this development was not going to significantly affect the traffic to require a developer to make roadway improvements. The county engineer did not study the Eight Mile Beechmont Corridor as a whole. **Mrs. Lausten** requested clarification, and Mr. Drury stated Hamilton County did not require the developer to have an additional traffic study, as the development is not going to make the traffic worse and require the developer to make improvements to the roadways. **Mrs. Stone** asked when the traffic study was done. Mr. Drury stated when the property was to be developed into single family homes a traffic study was done. The current developer went to the county and stated the new proposed development would have five more units than the previous proposed development and that the number of new units would not create enough difference to warrant a new traffic study. Mr. Drury went on state other projects in the Township. Mr. Sievers provided more detailed information on various projects to relieve traffic problems. Staff and trustees

discussed additional history. Mr. Drury stated these lots were not included in the comprehensive plan because there was already a proposed subdivision that had significantly moved through the development processes.

Mr. Conley asked about parking for the new development.

Mr. Blatt said each unit will have driveway, garage, and street parking.

Mrs. Stone closed the public hearing for Case Anderson #2-2023 LUP – 1291 and 1303 Eight Mile Road.

Mrs. Stone stated the comprehensive plan developed and in the meetings is not looking at every single property and is more of a high-level plan.

Mrs. Lausten thanked everyone who spoke and helped her understand the holistic picture. She clarified tonight is changing the single-family zoning to transitional zoning.

Mr. Gerth stated he lived off Eight Mile, drives past the houses every day, and takes this seriously. He stated rental projects are a choice and the trustees want to accommodate people who want to rent in Anderson Township. He thinks the project is nice. He appreciates the comments about where zoning changes would stop but thinks this change makes sense as the properties border parcels zoned the same way. Also, he made it known many new single-family homes in Anderson Township sell for a million dollars, but this type of development allows people who want to downsize and stay in Anderson to do so. He agreed it is a substantial change and stated it was well thought out and was about making vacant property better.

Mrs. Lausten said the tree committee would look at trees to be saved and landscaping for the project. She stated their lived experience in the township is important to the trustees.

Mrs. Stone stated there was no industrial base in Anderson Township for taxes, the township has no income tax, lives on property tax, and improvements to a piece of property pay for roads and fire personnel. She said she understood it was difficult.

Mrs. Lausten stated decisions are weighed heavily.

Mr. Gerth let it be known the Park District just bought 17 acres designated by the comprehensive plan as transitional residential without telling anyone, so plans changed from time to time. He thinks this project will enhance the township and fill a need.

Mr. Gerth moved to approve the below resolution. **Mrs. Lausten** seconded the motion.

Mr. Johnson called the roll: **Mr. Gerth**, yes; **Mrs. Lausten**, yes; **Mrs. Stone**, yes.

RESOLUTION NO. 23 – 1116 – 01

CASE 2-2023 LUP

1291 & 1303 EIGHT MILE ROAD

(Book 500, Page 41, Parcels 1478 and 210)

**Approving Land Use Map Amendment to the 2022 Anderson Township
Comprehensive Plan**

WHEREAS, this Board of Township Trustees (“Board”), through powers granted by Chapter 519 of the Revised Code, may adopt amendments to the Anderson Township Future Land

Use Map when it can be demonstrated that such is in the best interests of the community and that such changes promote the public health and safety of the community; and

WHEREAS, Josh Blatt, the applicant, on behalf of John Henry Homes, on behalf of Eight Mile Development Company LLC, property owner, requested an amendment from “Single-family Residence” to “Transitional Residence” that would allow an application for a future zone change from “C” Residence to “DD” Planned Multi-family for property located at 1291 and 1303 Eight Mile Road (Book 500, Page 041, Parcels 1478 and 210); and

WHEREAS, the overall plan also includes a proposal of 36 luxury townhome units, consisting of six 2-story residential buildings; and

WHEREAS, “Transitional Residence” is defined in the 2022 Anderson Plan Update as Moderate-density, detached or attached housing that provides a transition between single-family residential and other types of development, where such uses will effectively terminate the spread of higher intensity uses and conserve the adjacent residential neighborhoods. Related compatible uses include neighborhood-serving schools, parks, church and public facilities and does not include office, commercial and industrial uses; and

WHEREAS, this Board has discussed the proposed changes, finds them to be reflective of the goals and objectives of the Comprehensive Plan; now, therefore,

WHEREAS, after allowing for public testimony and deliberating in public session, the Anderson Township Zoning Commission recommended approval of Case 2-2023 LUP, at its October 23, 2023, meeting; and

WHEREAS, on November 16, 2023, this Board reviewed the Application, the documents and testimony pertaining thereto and the recommendation of the Anderson Township Zoning Commission; now, therefore

Now, therefore, BE IT RESOLVED by the Board of Township Trustees of Anderson Township, Hamilton County, Ohio (the “Township”), as follows:

SECTION 1. The Board hereby concurs with the recommendations of the Anderson Township Zoning Commission, and finds that the Application, as recommended for approval, will not be in conflict with the best interest of the Township and the public, and therefore approves the Application, for the following reasons:

1. The development of this site for “Transitional Residence” reflects the goals and initiatives of the 2022 Comprehensive Plan Update, including Housing (Chapter 4) and Land Use and Development (Chapter 7).
2. Continuing the “Transitional Residence” land use designation to the parcels under consideration, would allow the applicant to apply for a zone change for an attached style of housing. Attached housing would create a variety of housing options in this area of the Township, which does not currently exist along Eight Mile Road.
3. The overall density proposed for the development of 36 units is slightly less than the permitted density of the current and adjacent “C” Residence zoning. The proposed density is 7.09 units / acre and “C” residence permits 7.26 units / acres.

4. Townhomes or similar housing types of this scale provide a buffering and transition from higher intensity uses along Beechmont Avenue to single-family to the north on Eight Mile Road.

SECTION 2. A certified copy of this Resolution as it may be amended shall become part of the 2022 Anderson Township Comprehensive Plan upon recommendations, review, hearings, amendments and final decision of this Board as prescribed by the Revised Code.

SECTION 3. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this resolution.

SECTION 4. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

PRESENTATIONS AND RECOGNITIONS

Gage Bradford, Hamilton County ReSource

Mr. Bradford did not attend; no presentation was given. Hamilton County ReSource promoted a program by the Hefty garbage bag company.

PUBLIC FORUM

Michael Hardy (7757 Anderson Oaks) said the administration deserved to be recognized for the support shown for recycling. He stated he was concerned about plastics recycling. Specially, per- and polyfluoroalkyl substances (PFAS) 15,000 types of PFAS chemicals and are hidden from public. He went on to break down various problems and dangers with PFAS.

Mrs. Stone sought clarity if this was a response to the Hefty program that the County supported.

Mr. Hardy stated it was.

Mrs. Stone stated that she would like to hear more after the Hamilton County gave their presentation.

Ruth Hardy (7757 Anderson Oaks) spoke about the plastics recycling process and multiple concerns regarding Hefty's plan. She thinks Hefty is not being transparent about the program and more information was needed. And asked the township not to support the program.

Mrs. Stone thanked Mr. and Ms. Hardy for their comments.

Mrs. Earhart stated the Township had not decided on endorsing the ReSource program.

John Shea (1610 Robinway Drive) thanked Mr. Sievers for speaking with him before the meeting. He wants the Township to grapple with driving behaviors on Robinway, which he does not consider to be an enforcement issue. He stated children play in the street and should not be relegated to yards and sidewalks. He hoped speed humps would help regulate human behavior on the street. He asked for help and stated he looked forward to future discussions.

TRUSTEE COMMENTS

Mrs. Stone stated she was happy to serve another four years.

FISCAL OFFICER

Mr. Johnson thanked the voters, especially the ones who did not skip passed the Fiscal Officer section, for electing him to a full term.

Mr. Johnson stated the audit report was approved, but not yet published. He also mentioned that Moody's preliminary results showed the AA1 credit rating had been maintained.

Financial Reports

Mr. Johnson presented the financial reports and discussed the year-to-date revenues.

Appropriation Changes

Mr. Johnson explained funds received from the ARPA grant in the amount of \$216,00.00 needed were to be assigned to account 53.1100.99 and asked for Board approval.

RESOLUTION NO. 23 – 1116 – 02

Mr. Gerth moved to adopt the appropriation changes outlined above. **Mrs. Lausten** seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

Minutes – August 17, 2023 and August 31, 2023

Mr. Johnson presented the August 17, 2023, and August 31, 2023, minutes.

RESOLUTION NO. 23 – 1116 – 03

Mrs. Lausten moved to adopt the minutes from August 17 and August 31, 2023. **Mr. Gerth** seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

LAW DIRECTOR

There was no new business.

FINANCE

There was no new business.

FIRE & RESCUE DEPARTMENT

Resolution Authorizing the Sale of Surplus Equipment Pursuant to Section 505.10 of the Revised Code Providing for Sale of Personal Property Via Internet Auction

Chief Martin stated the fire department sought permission to sell obsolete and unused items.

Mrs. Lausten moved to approve the below resolution. **Mr. Gerth** seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23 – 1116 – 04

RESOLUTION AUTHORIZING THE SALE OF SURPLUS EQUIPMENT PURSUANT TO SECTION 505.10 OF THE REVISED CODE PROVIDING FOR SALE OF PERSONAL PROPERTY VIA INTERNET AUCTION

WHEREAS, Section 505.10 of the Revised Code (the “Statute”) provides that a board of township trustees may provide for the disposition of certain personal property, including motor vehicles, road machinery, equipment and tools, if the Board finds, by resolution, that the such personal property is not needed for public use, is obsolete, or is unfit for the use for which it was acquired, all in accordance with the Statute; and

WHEREAS, the Statute provides that regardless of value, a board of township trustees may sell unneeded, obsolete, or unfit-for-use township personal property by internet auction as provided in paragraph (D) of the Statute; and

WHEREAS, the Township owns several items of property, more fully described on Exhibit A hereto, which by this reference is incorporated herein and made a part hereof (the “Equipment”), that constitutes personal property which this Board deems to be unneeded for Township use; and

WHEREAS, this Board passed Resolution No. 23-0216-07 pertaining to the conduct of internet auctions and authorizing an agreement by and between the Township and LIQUIDITY SERVICES OPERATIONS LLC DBA GOVDEALS, INC., (“GovDeals”) pursuant to which GovDeals agrees to perform certain consulting, provide access to its online surplus property network, maintain information about assets, and provide access to seller asset management on behalf of the Township during calendar years 2023 and 2024 (the “GovDeals Agreement”); and

WHEREAS, the Township Administrator has entered into the GovDeals Agreement as authorized by Resolution No. 23-0216-07; and

WHEREAS, Seller has met the statutory publication requirements with respect to Resolution No. 23-0216-07;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees (“Board”) of Anderson Township, Hamilton County, Ohio (“Township”), as follows:

SECTION 1. The Board hereby finds that the Equipment is unneeded for Township use and that it is in the best interest of the Township to dispose of the Equipment pursuant to Section 505.10 (D) of the Revised Code and the GovDeals Agreement by means of internet auction for at least the minimum selling price indicated on Exhibit A (the “Minimum Selling Price”) and otherwise as provided in Resolution No. 23-0216-07. The Equipment when sold shall be picked up by its purchaser or purchasers at the Current Location specified in Exhibit A. Prior to delivery of title to the Equipment to the purchaser or purchasers, the Township shall have received a fully executed Equipment Sale Agreement in substantially the form attached hereto as Exhibit B, which by this reference is incorporated herein. The Township Administrator and the Fiscal Officer are each authorized, singly or together, to execute the necessary documents on behalf of this Board to affect such sale.

