

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

January 20, 2022

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on January 20, 2022, at 5:00 p.m., in Anderson Center Board Room. Present were the following Board members:

Joshua S. Gerth
R. Dee Stone
Lexi Lausten

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.

Mr. Gerth called the meeting to order and moved to retire to Executive Session to consider the appointment of a public official as determined 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. Stone seconded the motion. Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Stone, yes; Mrs. Lausten, yes.

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

Mr. Gerth called the meeting to order and welcomed the additional attendees, including a number of citizens and other public officials including: Planning & Zoning Director Paul Drury, Fire Chief Rick Martin, Public Works Director Eric Luginbuhl, Hamilton County Sheriff’s District 5 Lt. Dan McElroy, Law Director Margaret Comey, Fiscal Office Manger Jennifer Baker, and Administrative Assistant Molly Mohrfield. He asked them to join him in the Pledge of Allegiance.

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

There was no further discussion.

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

PRESENTATIONS AND RECOGNITIONS

Resolution Proclamation Declaring February 12, 2022 as Cholangiocarcinoma Day –

Resolution 22-0120-01: Mrs. Lausten moved to adopt a proclamation resolution declaring February 22, 2022 as Cholangiocarcinoma Day in Anderson Township as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 22 – 0120 – 01
PROCLAMATION DECLARING FEBRUARY 12, 2022 AS
CHOLANGIOCARCINOMA DAY 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 12th of each year as World Cholangiocarcinoma Day; 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 12, 2022 as Cholangiocarcinoma Day 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. Stone, yes; Mrs. Lausten, yes.

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.

Recognition of Former Trustee Andrew Pappas –

Resolution 22-0120-02: Mr. Gerth moved to adopt a resolution of appreciation Andrew S. Pappas as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 22-0120-02

**RESOLUTION OF APPRECIATION
ANDREW S. PAPPAS**

WHEREAS, Andrew S. Pappas has faithfully served the residents of Anderson Township as their elected Trustee since January 1, 2014; and,

WHEREAS, early in his tenure, he supported a collaborative approach when working with the Forest Hills School District, Anderson Park District, and Village of Newtown among other entities; and,

WHEREAS, he worked to help save the Anderson Township Senior Center and increased efficiency and usage; and,

WHEREAS, he championed the preservation of Greenspace within the Township and during his tenure over 100 acres were added to the inventory; and,

WHEREAS, Andrew actively worked to recognize local military Veterans through his efforts to restore and preserve Hillcrest Cemetery and through the design and ongoing fundraising for the Anderson Township Veterans Memorial; and,

WHEREAS, his stewardship of taxpayer dollars and that of his fellow Trustees helped the Township earn and maintain a high credit rating from Moody's Investors Service; and,

WHEREAS, Andrew completed eight years of exemplary service to this community, and;

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 honors and thanks Andrew S. Pappas for his eight years of dedicated public service to Anderson Township.

SECTION 2. That a copy of this Resolution shall be certified by the Township Fiscal Officer to Andrew S. Pappas.

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 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.

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

PUBLIC FORUM

Mr. Gerth invited members of the audience to address the Board.

A number of residents and staff thanked Mr. Pappas for his years of service

FISCAL OFFICER

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

Adjustments to 2022 Budget –

Resolution 22-0120-03: Mrs. Stone moved to adopt the appropriation changes as recommended by the Fiscal Officer. Mrs. Lausten seconded the motion.

Appropriation Changes:

09.1100.1405	+30,000.00
14.1100.0717	+1,050,000.00
14.1100.0703	+800,000.00
32.1100.0799	+335,900.00
53.1100.01	+264,000.00

There was no further discussion.