SECTION 2. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this resolution.

SECTION 3. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Revised Code Section 121.22, except as otherwise permitted thereby.

Mrs. Stone inquired if other departments had items to sell. Mrs. Earhart gave a brief description of how the process worked and what items could be sold.

PLANNING & ZONING

Mr. Drury asked the Board to approve the below resolution for expenses that regarded a nuisance abatement case on Elstun Road and stated the expenses would appear on the 2024 Hamilton County Tax Bill.

Mrs. Lausten moved to approve the below resolution. Mr. Gerth seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23 – 1116 – 05

RESOLUTION CERTIFYING WRITTEN REPORT OF ACTION OF THIS BOARD AND UNPAID EXPENSES IN CONNECTION THEREWITH UNDER SECTION 505.86 OF THE REVISED CODE TO HAMILTON COUNTY AUDITOR FOR COLLECTION

WHEREAS, this Board of Township Trustees (the “Board”) has undertaken nuisance proceedings under Section 505.86 of the Revised Code (the “Statute”) to provide for the removal of unsafe structure from land in the Township, has performed such work and otherwise complied with the requirements of the Statute, all with respect to the property identified in Appendix A attached hereto and by this reference incorporated herein (the “Property”), and pursuant to the Resolution No. indicated in Appendix A, duly passed by this Board; and

WHEREAS, the owner of the Property and all holders of liens of record upon the Property were duly served notice and failed to complete, or to enter into an agreement with this Board for

the completion of, removal of unsafe structure, and at the direction of this Board, the Township undertook the performance thereof in accordance with Ohio law; and

WHEREAS, pursuant to the Statute, and particularly Section 505.86(F) thereof, this Board shall make a written report to the County Auditor of Hamilton County, Ohio (the "County Auditor"), including a proper description of the Property and a statement of all costs and expenses incurred by the Township and permitted under the Statute in abating the nuisance on the respective Property (the "Expenses");

Now, therefore, BE IT RESOLVED by the Board of Township Trustees of Anderson Township, Hamilton County, Ohio (the "Township"), as follows:

SECTION 1. This Board hereby adopts and certifies Appendix A as provided to this Board.

SECTION 2. This Board hereby authorizes and directs the Fiscal Officer of the Township to file Appendix A, together with a certified copy of this Resolution, comprising this Board's written report, with the County Auditor. The Township requests that the County Auditor place the Expenses on the tax duplicate immediately for collection as permitted under Section 505.86(F)(1) of the Statute.

SECTION 3. The Expenses shall constitute a lien on the respective Property and shall be collected as all other taxes, and the method of collection and payment period for the unpaid Expenses shall be one annual payment.

SECTION 4. The Expenses when collected shall be returned to the Township and placed in the Township General Fund.

SECTION 5. If the real estate taxes on the Property are collected and paid by means of Sheriff's sale, the liens of the Township shall be paid to the Township by means of that process from the proceeds of sale of the respective Property.

SECTION 6. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

SECTION 7. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

SHERIFF'S OFFICE

Lt. Downing stated he had no objection to the application for the Liquor License.

RESOLUTION NO. 23 – 1116 – 06

Mr. Gerth moved not to object to a new liquor license request for Gold Partners, LLC DBA All in Golf located at 8182 Beechmont Avenue. Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

Mr. Kasier from All in Golf spoke about All in Golf.

Mrs. Lausten congratulated them on the new venture.

PUBLIC WORKS DEPARTMENT

Resolution Authorizing the Purchase of a Model Year 2024 RAM Trucks Model 3500 Cab and Chassis with Truckcraft TC-300 Combination Body for Public Works Use and the Disposition of a Surplus Public Works Motor Vehicle Pursuant to Section 505.10(A)(3) as a Trade-In Against Said Purchase

Mr. Luginbuhl stated that 94 TIF dollars had been allocated for the purchase of two new service trucks. The 2024 RAM 3400 net purchase price was \$74,168.00. This included the service body/dump body installed. He asked the Board to approve the below resolution for the purchase of the vehicle.

Mr. Gerth moved to approve the below resolution. **Mrs. Lausten** seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23 – 1116 – 07

AUTHORIZING THE PURCHASE OF A MODEL YEAR 2024 RAM TRUCKS MODEL 3500 CAB AND CHASSIS WITH TRUCKCRAFT TC-300 COMBINATION BODY FOR PUBLIC WORKS USE AND THE DISPOSITION OF A SURPLUS PUBLIC WORKS MOTOR VEHICLE PURSUANT TO SECTION 505.10(A)(3) AS A TRADE-IN AGAINST SAID PURCHASE

WHEREAS, Section 505.10 of the Ohio Revised Code (the “Disposition Statute”) provides that a board of township trustees may provide for the disposition of certain personal property, including motor vehicles, road machinery, equipment and tools, if the Board finds, by resolution, that such personal property is not needed for public use, is obsolete, or is unfit for the use for which it was acquired, all in accordance with the Statute; and

WHEREAS, division (A)(3) of the Disposition Statute provides that if a board of township trustees finds, by resolution, that the township has motor vehicles, road machinery, equipment or tools that are not needed or are unfit for public use, and the board wishes to sell the motor vehicles, road machinery, equipment or tools to the person or firm from which it proposes to purchase other motor vehicles, road machinery, equipment or tools, the board may offer to sell the motor vehicles, road machinery, equipment or tools to that person or firm, and to have the selling price credited to the person or firm against the purchase price of other motor vehicles, road machinery, equipment or tools; and

WHEREAS, the Township owns one Model Year 2007 Ford F550 truck, more fully described on Exhibit A hereto, which by this reference is incorporated herein and made a part hereof (the “2007 Equipment”), which motor vehicle this Board deems to be unneeded for Township use; and

WHEREAS, this Board desires to dispose of the 2007 Equipment as a trade-in valued at a minimum of \$8,000.00 (the “Minimum Selling Price”); and

WHEREAS, this Board desires to purchase a Model Year 2024 RAM 3500 Cab and Chassis Truck (“2024 RAM 3500 Truck”) from Jeff Wyler Ft. Thomas, Inc. for Township purposes; and

WHEREAS, this Board desires that the 2024 RAM 3500 Truck then be outfitted by Jeff Wyler Ft. Thomas, Inc., with a Truckcraft model #TC-300 combination service body/dump body at an additional cost of \$27,800.00;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees (“Board”) of Anderson Township, County of Hamilton, State of Ohio (“Township”), as follows:

Section 1. That this Board hereby determines that the 2007 Equipment is no longer needed for Township use and that it is in the best interest of the Township to dispose of the 2007 Equipment.

Section 2. That this Board hereby determines that it is in the best interest of the Township to acquire by purchase one 2024 RAM 3500 Truck, VIN No. 3C7WRTAJ4RG113616 at a cost of \$56,366.00 to be further equipped with a 9 foot Truckcraft model #TC-300 combination service body/dumper body at the additional cost of \$27,800.00 (together, “Equipment”), so long as the purchase price after accounting for the credit and rebate described in Section 3 below, does not equal or exceed \$75,000, by purchase contract with Jeff Wyler Ft. Thomas Inc. (the “Vendor”).

Section 3. That this Board hereby authorizes the purchase of the Equipment from the Vendor at a maximum purchase price not to exceed \$74,168.00 (the “Maximum Purchase Price”), for which funds have been previously appropriated by this Board for the purpose and remain otherwise unencumbered subject; and that this Board deems it to be in the Township’s best interest to sell the 2007 Equipment to the Vendor and to credit the Minimum Selling Price of the 2007 Equipment against the stated purchase price of the Equipment of \$84,166.00, which shall be further reduced by a rebate of \$2,000.00, resulting in the Maximum Purchase Price of the Equipment after the trade-in and rebate of \$74,168.00.

Section 4. That the Township Administrator is hereby authorized to execute the necessary and appropriate purchase agreement(s) and/or documentation, after review by the Law Director, to effectuate the purchase of the Equipment and the disposition of the 2007 Equipment in accordance with this Resolution. The Township Administrator shall obtain from the Vendor an executed copy of Exhibit B hereto with respect to the 2007 Equipment at the date and time of its disposition.

Section 5. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted hereby.

There was no further discussion.

Resolution Authorizing the Purchase of a Model Year 2022 RAM Trucks Model 2500 with Knapheide Service Body for Public Works Use and the Disposition of a Surplus Public Works Motor Vehicle Pursuant to Section 505.10(A)(3) as a Trade-In Against Said Purchase

Mr. Luginbuhl recommended the purchase of a 2022 RAM 2500 and stated the net purchase price was \$49,999.00.

Mr. Gerth moved to approve the below resolution. **Mrs. Lausten** seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23 – 1116 – 08

AUTHORIZING THE PURCHASE OF A MODEL YEAR 2022 RAM TRUCKS MODEL 2500 WITH KNAPHEIDE SERVICE BODY FOR PUBLIC WORKS USE AND THE DISPOSITION OF A SURPLUS PUBLIC WORKS MOTOR VEHICLE PURSUANT TO SECTION 505.10(A)(3) AS A TRADE-IN AGAINST SAID PURCHASE

WHEREAS, Section 505.10 of the Ohio Revised Code (the “Disposition Statute”) provides that a board of township trustees may provide for the disposition of certain personal property, including motor vehicles, road machinery, equipment and tools, if the Board finds, by resolution, that such personal property is not needed for public use, is obsolete, or is unfit for the use for which it was acquired, all in accordance with the Statute; and

WHEREAS, division (A)(3) of the Disposition Statute provides that if a board of township trustees finds, by resolution, that the township has motor vehicles, road machinery, equipment or tools that are not needed or are unfit for public use, and the board wishes to sell the motor vehicles, road machinery, equipment or tools to the person or firm from which it proposes to purchase other motor vehicles, road machinery, equipment or tools, the board may offer to sell the motor vehicles, road machinery, equipment or tools to that person or firm, and to have the selling price credited to the person or firm against the purchase price of other motor vehicles, road machinery, equipment or tools; and

WHEREAS, the Township owns one Model Year 2003 Ford F250 truck, more fully described on Exhibit A hereto, which by this reference is incorporated herein and made a part hereof (the “2003 Equipment”), which motor vehicle this Board deems to be unneeded for Township use; and

WHEREAS, this Board desires to dispose of the 2003 Equipment as a trade-in valued at a minimum of \$3,300.00 (the “Minimum Selling Price”); and

WHEREAS, this Board desires to purchase a Model Year 2022 RAM 2500 pick up truck with an installed Knapheide service body from Jeff Wyler Ft. Thomas, Inc. for Township purposes;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees (“Board”) of Anderson Township, County of Hamilton, State of Ohio (“Township”), as follows:

Section 1. That this Board hereby determines that the 2003 Equipment is no longer needed for Township use and that it is in the best interest of the Township to dispose of the 2003 Equipment.

Section 2. That this Board hereby determines that it is in the best interest of the Township to acquire by purchase one Model Year 2022 RAM Model 2500 Truck, VIN No.3C7WR5AJ2NG315330 at a cost of 49,723.00, to be further equipped with an installed Knapheide service body at an additional cost of \$9574.00 (together, "Equipment"), so long as the purchase price after accounting for the credit and rebate described in Section 3 below, does not equal or exceed \$75,000, by purchase contract with Jeff Wyler Ft. Thomas Inc. (the "Vendor").

Section 3. That this Board hereby authorizes the purchase of the Equipment from the Vendor at a maximum purchase price not to exceed \$49,999.00 (the "Maximum Purchase Price"), for which funds have been previously appropriated by this Board for the purpose and remain otherwise unencumbered subject; and that this Board deems it to be in the Township's best interest to sell the 2003 Equipment to the Vendor and to credit the Minimum Selling Price of the 2003 Equipment against the stated purchase price of the Equipment of \$59,297.00, which shall be further reduced by a rebate of \$6,000.00, resulting in a Maximum Purchase Price of the Equipment after the trade-in and rebate of \$49,999.00.

Section 4. That the Township Administrator is hereby authorized to execute the necessary and appropriate purchase agreement(s) and/or documentation, after review by the Law Director, to effectuate the purchase of the Equipment and the disposition of the 2003 Equipment in accordance with this Resolution. The Township Administrator shall obtain from the Vendor an executed copy of Exhibit B hereto with respect to the 2003 Equipment at the date and time of its disposition.

Section 5. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted hereby.

Mrs. Earhart stated the previous evening at the school board meeting a board member wondered if the township could "swing in" and plow the 1.2 million square feet of school parking lots. She explained certain statutory powers given by the state. The township had 10 plow drivers 18 million square feet of roadway and was funded by 1998 road and bridge levy approved by the taxpayers. She went on to state the primary responsibility was to clear roadways for EMS. The Township provided free salt to parks and schools at the salt dome and provided a non CDL dump truck to the school district. She also clarified the recent change in snow removal between ODOT and Hamilton County.

TOWNSHIP ADMINISTRATOR

Request Authorization to Renew Landscape Maintenance Contract for 2024

Mr. Magna stated that in November of 2021 the administration contracted with Anderson 2022 landscape maintenance contract to Merkle Lawn Care Company, Inc. The contract contained a renewal clause for subsequent years. Based the Merkle's performance and to maintain consistency he recommended renewing the Mowing Contract LS-1 and Landscape Maintenance Contract LS-2 with Merkle for 2024. The contract would be for \$291,822.00 adjusted to reflect

the changes in landscaping sites. A 10% contingency of was recommended to cover unforeseen conditions outside the scope of the original work.

RESOLUTION NO. 23 – 1116 – 09

Mrs. Lausten moved that this Board hereby approve renewal of Mowing Contract LS-1 and Landscape Maintenance Contract LS-2 to Merkle Lawn Care Co., Inc. in the amount of \$291,822.00, together with a 10% contingency for a maximum appropriation of \$321,004.00; further, this Board hereby authorizes and directs the Township Administrator, after consultation with the Law Director, to enter into contract with Merkle Lawn Care Co., Inc. for the 2024 of Mowing Contract LS-1 and Landscape Maintenance Contract LS-2. Mr. Gerth seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

Authorization to Bid Ayers Road Construction

Mr. Magna requested the Board authorize bid preparation and advertisement beginning in January 2024 and bid open in March 2024 for the Ayers Road improvement project.

RESOLUTION NO. 23 – 1116 – 10

Mr. Gerth moved to authorize bid preparation and advertisement for the Ayers Road Improvement Project. Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

Resolution Ratifying the Application and Subsequent Grant Award of the Hamilton County Public Health Mini-Grant

Mr. Magna stated the Township was awarded grant funds of \$35,000 to support and enhance Senior Center Programming and asked the Board for approval to accept the monies.

RESOLUTION NO. 23 – 1116 – 11

Mrs. Lausten moved to ratify the application and subsequent grant award of \$35,000.00 from the Hamilton County Public Health Mini-Grant to enhance Anderson Township Senior Center programming. Mr. Geth seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

Communications Consultant Services for 2024

Mr. Sievers asked the Board to continue the contract for the communications services provided by Nancy Caine that include press releases, event postcards, and Anderson Insights.

RESOLUTION NO. 23 – 1116 – 12

Mr. Gerth moved to authorize the extension of the continuing consultant role of Nancy Caine as Communication Consultant at the rate of \$66 per hour for a total not to exceed \$35,000 in 2024. Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

Request to Authorize the Township Administrator to Execute the 2024 – 2026 Road Maintenance Collective Bargaining Agreement

Mrs. Parker asked the Board to approve the below resolution.

RESOLUTION NO. 23 – 1116 – 13

Mrs. Lausten moved to authorize the Township Administrator to execute the 2024-2026 Road Maintenance Collective Bargaining Agreement as presented. Mr. Gerth seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

Resolution Authorizing the Sale of Surplus Equipment by Use of Hamilton County’s Surplus Internet Auction Pursuant to Section 505.10 of the Revised Code Providing for Sale of Personal Property Via Internet Auction

Mrs. Earhart asked the Board to approve the below resolution. She stated the items included the old phone system and printers.

Mr. Gerth moved to approve the below resolution. Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23 – 1116 – 14

RESOLUTION AUTHORIZING THE SALE OF SURPLUS EQUIPMENT BY USE OF HAMILTON COUNTY’S SURPLUS INTERNET AUCTION PURSUANT TO SECTION 505.10 OF THE REVISED CODE PROVIDING FOR SALE OF PERSONAL PROPERTY VIA INTERNET AUCTION

WHEREAS, Section 505.10 of the Revised Code (the "Township Disposition Statute") provides that a board of township trustees may provide for the disposition of certain personal property, including motor vehicles, road machinery, equipment and tools, if the Board finds, by resolution, that such personal property is not needed for public use, is obsolete, or is unfit for the use for which it was acquired, all in accordance with the Township Disposition Statute; and

WHEREAS, the Township Disposition Statute provides that regardless of value, a board of township trustees may sell unneeded, obsolete, or unfit-for-use township personal property by internet auction as provided in paragraph (D) of the Township Disposition Statute; and

WHEREAS, Section 307.15 of the Revised Code permits intergovernmental agreements between a board of county commissioners and a board of township trustees, and pursuant to Resolution 23-0216-09, this Board has entered into a Contract relating to the use of Hamilton County's Surplus Internet Auction with the Hamilton County Board of County Commissioners (the "Hamilton County Surplus Internet Auction Contract"); and

WHEREAS, the Township owns several items of property, more fully described on Exhibit A hereto, which by this reference is incorporated herein and made a part hereof (the "Equipment"), that constitutes personal property which this Board deems to be unneeded for Township use;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees ("Board") of Anderson Township, Hamilton County, Ohio ("Township"), as follows:

SECTION 1. The Board hereby finds that the Equipment is unneeded for Township use and that it is in the best interest of the Township to dispose of the Equipment pursuant to Section 505.10 (D) of the Revised Code by means of internet auction for at least the minimum selling price indicated on Exhibit A (the "Minimum Selling Price") and otherwise as provided in Resolution No. 23-0216-09 of this Board and the Contract relating to Hamilton County's Surplus Internet Auction. The Equipment when sold shall be picked up by its purchaser or purchasers at the Current Location specified in Exhibit A. Prior to delivery of possession of the Equipment to the purchaser or purchasers, the Township shall have received a fully executed Equipment Sale Agreement in substantially the form attached hereto as Exhibit B, which by this reference is incorporated herein. The Township Administrator and the Fiscal Officer are each authorized, singly or together, to execute the necessary documents on behalf of this Board to affect such sale.

SECTION 2. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this resolution.

SECTION 3. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Appointment of Township Representative to Ohio-Kentucky-Indiana Regional Council of Governments

RESOLUTION NO. 23 – 1116 – 15

Mr. Gerth moved to appoint Josh Gerth as Anderson Township’s Representative to the Board of Directors of the Ohio, Kentucky, Indiana Regional Council of Governments and to appoint Lexi Lausten as alternate. Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

MOTION TO ADJOURN

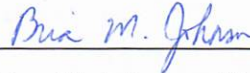
Mrs. Stone moved to adjourn the meeting. Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

Meeting adjourned at 7:30 PM



R. Dee Stone, Chair

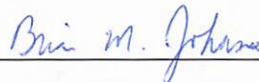


Brian M. Johnson, Fiscal Officer

CERTIFICATION

The undersigned duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 15th day of February 2024, and that said minutes have been duly entered upon the Journal of said Township.

This day 15th day of February 2024.



Brian M. Johnson, Fiscal Officer

**BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP
NOVEMBER 30, 2023**

*R. Dee Stone, Trustee Chair
Lexi Lausten, Trustee Vice Chair
Joshua S. Gerth, Trustee
Brian Johnson, Fiscal Officer*

SPECIAL MEETING CALL TO ORDER – 3 P.M.

Mrs. Stone called the meeting to order and welcomed attendees including: Township Administrator Vicky Earhart, Planning & Zoning Director Paul Drury and Planner Chris Cavallaro.

MOTION TO ADOPT AGENDA

Mrs. Stone moved to adopt the agenda as presented. **Ms. Lausten** seconded the motion.
Vote: **Mr. Gerth; yes Mrs. Lausten; yes Mrs. Stone yes**

MOTION TO RETIRE TO EXECUTIVE SESSION

Mrs. Stone moved to retire to Executive Session to Session to consider the appointment of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1). **Ms. Lausten** seconded the motion.


Vote: **Mr. Gerth; yes Mrs. Lausten; yes Mrs. Stone yes**

MOTION TO RETURN TO OPEN SESSION

Mrs. Stone moved to return from Executive Session. **Ms. Lausten** seconded the motion.
Vote: **Mr. Gerth; yes Mrs. Lausten; yes Mrs. Stone yes**

MOTION TO ADJOURN- 4:20 P.M.

Mrs. Stone moved to adjourn the meeting. **Mrs. Lausten** seconded the motion.
Vote: **Mrs. Lausten; yes Mrs. Stone yes** Mr. Gerth left the meeting at 4:10 p.m.



R. Dee Stone, Chair

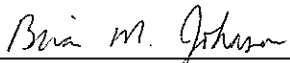


Brian Johnson, Fiscal Officer

CERTIFICATION

The undersigned duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 21st day of December 2023 and that said minutes have been duly entered upon the Journal of said Township.

This 21st day of December, 2023.



Brian Johnson, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
December 7, 2023

R. Dee Stone, Trustee Chair
Lexi Lausten, Trustee Vice Chair
Joshua S. Gerth, Trustee
Brian Johnson, Fiscal Officer

Mrs. Stone called the meeting to order and welcomed attendees including: Fiscal Officer Brian Johnson, Township Administrator Vicky Earhart, Assistant Township Administrator for Operations Steve Sievers, Assistant Township Administrator for Human Resources Suzanne Parker, Planning & Zoning Director Paul Drury, Public Works Director Eric Luginbuhl, Law Director Margaret Comey, Anderson Township Fire & Rescue Chief Richard Martin, Sheriff's Department Lt. Dave Downing, Fiscal Office Clerk Katie Arnold, Director of Finance Tammy Disque.