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

Authorize Agreement with Bastin & Company, LLC Certified Public Accountants –

Resolution 22-0120-04: Mrs. Lausten moved to adopt a resolution authorizing the Fiscal Officer to engage Bastin & Company, LLC, Certified Public Accountants, on behalf of the Township and to accept, execute and deliver an engagement letter dated December 29, 2021 with Bastin & Company, LLC as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 22-0120-04

AUTHORIZING THE FISCAL OFFICER TO ENGAGE BASTIN & COMPANY, LLC, CERTIFIED PUBLIC ACCOUNTANTS, ON BEHALF OF THE TOWNSHIP AND TO ACCEPT, EXECUTE AND DELIVER AN ENGAGEMENT LETTER DATED DECEMBER 29, 2021 WITH BASTIN & COMPANY, LLC

WHEREAS, the Auditor of State of Ohio (“AOS”) requires the Township to file annually its draft financial statements by utilizing an electronic portal known as the Hinkle System; and

WHEREAS, Bastin & Company, LLC, certified public accountants, an Ohio limited liability company (“Bastin”), has provided an engagement letter to the Fiscal Office Manager dated December 29, 2021 (the “Engagement Letter”), providing for the rendering of such certified public accounting services to the Township in the form attached hereto as Exhibit A; and

WHEREAS, the Fiscal Officer believes that Bastin is qualified to provide such services to the Township and recommends that the Township engage Bastin to provide said accounting services;

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 approve the Engagement Letter provided by Bastin and this Board hereby authorizes the Fiscal Officer to approve, and to execute and deliver said approval of the Engagement Letter, to Bastin.

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.

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

Minutes –

Resolution 22-0120-05: Mrs. Stone moved to approve the minutes of October 21, 2021; November 5, 2021; November 18, 2021; and December 2, 2021, with minor corrections. Mr. Gerth seconded the motion.

There was no further discussion.

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

LAW DIRECTOR

Mrs. Comey had nothing requiring Board action.

PLANNING & ZONING

Kellogg Avenue Streetscape Improvements Proposal –

Resolution 22-0120-06: Mrs. Lausten moved to authorize staff to enter into an agreement with the Kleingers Group to provide professional services which includes landscape architecture, engineering analysis, and surveying for the Kellogg Gateway Study Implementation, for a cost not to exceed \$835,900, using TIF funds in the 2022 Ohio Riverfront TIF Budget. Mrs. Stone seconded the motion.

There was no further discussion.

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

Request Authorization to Submit Ohio EPA Grant Application for DCFC Electric Vehicle Charging Stations –

Resolution 22-0120-07: Mrs. Stone moved to authorize staff to submit grant application through the Ohio EPA's Diesel Mitigation Trust Fund for Direct Current Fast Charging EV Stations and eligible costs at the Anderson Center, Anderson RecPlex and the Ohio River Trail Trailhead as outlined by staff. Mrs. Lausten seconded the motion.

There was no further discussion.

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

SHERIFF'S OFFICE

Lt. McElroy had nothing requiring Board action.

PUBLIC WORKS DEPARTMENT

Resolution Authorizing Purchase of Elgin Street Sweeper –

Resolution 22-0120-08: Mrs. Lausten moved to adopt a resolution authorizing the purchase of equipment pursuant to Section 505.101 of the Ohio Revised Code as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 22-0120-08

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

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

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 certain equipment, to-wit, one (1) Model Year 2022 Elgin Sweeper Company Crosswind1 Dual Street Sweeper with various designated component options, set of additional gutter brooms and designated sweeper operation and maintenance 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.

Section 2. That this Board hereby authorizes the purchase of the Equipment pursuant to State Bid under the Acquisition Statute at a maximum purchase price not to exceed \$263,210.48 (the “Maximum Purchase Price”), 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 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.

There was no further discussion.

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

FIRE & RESCUE DEPARTMENT

Resolution Authorizing the Purchase of a Fire Apparatus –

Resolution 22-0120-09: Mrs. Stone moved to adopt a resolution authorizing the purchase of equipment pursuant to authority of Section 9.48 of the Ohio Revised Code as follows; Mrs. Lausten seconded the motion:

RESOLUTION NO. 22-0120-09

AUTHORIZING THE PURCHASE OF EQUIPMENT PURSUANT TO AUTHORITY OF SECTION 9.48 OF THE OHIO REVISED CODE

WHEREAS, Section 9.48 of the Ohio Revised Code (the “Statute”) permits, among other things, (i) political subdivisions to participate in a joint purchasing program operated by or through a national or state association of political subdivisions in which the purchasing political subdivision is eligible for membership; and (ii) the acquisition by a political subdivision of equipment, materials, supplies and services through participation in a contract of another political subdivision or participation in an association program under the Statute; and