MOTION TO ADOPT AGENDA

Mrs. Lausten moved to adopt the agenda. **Mr. Gerth** seconded the motion.

Mr. Johnson called the roll: **Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.**

FISCAL OFFICER

Appropriation Adjustments

Mr. Johnson stated there were some clean-up matters that allowed grant revenue to be received and sent money back to the general fund. He further let it be known that Board approval was not technically needed and in 2024 the process would change.

Mr. Gerth moved to approve the appropriation changes. **Mrs. Lausten** seconded the motion.

Mr. Johnson called the roll: **Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.**

MOTION NO. 23-12-07-01

\$181.85 moved to match grant revenue received.

Increased appropriations and repaid general fund advances for \$11,766.91 Fire Prevention and Safety Grant, \$23,876.87 for the Port Security Grant and \$80,000 for the Assistance to FF Grant. Changed allocations for \$140,000 within the fire fund needed for payroll.

Changing allocations for \$3,400.00 within Fiscal Office fund needed for payroll.

Adjusted \$5,200 within the Supplies fund needed to pay bills.

There was no further discussion.

TOWNSHIP ADMINISTRATOR

Resolution Accepting the Safety Intervention Grant for Firefighters' Exposure to Environmental Elements (FEEEG) Grant from the Ohio Bureau of Workers Compensation, Pursuant to the Authority of Section 505.10 of the Revised Code

Chief Martin stated a grant was awarded for \$15,000 and required a match of \$2,500. This allowed for the purchase of a machine to decontaminate SCBA equipment. He asked the Board to approve and accept the funds.

Mrs. Lausten moved to approve the below resolution. **Mr. Gerth** seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23-12-07-02

RESOLUTION ACCEPTING THE SAFETY INTERVENTION GRANT FOR FIREFIGHTERS' EXPOSURE TO ENVIRONMENTAL ELEMENTS (FEEEG) GRANT FROM THE OHIO BUREAU OF WORKERS' COMPENSATION, PURSUANT TO THE AUTHORITY OF SECTION 505.10 OF THE REVISED CODE

WHEREAS, Section 505.10(A) of the Revised Code (the "Statute") provides that a board of township trustees may accept, on behalf of the township, the donation by bequest, devise, deed of gift, or otherwise, of any real or personal property for any township use; and

WHEREAS, the Ohio Bureau of Workers' Compensation ("OBWC") has communicated its award of grant funding to Anderson Township in the amount of \$15,000.00 through the Safety Intervention Grant for Firefighters Exposure to Environmental Elements ("FEEEG") Grant (the "State Grant") for the Anderson Township Fire & Rescue Department; and

WHEREAS, the State Grant requires the expenditure of local matching funds in the amount of \$2,500.00; and,

WHEREAS, the State Grant and local matching funds would be applied to the purchase of equipment utilized for the cleansing of self-contained breathing apparatus units of the Anderson Township Fire & Rescue Department (the "Equipment"); and,

WHEREAS, this Board desires to accept the donation of the State Grant.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Township Trustees (the "Board") of Anderson Township, County of Hamilton, Ohio (the "Township"), as follows:

SECTION 1. This Board hereby determines that it is in the best interest of the Township to accept the State Grant from the OBWC, pursuant to this Board's authority contained in the Statute.

SECTION 2. This Board hereby accepts the State Grant from the OBWC pursuant to the rules of said State Grant to be used, together with lawfully available Township funds in the amount of \$2,500.00 which are hereby appropriated, for the purchase of the Equipment pursuant to this Board's authority contained in the Statute.

SECTION 3. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Clean Garage Award

Mr. Luginbuhl stated Hamilton County is invited into the garage annually. During the visit they looked for items that could enter the storm water system and then made recommendations. In the past they have implemented the recommendations and changed storage procedures. This year was the first time the Township had received the award.

The Board congratulated Mr. Luginbuhl and the staff in the Public Works Department on the achievement.

Consideration of Support for Clear Creek Park Improvements and Bike Park in Conjunction with Cincinnati Off-Road Alliance

Mr. Sievers explained CORA was seeking a letter of support and he believed the addition of the bike park was aligned with the vision of the township. Additionally, he stated it would be an amazing opportunity for the area, Lebanon and Dayton had a similar facility and several hundred people could be on site at one time.

Mrs. Stone inquired about several hundred people at Clear Creek at the same time. **Mr. Sievers** stated APD would be making major changes to parking after the levee which included added parking. Additionally, he said it was the major trailhead in the area. He also stated funding may be brought to the Board in the future and said it would not include funds for maintenance.

Mr. Sievers opinion was that it would be an asset to the Township.

There was a discussion regarding the exact location and other specifics.

Mrs. Stone stated this was brought up in Columbus in a meeting she attended the day before. The bike park request was for approximately \$1,000,000. Additionally, she stated there was a request from Riverbend for \$20,000,000. She expressed concern she was unaware of what Riverbend requested funding for.

2024 Employee Compensation Adjustments (Non-Collective Bargaining)

Ms. Parker stated \$76,407.00 would be distributed to individuals based on performance up to 3.3% and part-time employees would receive a performance-based raise of up to \$1.00 an hour.

MOTION NO. 23-12-07-03

Mr. Gerth moved to approve the 2024 compensation adjustments for non-collective bargaining unit employees, as presented. Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

A Resolution Approving a Fourth Amendment to the Anderson Center Station Redevelopment Agreement, and a First Amendment to the Related Payment and Performance Guaranty Agreement, and Authorizing the Township Administrator to Execute and Deliver Said Amendments

Mrs. Comey asked for approval of a 4th amendment for the Anderson Center Station Redevelopment. Hills. She explained the details of the amendment and how it pertained to the Township and requested the Board approve.

RESOLUTION NO. 23-12-07-04

A RESOLUTION APPROVING A FOURTH AMENDMENT TO THE ANDERSON CENTER STATION REDEVELOPMENT AGREEMENT, AND A FIRST AMENDMENT TO THE RELATED PAYMENT AND PERFORMANCE GUARANTY AGREEMENT, AND AUTHORIZING THE TOWNSHIP ADMINISTRATOR TO EXECUTE AND DELIVER SAID AMENDMENTS.

WHEREAS, by Resolution No. 19-1219-07 this Board approved and authorized the execution on behalf of this Board of that certain Anderson Center Station Redevelopment Agreement (the “Original Agreement”) by and between the Township, acting by and through this Board, and HP Acquisitions, LLC and its permitted assigns (the “Developer”), which Original Agreement was amended by a First Amendment dated as of March 20, 2020 and authorized by this Board by Resolution No. 20-0402-07 (the “First Amendment”) and by a Second Amendment dated as of June 18, 2020 and authorized by this Board by Resolution No. 20-0618-03 (the “Second Amendment”), and by a Third Amendment dated as of October 13, 2021 and authorized by this Board by Resolution No. 21-____-__ (the “Third Amendment”), each such amendment by and between the Township, acting by and through the Board, and the Developer (the Original Agreement as amended by the First Amendment, the Second Amendment, and the Third Amendment, the “Amended Agreement”); and

WHEREAS, Vantage Anderson, LLC, an Ohio limited liability company, the successor by assignment from HP Acquisitions, LLC, is the Developer; and

WHEREAS, the Amended Agreement may be further amended in a writing signed by both Parties and consented to by the Guarantors (as defined in the Amended Agreement); and

WHEREAS, the Developer and this Board have determined that it is expedient and in the best interests of the Township that (i) the Developer not seek an interim Certificate of Occupancy with respect to the Public Improvements and Bus Transit Improvements (as defined in the Amended Agreement) from Hamilton County, and (ii) this Board and the Developer agree that the Developer shall complete the Public Improvements and Bus Transit Improvements and the Private

Improvements within 48 months from the date of Closing (as defined in the Amended Agreement, which occurred on November 8, 2021; provided, that if the interim parking license that the Township has procured for the period of construction of the Public Improvements is terminated for reasons beyond the reasonable control of the Township and the Township gives Developer written notice of the Interim Parking termination, then the Developer shall complete and obtain a temporary Certificate of Occupancy with respect to the Public Improvements and the Bus Transit Improvements and make those improvements available to the Township within 85 days of the date said written notice is provided to the Developer; and should Developer fail to complete those Improvements within such period, then Developer shall be required to pay certain costs of the Township to provide alternative interim parking; and

WHEREAS, the Guarantors (as defined in the Amended Agreement) entered into that certain Payment and Performance Guaranty Agreement dated as of November 8, 2021 (the “Guaranty”), guaranteeing performance by the Developer of the Amended Agreement, and have agreed to consent to the Fourth Amendment and to amend the Guaranty to address the Public Improvements Completion Date as defined by the Fourth Amendment;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES (the “Board”) OF ANDERSON TOWNSHIP, HAMILTON COUNTY, STATE OF OHIO (the “Township”), as follows:

SECTION 1. This Board hereby approves the Fourth Amendment to Anderson Center Redevelopment Agreement to be dated on or about November 8, 2023, effective when it has been executed by the Parties and consented to by the Guarantors, in the form presented to this Board (the “Fourth Amendment”); and the Township Administrator is hereby authorized to execute and deliver the Fourth Amendment on behalf of this Board with such changes thereto not disadvantageous to the Township as she deems necessary, such determination being evidenced by her signing of the Fourth Amendment.

SECTION 2. This Board hereby approves the form of First Amendment to Payment and Performance Guaranty Agreement to be dated on or about November 8, 2023, effective when it has been executed by the Parties (the “First Guaranty Amendment”); and the Township Administrator is hereby authorized to execute and deliver the First Guaranty Amendment on behalf of this Board with such changes thereto not disadvantageous to the Township as she deems necessary, such determination being evidenced by her signing of the First Guaranty Amendment.

SECTION 3. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

SECTION 4. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Section 121.22 of the Revised Code, except as otherwise permitted thereby.

There was no further discussion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

Anderson Park District Beech Acres Parenting Center Property Purchase

Mrs. Earhart stated the minutes from Anderson Park District (APD) meeting on November 14, 2023, had come to her attention and she thought needed discussed. She read an excerpt from the minutes that pertained to the Beech Acres Parenting Center purchase and minutes from the July 25, 2023, Economic Development Committee (EDC). She thought the APD's minutes reflected an inaccurate summary of events. She went on to state in 2015 all 3 government agencies had been a part of a plan for the Beech Acres property's redevelopment. When the School District decided it was not feasible to relocate Anderson High School, the Township passed Resolution 16-0204-03. It stated the Township was not proceeding with the purchase of the land. Mrs. Earhart stated that just because the Township was not proceeding with the purchase, it was not meant to be an endorsement for the Park District to purchase the land. She hoped there would be a better level of communication between government agencies.

Mr. Gerth noted the minutes from the July 25, 2023, EDC meeting showed Ms. Bissinger said the property was under contract only after Mr. Doenges specifically asked about the property's status. He did not think that meant the committee was "well informed" or that any APD Board member had any intention of informing the EDC or anyone else.

He also stated the APD's belief it had the Township's "blessing" to purchase the land was incorrect. The resolution the APD referred to formally withdrew the Township's involvement so the APD could pursue the purchase of the property if they chose. Mr. Gerth further expressed disappointment in the lack of collaboration, especially given how well the three governments had worked together to achieve the RecPlex deal.