WHEREAS, the acquisition of equipment, materials, supplies and services by a political subdivision through a joint purchasing program under the Statute is exempt from any competitive selection requirements otherwise required by law, if the contract in which it is participating has been awarded pursuant to a publicly solicited request for a proposal or a competitive selection procedure of another political subdivision within this State or in another state; provided, that no political subdivision shall acquire equipment, materials, supplies or services by participating in a contract under the Statute if it has received bids for such acquisition, unless its participation enables it to make the acquisition upon the same terms, conditions and specifications at a lower price; and

WHEREAS, the HGACBuy Cooperative (“HGAC”) is a nationwide government procurement service striving to make the governmental procurement process more efficient, and permitting units of local government to become participating members of HGAC; and

WHEREAS, by passage of Resolution No. 18-1025-09, this Board has authorized the purchase of equipment, materials, supplies and services through the intergovernmental purchasing cooperative known as HGAC, in which the Township is a participating member, whenever and to the extent lawful by making acquisitions of equipment, materials, supplies and services pursuant

to contracts for which HGAC has undertaken a competitive procurement process compliant with the Statute; and

WHEREAS, HGAC has represented that all HGAC contracts available to participating members have been awarded by virtue of a public competitive procurement process compliant with state statutes, including statutes of Ohio;

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 certain equipment, to-wit, an Engine Rescue Fire Apparatus ("Equipment"), which Equipment is available for purchase pursuant to HGAC quotation as described herein.

Section 2. That the maximum amount to be paid as the purchase price for the Equipment is \$800,000.00, 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 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.

There was no further discussion.

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

Resolution Authorizing the Purchase of Heart Monitors –

Resolution 22-0120-10: Mrs. Lausten moved to adopt a resolution authorizing the purchase of equipment pursuant to Section 505.101 of the Ohio Revised Code as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 22-0120-10

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

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

January 20, 2022

WHEREAS, Section 505.101 of the Ohio Revised Code provides for the purchase of 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 certain equipment, to-wit, 6 heart monitors together with warranties therefor (“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.

Section 2. That the maximum amount to be paid as the purchase price for the Equipment is \$146,910.00 (“Maximum Purchase Price”), which includes \$110,190.00 for the 6 heart monitors and \$36,720.00 for extended warranties specific to those monitors, and reflects the minimum trade-in value of six currently owned monitors that have or will within the next year reach the end of their lifecycles (“Existing Equipment”). 1994 TIF funds to pay the Maximum Purchase Price have been previously appropriated by this Board for these purposes and remain otherwise unencumbered. The Existing Equipment is hereby deemed to be obsolete or unfit-for use and the Board hereby determines to dispose of the same by way of trade-in against the Equipment as permitted by Sections 505.10 and 505.101 of the Ohio Revised Code.

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 and disposition of the Existing 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.

There was no further discussion.

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

TOWNSHIP ADMINISTRATOR

Request Authorization to Bid Anderson Center Solar Panel Project –

Resolution 22-0120-11: Mrs. Stone moved to authorize bid advertisement for the Anderson Center Solar Panel Project. Mrs. Lausten seconded the motion.

There was no further discussion.

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

Items Arising from Executive Session Discussion –

Resolution 22-0120-12: Mrs. Lausten moved to adopt a resolution authorizing property transfer agreement with, and acceptance of donation of real property and interests therein to the Township from, Michael M. Behrmann, Trustee of the Eleanor M. Behrmann Revocable Trust, pursuant to the authority of Section 505.10 of the Revised Code as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 22-0120-12

RESOLUTION AUTHORIZING PROPERTY TRANSFER AGREEMENT WITH, AND ACCEPTANCE OF DONATION OF REAL PROPERTY AND INTERESTS THEREIN TO THE TOWNSHIP FROM, MICHAEL M. BEHRMANN, TRUSTEE OF THE ELEANOR M. BEHRMANN REVOCABLE TRUST, 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, Michael M. Behrmann, Trustee of the Eleanor M. Behrmann Revocable Trust (“Owner”), is the fee owner of certain real property located in the Township described on Exhibit A hereto and depicted on Exhibit B hereto, which exhibits are by this reference incorporated herein (the “Property”); and