Mrs. Earhart stated the 2016 resolution was a snapshot in time. It did not state the Township gave support for the property's purchase at any point in time. Since 2016, Beech Acres had sold part of the property to the Anthology of Anderson. That sale allowed for a TIF, which funded the RecPlex purchase.

Mrs. Stone stated the property had already been purchased and she was interested in APD's plans for the land's long-term use.

There was a lengthy discussion regarding the history and the timeline of events of the Beech Acres Property.

The Board thanked Mrs. Earhart for bringing the topic to their attention.

Executive Session – Mrs. Stone moved to retire to Executive Session to consider the appointment of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1) and to confer with the Law Director concerning disputes that are the subject of pending or imminent court action as permitted by Ohio Revised Code Section 121.22(G)(3). Mr. Gerth seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

At 3:30 PM Mrs. Stone moved to recess until 4 PM. Mrs. Lausten seconded.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

At 4 PM Mr. Gerth moved to return to Executive Session to consider the appointment of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1). Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

At 4:50 PM Mrs. Stone moved to return from Executive Session. Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

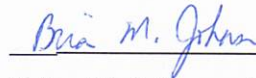
MOTION TO ADJOURN

Mrs. Lausten moved to adjourn the meeting. Mr. Gerth seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.



R. Dee Stone, Chair

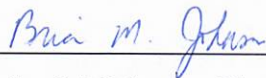


Brian M. Johnson, Fiscal Officer

CERTIFICATION

The undersigned duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 15th day of February 2024, and that said minutes have been duly entered upon the Journal of said Township.

This day 15th day of February 2024.



Brian M. Johnson, Fiscal Officer

**BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP
DECEMBER 12, 2023**

*R. Dee Stone, Trustee Chair
Lexi Lausten, Trustee Vice Chair
Joshua S. Gerth, Trustee
Brian Johnson, Fiscal Officer*

SPECIAL MEETING CALL TO ORDER – 9:05 A.M.

Mrs. Stone called the meeting to order.

Mrs. Lausten arrived at 9:30 a.m. In attendance until 10 a.m. was Township Administrator Vicky Earhart. At 10 a.m. Assistant Township Administrator for Human Resources, Suzanne Parker joined the meeting.

MOTION TO ADOPT AGENDA

Mr. Gerth moved to adopt the agenda as presented. **Mrs. Stone** seconded the motion.

Vote: **Mr. Gerth; yes Mrs. Stone yes**

MOTION TO RETIRE TO EXECUTIVE SESSION

Mrs. Stone moved to retire to Executive Session to Session to consider the appointment of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1). **Mr. Gerth** seconded the motion.

Vote: **Mr. Gerth; yes Mrs. Stone yes**

MOTION TO RETURN TO OPEN SESSION

Mr. Gerth moved to return from Executive Session. **Mrs. Stone** seconded the motion.

Vote: **Mr. Gerth; yes Mrs. Lausten; yes Mrs. Stone yes**

MOTION TO ADJOURN

Mrs. Stone moved to adjourn the meeting. **Mrs. Lausten** seconded the motion.

Vote: **Mrs. Lausten; yes Mrs. Stone yes; Mr. Gerth; yes**



R. Dee Stone, Chair

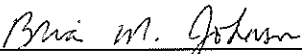


Brian Johnson, Fiscal Officer

CERTIFICATION

The undersigned duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 21st day of December 2023 and that said minutes have been duly entered upon the Journal of said Township.

This 21st day of December, 2023.



Brian Johnson, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
December 21, 2023

R. Dee Stone, Trustee Chair
Lexi Lausten, Trustee Vice Chair
Joshua S. Gerth, Trustee
Brian Johnson, Fiscal Officer

Mrs. Stone called the meeting to order and welcomed attendees including Fiscal Officer Brian Johnson, Township Administrator Vicky Earhart, Assistant Township Administrator for Operations Steve Sievers, Assistant Township Administrator for Human Resources Suzanne Parker, Planning & Zoning Director Paul Drury, Special Counsel Tom Allen, Anderson Township Fire & Rescue Chief Richard Martin, Sheriff's Department Lt. Dave Downing, Fiscal Office Clerk Katie Arnold, Director of Finance Tammy Disque.

Executive Session: Mrs. Stone moved to retire to Executive Session to consider the appointment of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1) and to confer with the Law Director concerning disputes that are the subject of pending or imminent court action as permitted by Ohio Revised Code Section 121.22(G)(3). Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

Mrs. Stone moved to return from Executive Session. Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

MOTION TO ADOPT AGENDA

Mr. Gerth moved to adopt the agenda. Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

PUBLIC FORUM

No one came forward.

TRUSTEE COMMENTS

Mrs. Lausten stated two presentations were on the township website put together by Mr. Sievers. She stated they were well done and encouraged residents to look at them.

FISCAL OFFICER

Financial Reports

Mr. Johnson stated the audit report had been released and was officially finished. Additionally, he stated 98% of estimates for taxes were received. He asked the Board to approve the adjusted 2023 Final Appropriations and Revenues.

RESOLUTION NO. 23 – 1221 – 01

Mrs. Lausten moved to approve the adjusted 2023 Final Appropriations and Revenues as presented by the Fiscal Officer. **Mr. Gerth** seconded the motion.

Mr. Johnson called the roll: **Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.**

There was no further discussion.

Minutes

RESOLUTION NO. 23 – 1221 – 02

Mr. Gerth moved to approve the Minutes as presented from September 20, 2023, October 5, 2023, November 30, 2023, and December 12, 2023. **Mrs. Lausten** seconded the motion.

Mr. Johnson called the roll: **Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.**

There was no further discussion.

LAW DIRECTOR

There was no new business.

FINANCE

There was no new business.

FIRE & RESCUE DEPARTMENT

Stuff-the-Medic Toy Drive Results

Chief Martin stated 1060 toys and non-perishable food items were collected and donated to Interparish Ministries and Toys for Tots. He thanked Lt. Dan Dacey, and Assistant Fire Chief Bob Herrlinger. He also thanked Firefighters Burkart, Cordell, Brown, Eckert, Henkener, Korst, Merrill, Phillips, Montique, Pope and Roelle for all their efforts. Additionally, Chief Martin thanked the public and residents of the Township.

Resolution Authorizing the Sale of Surplus Equipment Pursuant to Section 505.10 of the Revised Code Providing for Sale of Personal Property Via Internet Auction

Chief Martin asked the Board to approve the sale of a 1999 box truck on Govdeals.

Mrs. Lausten moved to adopt the below resolution. Mr. Gerth seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23 – 1221 – 03

**RESOLUTION AUTHORIZING THE SALE OF SURPLUS
EQUIPMENT PURSUANT TO SECTION 505.10 OF THE
REVISED CODE PROVIDING FOR SALE OF PERSONAL
PROPERTY VIA INTERNET AUCTION**

WHEREAS, Section 505.10 of the Revised Code (the “Statute”) provides that a board of township trustees may provide for the disposition of certain personal property, including motor vehicles, road machinery, equipment and tools, if the Board finds, by resolution, that the such personal property is not needed for public use, is obsolete, or is unfit for the use for which it was acquired, all in accordance with the Statute; and

WHEREAS, the Statute provides that regardless of value, a board of township trustees may sell unneeded, obsolete, or unfit-for-use township personal property by internet auction as provided in paragraph (D) of the Statute; and

WHEREAS, the Township owns several items of property, more fully described on Exhibit A hereto, which by this reference is incorporated herein and made a part hereof (the “Equipment”), that constitutes personal property which this Board deems to be unneeded for Township use; and

WHEREAS, this Board passed Resolution No. 23-0216-07 pertaining to the conduct of internet auctions and authorizing an agreement by and between the Township and LIQUIDITY SERVICES OPERATIONS LLC DBA GOVDEALS, INC., (“GovDeals”) pursuant to which GovDeals agrees to perform certain consulting, provide access to its online surplus property network, maintain information about assets, and provide access to seller asset management on behalf of the Township during calendar years 2023 and 2024 (the “GovDeals Agreement”); and

WHEREAS, the Township Administrator has entered into the GovDeals Agreement as authorized by Resolution No. 23-0216-07; and

WHEREAS, Seller has met the statutory publication requirements with respect to Resolution No. 23-0216-07;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees (“Board”) of Anderson Township, Hamilton County, Ohio (“Township”), as follows:

SECTION 1. The Board hereby finds that the Equipment is unneeded for Township use and that it is in the best interest of the Township to dispose of the Equipment pursuant to Section 505.10 (D) of the Revised Code and the GovDeals Agreement by means of internet auction for at least the minimum selling price indicated on Exhibit A (the “Minimum Selling Price”) and otherwise as provided in Resolution No. 23-0216-07. The Equipment when sold shall be picked up by its purchaser or purchasers at the Current Location specified in Exhibit A. Prior to delivery of title to the Equipment to the purchaser or purchasers, the Township shall have received a fully executed Equipment Sale Agreement in substantially the form attached hereto as Exhibit B, which by this reference is incorporated herein. The Township Administrator and the Fiscal Officer are

each authorized, singly or together, to execute the necessary documents on behalf of this Board to affect such sale.

SECTION 2. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this resolution.

SECTION 3. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Revised Code Section 121.22, except as otherwise permitted thereby.

Mrs. Stone thanked Chief Martin for the Stuff the Medic Unit drive.

PLANNING & ZONING

Resolution Providing for the Securance of Structure on Land Owned by Samuel W. Speaks or the Estate of Samuel W. Speaks Located at 1228 Bondick Court, In Anderson Township, Ohio, Pursuant to Section 505.86 of the Ohio Revised Code

Mr. Drury stated the property was vacant and the owner deceased. The first resolution was to secure a broken window and asked the Board to approve the below resolutions that pertained to the property.

Mr. Gerth moved to adopt the below resolution. **Mrs. Lausten** seconded the motion.

Mr. Johnson called the roll: **Mr. Gerth**, yes; **Mrs. Lausten**, yes; **Mrs. Stone**, yes.

RESOLUTION NO. 23 – 1221 – 04

RESOLUTION PROVIDING FOR THE SECURANCE OF STRUCTURE ON LAND OWNED BY SAMUEL W. SPEAKS OR THE ESTATE OF SAMUEL W. SPEAKS LOCATED AT 1228 BONDICK COURT, IN ANDERSON TOWNSHIP, OHIO, PURSUANT TO SECTION 505.86 OF THE OHIO REVISED CODE.