WHEREAS, Owner desires to donate the Property to the Township on the terms and subject to the conditions of a Property Transfer Agreement substantially in the form of the Property Transfer Agreement attached hereto as Exhibit C, which by this reference is incorporated herein (the “Property Transfer Agreement”); and

WHEREAS, this Board desires to accept the donation of the Property substantially on the terms and subject to the conditions proposed in the Property Transfer Agreement and to hold the Property 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 the Property from the Owner pursuant this Board’s authority contained

January 20, 2022

in the Statute and pursuant to the terms and subject to the conditions of the 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 Property Transfer Agreement before this Board and authorizes and directs the Township Administrator to execute and deliver the Property Transfer 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 Agreement. This Board hereby authorizes performance of the 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 Property Transfer Agreement and this Resolution.

SECTION 3. This Board hereby accepts the donation of the Property from the Owner pursuant to this Board's authority contained in the Statute and on the terms and subject to the conditions of the Property Transfer Agreement and this Resolution and hereby expresses its appreciation to the family of Eleanor M. Behrmann, the beneficiaries of the Eleanor M. Behrmann Revocable Trust and Michael M. Behrmann, Trustee of the Eleanor M. Behrmann Revocable Trust, for making this generous donation to the Township and its Greenspace Program.

SECTION 4. This Board hereby authorizes Township staff to undertake due diligence with respect to the Property, including obtaining a title report and, if deemed necessary and appropriate by the Township Administrator, a survey of the Property and an environmental study, and hereby appropriates \$5,000.00 for the purpose of paying the costs of undertaking such due diligence with respect to the Property, and ensuring that the Property is ultimately made accessible to for public use.

SECTION 5. Upon conveyance of the Property to this Board, on behalf of the Township, the Property shall be held and utilized by the Township as greenspace under the Township's Greenspace Program.

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.

There was no further discussion.

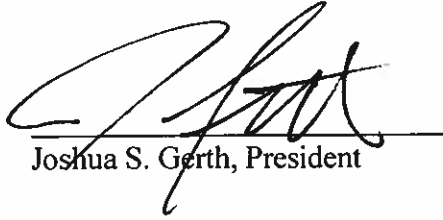
Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Stone, yes; Mrs. Lausten, yes.

As there was no further business, the meeting adjourned.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

January 20, 2022

These minutes were approved at the meeting of April 21, 2022.


Joshua S. Gerth, President


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 January 2022, and that said minutes have been duly entered upon the Journal of said Township.

This 21st day of April, 2022.


Kenneth G. Dietz, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

February 17, 2022

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on February 17, 2022, at 4:30 p.m., in Anderson Center Board Room. Present were the following Board members:

Joshua S. Gerth
Robin D. Stone
Lexi Lausten

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.

Mr. Gerth called the meeting to order and 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), 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. Stone seconded the motion. Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Stone, yes; Mrs. Lausten, yes.

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

Mr. Gerth called the meeting to order and welcomed the additional attendees, including a number of citizens and other public officials including: Planning & Zoning Director Paul Drury, Planner 1 PJ Ginty, Fire Chief Rick Martin, Public Works Director Eric Luginbuhl, Hamilton County Sheriff’s District 5 Lt. Dan McElroy, Law Director Margaret Comey, Fiscal Office Manger Jennifer Baker, and Administrative Assistant Molly Mohrfield. He asked them to join him in the Pledge of Allegiance.

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

There was no further discussion.

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

PUBLIC HEARINGS

Mr. Gerth opened the public hearing for Case Anderson #1-2022 LUP, 2022 Comprehensive Plan Update.

Comprehensive Plan Update – **Mr. Ginty** explained that the original Comprehensive Plan was adopted in 2005. It was a 20-year plan with a directive for updates every five years. The process started in February 2021 with the formation of a Steering Committee, and the hiring of planning NEXT, and sub-consultant McBride Dale Clarion to guide the Township through the process. The Zoning Commission approved the document in January with some revisions including the ability to edit the language. The second step in the adoption process was a public hearing and adoption by the Trustees and the final step was approval by the Hamilton County Regional Planning Commission. Mr. Ginty introduced Liz Fields, with McBride Dale Clarion, who gave a brief presentation on the on the overall goals for the update, and the outline of the plan.