WHEREAS, Section 505.86 of the Revised Code (the “Statute”) provides that a board of township trustees may provide for the removal, repair or *securance of buildings or other structures in the township that have been declared insecure, unsafe, or structurally defective* by any fire department under contract with the township or by the county building department or other authority responsible under Chapter 3781 of the Revised Code for the enforcement of building regulations or the performance of building inspections in the township, or of buildings or other structures that have been declared unfit for human habitation by the board of health of the general health district of which the township is a part; and

WHEREAS, the owner of record of the property located at 1228 Bondick Court, Anderson Township, Ohio 45230 (further identified as Hamilton County Auditor’s Parcel No. 500-0342-

0425-00) (the “Property”) is Samuel W. Speaks or the Estate of Samuel W. Speaks (Deceased), (together, the “Owner”); and

WHEREAS, the last known mailing address of the Owner is, 1228 Bondick Court, Cincinnati, Ohio 45230; and

WHEREAS, tax bills relating to the Property are mailed by the Hamilton County Auditor to the Owner at 1228 Bondick Court, Cincinnati, Ohio 45230; and

WHEREAS, the Township’s Planning and Zoning staff visually inspected the Property, including the home located thereon (the “Structure”), on October 5, 2023, and found that the Property was in violation of provisions of the Township’s Property Maintenance Code provided in Section 303.1, exterior maintenance, and 303.6, roofs and drainage; and

WHEREAS, the Township’s Planning and Zoning staff visually reinspected the Property and Structure on December 6, 2023, and found that the Owner had not repaired the broken storm window or secured the window and that the Structure remained insecure; and

WHEREAS, the Anderson Township Fire and Rescue Department (the “Department”) is responsible fire and rescue operations in Anderson Township, including the performance of inspections and enforcement of fire and safety regulations in Anderson Township; and

WHEREAS, representatives of the Department visually inspected the Property on December 18, 2023, and in a letter to this Board dated December 18, 2023, declared the Structure to be an insecure structure; and

WHEREAS, Owner has failed to repair or secure the broken window, and the Structure on the Property remains insecure and unsafe;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES (the “Board”) OF ANDERSON TOWNSHIP, OHIO (the “Township”), that:

SECTION 1. This Board hereby declares the Structure on the Property to be insecure for the reason that the Owner has failed to repair or secure the open and broken window on the Structure. This Board hereby directs the Township Administrator, on behalf of this Board, to give notice by *certified mail, return receipt requested*, to each holder of a legal or equitable lien of record upon the Property and to the Owner (each, a “Party in Interest” and collectively, the “Parties in Interest”), of the Board's intention to provide for the repair of the broken window and securance of the Structure through use of Township employees, materials or equipment, or by a contract or contracts for labor, materials, or equipment, as shall be determined by the Township Administrator at least thirty (30) days before the repair and securance. If a Party in Interest’s address is unknown and cannot be reasonably obtained, then the Township Administrator shall provide for the notice to be published once in a newspaper of general circulation in the Township.

SECTION 2. Pursuant to Section 505.86(E) of the Ohio Revised Code, this Board hereby declares that an emergency exists because access to the Structure is open to the elements, to animals and others, creating a health hazard and unsafe condition. Notice shall be given as stated above, except that the Township Administrator is authorized, on behalf of the Township, to provide for the repair and securance of the Structure as soon as practicable, and the “total cost” of such repair and securance, including any costs incurred due to the use of employees, materials, or equipment of the Township, any costs arising out of contracts for labor, materials, or equipment,

and costs of service of notice or publication required under the Statute, shall be collected by the Fiscal Officer in accordance with Section 505.86(F)(1) of the Revised Code.

SECTION 3. The preambles to this Resolution are and for all purposes shall be construed to be integral and operative parts of this Resolution.

SECTION 4. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Section 121.22 of the Ohio Revised Code, except as otherwise permitted thereby.

There was no further discussion.

Resolution Determining Existence of Nuisance on Land Owned by Samuel W. Speaks or the Estate of Samuel W. Speaks, Located at 1228 Bondick Court, In Anderson Township, and Providing for Notice and Remediation Pursuant to ORC Section 505.87

Mrs. Lausten moved to adopt the below resolution. Mr. Gerth seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23 – 1221 – 05

RESOLUTION DETERMINING EXISTENCE OF NUISANCE ON LAND OWNED BY SAMUEL W. SPEAKS OR THE ESTATE OF SAMUEL W. SPEAKS, LOCATED AT 1228 BONDICK COURT, IN ANDERSON TOWNSHIP, AND PROVIDING FOR NOTICE AND REMEDIATION PURSUANT TO ORC SECTION 505.87

Whereas, a board of township trustees may provide for the abatement, control, or removal of vegetation, garbage, refuse, and other debris from land in the township, if the board determines that the owner's maintenance of that vegetation, garbage, refuse, or other debris constitutes a nuisance, pursuant to Ohio Revised Code Section 505.87 (the "Statute");

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES (THE "BOARD") OF ANDERSON TOWNSHIP, OHIO (the "Township"), that:

Section 1. Maintenance of the vegetation, garbage, refuse or other debris by the owner or owners (the "owner"), as specified in Schedule A hereto (which by this reference is incorporated herein), is hereby determined to constitute a nuisance within the meaning of the Statute and the owner is hereby ordered to abate, control, or remove the vegetation, garbage, refuse, or other debris as set forth herein.

Section 2. If the owner of the land upon which the nuisance is located is determined by the Anderson Township Planning & Zoning Department to be a resident of the Township or a nonresident whose address is known, the Planning & Zoning Department shall give notice to such owner, on behalf of this Board, in substantially the form attached hereto as Schedule A, by posting

that notice in a sheltered place and/or in a waterproof envelope on the principal structure (if any) on such land and photographing the posted notice with a camera capable of recording the date of the photograph on it. Such notice shall also be sent, on behalf of this Board, by certified mail to the owner and to each lienholder of record. If such owner's address is unknown and cannot reasonably be obtained, the Zoning Inspector shall cause such notice to be published once in a newspaper of general circulation in the Township.

Section 3. If, within seven (7) days after the giving of the notice or notices provided for in Section 2 hereof, the owner of such land fails to abate, control, or remove the vegetation, garbage, refuse and/or debris, and no agreement is entered into with the Board under Ohio Revised Code Section 505.87(B)(2) to provide for said abatement, control, or removal, then the Zoning Inspector, on behalf of this Board, shall provide for such abatement, control, or removal and, on behalf of this Board, may employ the necessary labor, materials, and equipment to perform the task. The expenses to be incurred in that regard are hereby authorized and appropriated to be paid from the Township General Fund from moneys not otherwise appropriated. Those expenses shall be recovered by the Township pursuant to Ohio Revised Code Section 505.87(F).

Section 4. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

SHERIFF'S OFFICE

There was no new business.

PUBLIC WORKS DEPARTMENT

Request Authorization to Prepare and Bid 2024 Paving Program

Mr. Sievers presented the 2024 proposal for paving program and curbs and sidewalks.

RESOLUTION NO. 23 – 1221 – 06

Mr. Gerth moved to authorize bid preparation and advertisement for the 2024 Curb and Sidewalk Program. Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

TOWNSHIP ADMINISTRATOR

Resolution Authorizing the Execution of a Master Service Agreement with Universal Engineering Sciences, LLC, DBA UES

Mr. Magna asked the Board to approve the proposed Master Service Agreement that allowed UES to perform on-call geotechnical, environmental, special inspections, and construction materials testing for township projects. The agreement was for January 1, 2024- December 31, 2026.

Mrs. Lausten moved to adopt the below resolution. **Mr. Gerth** seconded the motion.

Mr. Johnson called the roll: **Mr. Gerth**, yes; **Mrs. Lausten**, yes; **Mrs. Stone**, yes.

RESOLUTION NO. 23 – 1221 – 07

**RESOLUTION AUTHORIZING THE EXECUTION OF A
MASTER SERVICE AGREEMENT WITH UNIVERSAL
ENGINEERING SCIENCES, LLC, DBA UES**

WHEREAS, Universal Engineering Sciences, LLC, Orlando, Florida (“UES”), is a provider of professional geotechnical, environmental, special inspection, and construction materials testing services (collectively, the “Services”) and has the experience and personnel to perform said services to the Township on an on-call basis;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Township Trustees (the “Board”) of Anderson Township, County of Hamilton, Ohio (the “Township”), as follows:

SECTION 1. That this Board hereby determines that it is in the best interest of the Township to enter into a Master Service Agreement with UES in substantially the form attached hereto as Exhibit A and by this reference made a part hereof (the “Agreement”), pursuant to which UES will provide the Services to the Township for the period of January 1, 2024 through December 31, 2026.

SECTION 2. That the Assistant Township Administrator is hereby authorized to execute the Agreement in substantially the form attached hereto as Exhibit A, with such revisions thereto as he deems, after consultation with the Law Director, not to be disadvantageous to the Township, such determination being conclusively evidenced by his execution of the Agreement.

SECTION 3. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Request Authorization to Bid Towne Center Way Traffic Signal Improvements

Mr. Magna asked the Board to approve the below resolution.

RESOLUTION NO. 23 – 1221 – 08

Mr. Gerth moved to authorize bid preparation and advertisement for the Towne Centre Way Traffic Signal Improvements Project. Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

Mr. Sievers noted the above was a grant-funded project.

2024 Citizen Committee Appointments

Mr. Sievers thanked Ms. Lausten for her recognition of the website presentations and stated it was a result of the citizen committees and the Planning and Zoning Department staff, Paul Drury, and Sarah Donovan. He stated each year the names of committee members are read and recognized and the members thanked them for their service. He told the Board there were three motions for consideration and read the following two resolutions.

RESOLUTION NO. 23 – 1221 – 09

Mr. Gerth made a motion to appoint Paul Sian to a five-year term on the Anderson Township Board of Zoning Appeals, to expire December 31, 2028; appoint Scott Lawrence to an unexpired five-year term on the Anderson Township Board of Zoning Appeals to expire on December 31, 2025; and appoint as Greg Heimkreiter the 1st alternate to the Anderson Township Board of Zoning Appeals for 2024.

Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23 – 1221 – 10

Mrs. Lausten made a motion to appoint Jonathan Gothard to a five-year term on the Anderson Township Zoning Commission, to expire December 31, 2028; and appoint Michael Doenges as 1st alternate and Janet Baker as the 2nd alternate.

Mr. Gerth seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

Mr. Seivers read the below names and thanked all the citizen committee members and asked the Board to approve their appointment.

RESOLUTION NO. 23 – 1221 – 11

Mr. Gerth moved to appoint for 2024:

The following as members of the Anderson Township Greenspace Advisory Committee:

Ronald Edgerton, Chair

Paul Braasch

Russ Romme
Rick Voss
Brian Johnson, Fiscal Officer

The following as members of the Anderson Township Tree Committee:

John Halpin, Chair
Bruce Berno
Carol King
Tim Kloppenborg
Chris Pfetzer
Jim Rombke
Chris Specht
Ron Trenkamp
Rick Voss
Joe Willging

The following as members of the Greater Anderson Township Betterment Commission:

Chris Cauley
Amy Broghamer
Katie Buchman
Ron Edgerton
Dee Stone

The following as members of the Anderson Township Senior Center Advisory Committee:

Susan Ward, Chair
Julie Bissinger
Sherry Burnside
Sarah Celenza
Marcia Cole
Abbe Lackmeyer
Steven Long
Mary Nicolson
George Zabrecky

And the following as members of the Anderson Township Plan Implementation Committee:

Viki Beck
Amy Broghamer
Katie Buchman
Matt Chaffin
Mike Doenges
Duane Donohoo
Stephen Feagins
Peg Fenner
Brian Gay
Andrea Granieri
Lindsey Griffis
John Halpin
Joe Hice
Nicole Hunter
Philip Kiley
Jay Lewis
Elizabeth Maier
Anne Miller
Dan O'Rourke
Matt Owen
Zach Peterson
Jeff Rosa
Paul Sheckles
Paul Sian
Cindy Sieber
Karl Sieber
Karen Schwamberger
Susan Wheatley
Jim Willis

Mr. Gerth moved to approve the resolution. Mrs. Lausten seconded.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

Additional Appropriations for Elstun Connector

Mr. Sievers stated Phase I of the project came in under cost. However, the cost for maintaining the Trail has increased despite the staff's efforts. Phase II came in above budget. Mr. Sievers asked the Board for \$1.4 million in 1994 TIF funds and stated there was over \$800,000 in grant funds allocated to the project. He went on to explain the project was fully engineered and ready for bid by ODOT. He stated the development of Skytop Apartments would add money back into the 1994 TIF and that the area had grown and recommended it be connected to the trail project as it is a regional link to other trails.

Mrs. Stone reminded people this impacted a lot of residents and how they get on the trail.

Mr. Sievers explained the history of the relationship with the City of Cincinnati and Great Parks and how they worked together in the past where the township received benefits without cost.

Mrs. Lausten clarified that Skytop was in the 1994 TIF.

Mr. Gerth stated it resembled Milford and Little Miami Brewing, where having a place to enter the trail led to economic development.

RESOLUTION NO. 23 – 1221 – 12

Mrs. Lausten moved to amend Resolution 20-521-05 to authorize an additional \$1,400,000 in 1994 TIF funds from the 2023 budget for the construction of the Elstun Road-Little Miami Scenic Trail connection, which will utilize \$825,000 in OKI TA grant funding. Mr. Gerth seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

Resolution Authorizing Acceptance of Donation and Conveyance of Real Property and Interests Therein from the Board of County Commissioners of Hamilton County, Ohio to the Township Pursuant to the Authority of Section 505.10 of the Revised Code

Mr. Sievers asked the Board to accept the donation of a parcel of land. The parcel created a one-mile greenway from Forest Lake Road to Eight Mile Road. Additionally, he stated the acquisition was part of the Trail Plan.

Mr. Gerth moved to adopt the below resolution. Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23-1221-13

**RESOLUTION AUTHORIZING ACCEPTANCE OF DONATION AND CONVEYANCE
OF REAL PROPERTY AND INTERESTS THEREIN FROM THE BOARD OF
COUNTY COMMISSIONERS OF HAMILTON COUNTY, OHIO TO THE TOWNSHIP
PURSUANT TO THE AUTHORITY OF SECTION 505.10 OF THE REVISED CODE**

WHEREAS, Section 505.10(A) of the Revised Code (the “Statute”) provides that a board of township trustees may accept, on behalf of the township, the donation by bequest, devise, deed of gift, or otherwise, of any real or personal property for any township use; and

WHEREAS, the Board of County Commissioners of Hamilton County, Ohio (the “BOCC”), as fee owner of certain real property located in the Township and described on EXHIBIT A to each of the Quit Claim Deeds (the “Deeds”) attached hereto as EXHIBIT A, which by this reference is incorporated herein (the “Property”), authorized the donation and conveyance of the Property to this Board; and

WHEREAS, the BOCC executed the Deeds on November 9, 2023; and

WHEREAS, this Board desires to accept the donation and conveyance of the Property by the BOCC;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Township Trustees (the “Board”) of Anderson Township, County of Hamilton, Ohio (the “Township”), as follows:

SECTION 1. This Board hereby determines that it is in the best interest of the Township to accept, and this Board does hereby accept, the donation and conveyance of the Property from the BOCC to the Township, acting by and through this Board, pursuant this Board’s authority contained in the Statute and pursuant to this Resolution. The Property shall be held as Township Open Space.

SECTION 2. This Board hereby ratifies all actions taken by Township staff relating to the donation and conveyance of the Property to the Township, including the recording on December 13, 2023 of the executed Deeds theretofore delivered to the Township by the BOCC.

SECTION 3. This Board hereby expresses its appreciation to the BOCC for the donation and conveyance of the Property to the Township.

SECTION 4. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Section 121.22 of the Ohio Revised Code, except as otherwise permitted thereby.

There was no further discussion.

Request to Renew MetLife Disability Insurance for 2024

Ms. Parker stated the quote of 2024 disability insurance coverage increased by 4% for short term coverage and 5% for long term coverage.

RESOLUTION NO. 23 – 1221 – 14

Mrs. Lausten moved to authorize the Assistant Township Administrator for Human Resources to renew the Township’s employee disability insurance coverage with MetLife, effective January 1, 2024. Mr. Gerth seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

2024 Membership in the Coalition of Large Ohio Urban Townships

Mrs. Earhart stated the various benefits that came with membership, including access to weekly updated information on legislation that impacted the Township. She stated Mrs. Stone was elected to represent the Southwest Ohio area.

Mrs. Stone stated she met with legislators and was it was a good experience.

Mrs. Earhart recommended membership.

RESOLUTION NO. 23 – 1221 – 15

Mr. Gerth moved to authorize membership in the Coalition of Large Ohio Urban Townships, a sub-committee of the Ohio Township Association, for the year 2024 in an amount not to exceed \$200. Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

A Resolution Approving an Extension of the Term of Reappointment of the Township Administrator and Amending Term of the Agreement of Anderson Township Board of Township Trustees and Vicky L. Earhart, Township Administrator, Authorized by Resolution No. 20-0924-04

Mrs. Earhart asked the Board to extend the agreement in place until February 15.

Mrs. Lausten moved to approve the below resolution. Mr. Gerth seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION NO. 23 – 1221 – 16

A RESOLUTION APPROVING AN EXTENSION OF THE TERM OF REAPPOINTMENT OF THE TOWNSHIP ADMINISTRATOR AND AMENDING TERM OF THE AGREEMENT OF ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES AND VICKY L. EARHART, TOWNSHIP ADMINISTRATOR, AUTHORIZED BY RESOLUTION NO. 20-0924-04

WHEREAS, by Resolution No. 20-0924-04 this Board reappointed Vicky L. Earhart as Township Administrator of Anderson Township, effective September 24, 2020, upon the terms

specified in the Agreement of Anderson Township Board of Township Trustees and Vicky L. Earhart, Township Administrator, attached as Exhibit B thereto (the "Original Agreement"); and

WHEREAS, the Term of the Original Agreement terminates on December 31, 2023; and

WHEREAS, additional time is necessary for review under the existing Agreement and negotiation of the terms of reappointment of the Township Administrator;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES (the "Board") OF ANDERSON TOWNSHIP, HAMILTON COUNTY, STATE OF OHIO (the "Township"), as follows:

SECTION 1. This Board hereby extends the term of reappointment of Vicky L. Earhart as Township Administrator to February 15, 2024, and amends Section B of the Agreement as follows:

(B) TERM OF REAPPOINTMENT. The term for which the Township Administrator is reappointed (the "Term") shall begin on the date of passage of Resolution No. 20-0924-04 ("Commencement Date"), and shall terminate on February 15, 2024.

Except as amended by this SECTION 1, the terms and conditions of the Original Agreement are hereby reaffirmed and the Original Agreement as amended hereby shall remain in existence until February 15, 2024.

SECTION 2. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

SECTION 3. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Section 121.22 of the Revised Code, except as otherwise permitted thereby.

There was no further discussion.

Decisions Arising From Executive Session (if any)

RESOLUTION NO. 23 – 1221 – 17

Mrs. Lausten moved to appoint Amy Broghamer to the Anderson Township Park District Board of Commissioners, effective January 1, 2024, to complete an unexpired term that ends on May 1, 2025. **Mr. Gerth** seconded the motion.

Mr. Johnson called the roll: **Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.**

There was no further discussion.

BOARD OF TOWNSHIP TRUSTEES 2024 ORGANIZATIONAL MEETING

Officiating Trustee to ask Interim Fiscal Officer to Serve as Temporary Chair

Mrs. Stone asked Mr. Johnson to serve as temporary chair.

Motion to Appoint Board Chair

RESOLUTION NO. 23 – 1221 – 18

Mrs. Lausten moved that Trustee Dee Stone be appointed Chair of the Board of Township Trustees for the fiscal year 2024. Mr. Gerth seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

Motion to Appoint Board Vice Chair

RESOLUTION NO. 23 – 1221 – 19

Mr. Gerth moved that Trustee Josh Gerth be appointed Vice Chair of the Board of Township Trustees for fiscal year 2024. Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

Fiscal Officer to Return Chair to Officiating Trustee

Mr. Johnson returned the chair to Mrs. Stone.

Motion to Establish Regular Meeting Schedule During 2024

RESOLUTION NO. 23 – 1221 – 20

Mr. Gerth moved that the regular meetings of this Board in January-December 2024 be held on third Thursday of each month at 5 pm beginning with Executive Session, with the public portion of the meetings commencing at 5:30 pm and that regular interim workshop meetings of this Board be held on the first Thursday of each month at 2pm both unless notice indicating otherwise is duly given. Be it further resolved that the practice and procedure of adopting the agenda (including the rules pertaining to the public forum) at each regular meeting of this Board shall continue to be the practice and procedure at meetings in 2024. Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

Motion to Appoint Sunshine Law Training Designees

RESOLUTION NO. 23 – 1221 – 21

Mrs. Lausten moved to appoint Betty Cowan, Molly Mohrfield, Lisa Farrar and Michelle Moxley as the designees who shall attend the Sunshine Law Certification training provided by the Office of the Ohio Attorney General, and as required by by section 149.43 (E) (1) of the Revised Code, on behalf of Trustees R. Dee Stone, Lexi Lausten, Joshua S. Gerth, and Fiscal Officer Brian M. Johnson. Respectively. Mr. Gerth seconded the motion

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

Motion to Adopt Temporary Appropriations for 2024

RESOLUTION NO. 23 – 1221 – 22

Mr. Gerth moved to adopt the Temporary Appropriations for fiscal year 2024 as presented by Mr. Johnson, as follows. Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

TEMPORARY 2024 APPROPRIATIONS

General Fund	\$4,745,000
Motor Vehicle License Tax Fund	57,000
Gasoline Tax Fund	585,000
Road and Bridge Fund	1,925,000
Lighting Districts Fund	165,000
Police Fund	5,365,000
Fire Department Fund	15,419,500
Planning & Zoning Fund	980,000
Public Improvement Tax Increment Equivalent Fund (1994)	26,000,000
General Bond Retirement Fund	109,000
Unclaimed Monies	2,100
Greenspace Levy Fund	55,000
Permissive Motor Vehicle License Fund	500,000
Permanent Improvement	0

TIF 2010 (ATP)	0
TIF Northern Anderson Area	0
TIF Ohio Riverfront Area I	5,100,000
TIF Ohio Riverfront Area II	105,000
TIF Stonecrest/Anthology	600,000
TIF Stonegate	400,000
TIF Clough Pike West	0
American Rescue Plan	0
Fire Prevention & Safety Grant Fund	0
Port Security Grant Fund	14,200
Assistance to Firefighters Grant Fund	0
Ohio Ambulance Transportation Grant Fund	0
TOTAL TEMPORARY APPROPRIATIONS	\$62,126,800
Other – Recycling (including in General Fund)	\$100,000

There was no further discussion.

Motion Regarding Request to Hamilton County Auditor

RESOLUTION NO. 23 – 1221 – 23

Mrs. Lausten moved that (a) the Auditor and Treasurer of Hamilton County, in accordance with RC§ 321.34, be requested to draw and pay to Anderson Township during fiscal year 2024, upon the written request to the County Auditor by Brian M. Johnson, Fiscal Officer, funds due in any settlement of 2024 derived from taxes or other sources payable by law to the County Treasurer and held in the County treasury to the account of Anderson Township, and lawfully applicable for the purposes for fiscal year 2024, and (b) the Fiscal Officer is requested to under RC§ 321.342 to seek periodic advances of taxes to be drawn on the undivided estate tax fund, and (c) the Fiscal Officer shall forward to the County Auditor a certified copy of this resolution. Mr. Gerth seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

There was no further discussion.

Resolution and Order Employing Township Attorneys for Particular Matters for the Year 2024

Mr. Gerth moved to adopt the below resolution. Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

RESOLUTION AND ORDER NO. 23 – 1221 – 24

RESOLUTION AND ORDER EMPLOYING

WILLIAM J. PATTERSON, STEVEN W. SWICK, JEFFREY S. SHOSKIN, JOANNE GLASS, THOMAS B. ALLEN, BENJAMIN J. YODER, AND GARY E. POWELL, AS TOWNSHIP'S ATTORNEYS FOR PARTICULAR MATTERS FOR FISCAL YEAR 2024.

WHEREAS, this Board of Township Trustees (“Board”) is authorized by Section 309.09(B) of the Revised Code to employ an attorney other than the prosecuting attorney for particular matters to represent the Township and its officers in their official capacities and to advise them on legal matters; and

WHEREAS, Section 309.09(B) of the Revised Code provides that no such attorney may be employed except on the order of the Board, duly entered upon its Journal, in which the compensation to be paid for the attorney's legal services shall be fixed;

Now therefore, BE IT RESOLVED AND ORDERED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, HAMILTON COUNTY, OHIO (“Township”), as follows:

SECTION 1. William J. Patterson, Esq. and Steven W. Swick, Esq. of the law firm of Stagnaro, Saba & Patterson Co. LPA, are hereby employed as the Township's attorneys for fiscal year 2024 to represent the Township and its officers in their official capacities by advising them, upon request, as to the particular matters set forth in Schedule A, attached hereto and incorporated herein. Mr. Patterson’s compensation shall be at the rate of \$235.00 per hour effective January 1, 2024, and Mr. Swick’s compensation shall be at the rate of \$225.00 per hour effective January 1, 2024.

SECTION 2. Jeffrey S. Shoskin, Esq. and Joanne Glass, Esq. of Frost Brown Todd LLC, are hereby employed as the Township's attorneys for the fiscal year 2024 to represent the Township and its officers in their official capacities by advising them, upon request, as to the particular matters set forth in Schedule B, attached hereto and incorporated herein. Said attorneys’ compensation shall be at the blended rate of \$345 per hour effective January 1, 2024.

SECTION 3. Thomas B. Allen, Esq., of Roetzel & Andress, is hereby employed as the Township's attorney for fiscal year 2024 to represent the Township and its officers in their official capacities by advising them, upon request, as to the particular matters set forth in Schedule C, attached hereto and incorporated herein. Said attorney's compensation shall be at the rate of \$340 per hour effective January 1, 2024.

SECTION 4. Gary E. Powell, Esq., is hereby employed as the Township's attorney for fiscal year 2024 to represent the Township and its officers in their official capacities by advising them, upon request, as to the particular matters set forth in Schedule D, attached hereto and incorporated herein. Said attorney's compensation shall be at the rate of \$235 per hour effective January 1, 2024.

SECTION 5. Benjamin J. Yoder, Esq., of Bricker Graydon LLP is hereby employed as the Township's attorney for fiscal year 2024 to represent the Township and its officers in their official capacities by advising them, upon request, as to the particular matters set forth in Schedule D, attached hereto and incorporated herein. Said attorney's compensation shall be at the rate of \$310 per hour, effective January 1, 2024. Should Mr. Yoder utilize another attorney within the firm of Bricker Graydon LLP, the rate for that attorney shall be the lesser of that attorney's standard rate and a blended rate for all attorneys of \$310/hour.

SECTION 6. Each attorney employed hereby shall be reimbursed for out-of-pocket expenses reasonably incurred in connection with the representation and provision of legal services described in this Resolution and Order.

SECTION 7. Each attorney employed hereby may be discharged at any time by majority vote of the Board and may resign his employment upon thirty (30) days' written notice to this Board; in the event of such resignation, the attorney shall make arrangements satisfactory to the Township Administrator for transfer of files related to his or her work for the Board (at the expense of the Board) to the Township Administrator and/or to the Township's Law Director, as the Township Administrator shall specify.

SECTION 8. The Law Director shall notify the attorneys employed hereby of the passage of this Resolution and Order.

SECTION 9. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution and Order.

SECTION 10. It is found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution and Order were taken in an open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements including, without implied limitation, Section 121.22 of the Revised Code, except as otherwise permitted thereby.

SCHEDULE A

Real estate title reports, real estate closings and other real estate matters

SCHEDULE B

Worker's Compensation and related matters

SCHEDULE C

Labor and employment law and related matters

SCHEDULE D

- (1) Zoning matters including zoning violations and other matters pertaining to the Zoning Commission and Board of Zoning Appeals, and related committees
- (2) Litigation, unless and to the extent that the Prosecuting Attorney or other counsel employed by the Board, or by an insurer, represents the Board, the Township, and/or Township officers
- (3) Assist staff with the issuance of property maintenance code violations and citations, as well as represent the Township on appeals or legal proceedings relating to the Code's administration
- (4) Other matters as may from time to time be requested by the Board, the Township Administrator, or by the Township's Law Director

There was no further discussion.

LHR Resolution Appointing Margaret W. Comey and Locke Lord LLP As Law Director for 2024

Mrs. Lausten moved to adopt the below resolution. Mr. Gerth seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

Post 12/22/2023

For fifteen days

BOARD OF TOWNSHIP TRUSTEES
ANDERSON TOWNSHIP
HAMILTON COUNTY, OHIO

Mrs. Lausten moved that as to the following resolution, the rule requiring that it be read on two separate days be dispensed with. Mr. Gerth seconded the motion, and the roll being called upon the question, the vote resulted as follows:

Robin D. Stone

Lexi Lausten

Joshua S. Gerth

Mrs. Lausten introduced the foregoing resolution and moved its passage. Mr. Gerth seconded the motion.

RESOLUTION NO. 23 – 1221 – 25

LIMITED HOME RULE RESOLUTION

**APPOINTING MARGARET W. COMEY AND LOCKE LORD LLP AS LAW
DIRECTOR FOR A TERM ENDING DECEMBER 31, 2024, AND DECLARING AN
EMERGENCY**

WHEREAS, by virtue of adoption of Resolution No. 03-0918-18, effective October 19, 2003, this Board of Township Trustees adopted a home rule form of government for Anderson Township, County of Hamilton, Ohio (“Township”); and

WHEREAS, under Chapter 504 of the Revised Code, limited home rule townships are required to appoint a Law Director; and

WHEREAS, Margaret W. Comey, Esq., is qualified by education, expertise and reputation to act as Anderson Township’s Law Director, and has represented to this Board that she and the law firm of Locke Lord LLP are content to be contractually bound by the terms of this resolution to provide Law Director services to the Township; and

WHEREAS, Margaret W. Comey has served the Township as Interim Law Director and, since March 31, 2008, as Law Director;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees of Anderson Township, Hamilton County, Ohio (“Board”), as follows:

SECTION 1. This resolution is passed in the exercise of this Board’s limited home rule powers under Chapter 504 of the Revised Code.

SECTION 2. Margaret W. Comey, Esq., of Hamilton County, Ohio, and Senior Counsel at the law firm of Locke Lord (“LL”), is hereby appointed as the part-time Law Director of Anderson Township (“Law Director”), together with LL, for a term ending on December 31, 2024, and otherwise upon the terms and conditions set forth in Schedule A hereto, which Schedule A is by this reference incorporated herein. The Township Administrator is hereby authorized to execute, if required by LL, an engagement letter with LL that reflects the terms of Schedule A.

SECTION 3. Upon majority vote, the Board hereby dispenses with the requirement that this resolution be read on two separate days, pursuant to Section 504.10 of the Revised Code, and authorizes the passage of this resolution upon its first reading.

SECTION 4. If passed by a unanimous vote, pursuant to Section 504.11(B) of the Revised Code, this resolution shall take effect immediately, and shall be posted for fifteen days in five of the most public places in the Township, as previously determined by this Board, which posting is hereby ordered.

SECTION 5. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this resolution.

SECTION 6. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements,

including (without implied limitation) Section 121.22 of the Revised Code, except as otherwise permitted thereby.

SECTION 7. This resolution is declared to be an emergency measure necessary for the preservation of the public peace, health, safety, and welfare of the Township, and for the further reason that this Board wishes to continue to retain her services and those of LL to provide Law Director services to the Township pursuant to appointment under Chapter 504 of the Revised Code, particularly Section 504.15 thereof, for the calendar the year 2024.

SCHEDULE A
TERMS AND CONDITIONS OF APPOINTMENT
OF MARGARET W. COMEY, ESQ., AND LL TO PROVIDE LAW
DIRECTOR SERVICES FOR ANDERSON TOWNSHIP,
HAMILTON COUNTY, OHIO

1. The Law Director shall faithfully perform her/its duties under Section 504.15 of the Revised Code, and as otherwise permitted or required under the Revised Code, the rules of the Supreme Court of Ohio, and applicable common law.
2. The Law Director may be discharged at any time, without notice or hearing, and for any reason or no reason, by a majority of the Board.
3. The Law Director shall be compensated at the rate of \$310 per hour worked on behalf of the Township in conjunction with requests from the Board of Township Trustees or its authorized staff and/or in fulfillment of her appointment, effective January 1, 2024. The Law Director's fees shall be billed by the law firm of LL, which firm shall be reimbursed for out of pocket expenses and office charges, including reimbursement for xerographic and laser printed copies and facsimile transmissions, at the firm's prevailing rates, and for such other or extraordinary expenses as may be approved by the Township Administrator, in accordance with Anderson Township's applicable rules. The Law Director shall be entitled to bill Anderson Township for paralegal and/or research assistant services, at rates of less than \$310 per hour, if she deems such services more cost-effective for the Board than performance of the duties described in paragraph 1 hereof.

The roll being called by the Fiscal Officer upon the question of passage of the resolution, the vote resulted as follows:

Mrs. Stone yes Mrs. Lausten yes Mr. Gerth yes

Passed at the regular meeting of the Board of Township Trustees this 21st day of December, 2023.

MOTION TO ADJOURN

Mr. Gerth moved to adjourn the meeting. Mrs. Lausten seconded the motion.

Mr. Johnson called the roll: Mr. Gerth, yes; Mrs. Lausten, yes; Mrs. Stone, yes.

Meeting ended at 6:07 PM.



R. Dee Stone, Chair



Brian M. Johnson, Fiscal Officer

CERTIFICATION

The undersigned duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 15th day of February 2024, and that said minutes have been duly entered upon the Journal of said Township.

This day 15th day of February 2024.



Brian M. Johnson, Fiscal Officer