Mr. Gerth asked if anyone would like to comment on Case Anderson #1-2022 LUP, 2022 Comprehensive Plan Update.

Kevin Misiak, 8433 Holiday Hills, asked if the Comprehensive Plan offered suggestions/recommendations for sidewalks throughout the Township.

Mr. Ginty responded that there was a section within the Comprehensive Plan titled mobility that incorporated recommendations of the previously adopted Anderson Trails Plan Update. This did address the desire for sidewalks to be expanded in the Township.

Mr. Misiak stated that he was familiar with the Anderson Trails Plan Update. He was inquiring about sidewalks outside of that plan.

Mr. Sievers responded that any sidewalk expansion beyond the Anderson Trails Plan, such as on Township roadways, would be addressed this year. **Mr. Drury** pointed out that the Comprehensive Plan was intended to be a general guide for the entire Township, it was all encompassing and gave general guidelines addressing mobility, not just sidewalks, but all forms of mobility.

Mr. Gerth closed the public hearing.

Resolution 22-0217-01: Mrs. Stone moved to adopt a resolution adopting the Anderson Township Comprehensive Plan Update as follows; Mrs. Lausten seconded the motion.

RESOLUTION NO. 22-0217-01

**ADOPTION OF THE
ANDERSON TOWNSHIP COMPREHENSIVE PLAN UPDATE**

WHEREAS, this Board of Township Trustees (“Board”), through powers granted by Chapter 519 of the Revised Code, believes it is important to update the Comprehensive Plan, guiding development decisions and decision making activities, so as to maintain a high quality of life in the community; and

There was no further discussion.

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

PRESENTATIONS AND RECOGNITIONS

Oath of Office New Firefighters – **Chief Martin** introduced new firefighter/paramedic's Blake Rockey, Jacob Saunders, Cory Myers. **Mr. Dietz** administered the oath of office to these individuals.

PUBLIC FORUM

Mr. Gerth invited members of the audience to address the Board.

Kevin Misiak, 8433 Holiday Hills, wanted to thank the Sheriff's Department for placing a speed trailer on Holiday Hills to help remediate issues with speeding. He learned that very few of the speed detection trails had the capability to collect traffic count data and speed data to identify the most dangerous traffic times when more enforcement would be needed. Therefore, he encouraged the Sheriff's to explore the ability to purchase more effective speed trailers.

Glenda A. Smith – Candidate for Hamilton County Juvenile Judge stated that she was running for Juvenile Court Judge because Hamilton County Juvenile Court was 30 years behind the rest of the country, and twelve years behind the rest of Ohio in juvenile justice reforms that are more humane, effective, and efficient, while keeping the community safe. She had seen the impact of these reforms in Montgomery, Franklin, Summit, and Cuyahoga counties, and would like to see those reforms in Hamilton County as well. She had twenty plus years of experience fighting for the rights of children and families in State, Juvenile, and Federal courts, including the U.S. Supreme Court. She thanked the Board for their time.

FISCAL OFFICER

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

Announce 2022 Permanent Budget Preparation Underway – **Mr. Dietz** announced that staff had been working on the 2022 Permanent Budget and would have the proposed budget ready for review by the March interim meeting. He planned to ask for adoption at the March televised meeting.

Minutes –

Resolution 22-0217-02: Mrs. Stone moved to approve the minutes of December 16, 2021; and January 6, 2022; with minor corrections. Mr. Gerth seconded the motion.

There was no further discussion.

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

LAW DIRECTOR

Mrs. Comey had nothing requiring Board action.

PLANNING & ZONING

Mr. Drury had nothing requiring Board action.

SHERIFF'S OFFICE

Liquor License Transfer Request for Xianyu LLC dba Pelicans Reef located at 7261 Beechmont Avenue –

Resolution 22-0217-03: Mrs. Lausten moved not to object to a liquor license transfer request for Xianyu LLC dba Pelicans Reef located at 7261 Beechmont Avenue. Mrs. Stone seconded the motion.

There was no further discussion.

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

Resolution Authorizing Purchase of Sheriff's Vehicles –

Resolution 22-0217-04: Mrs. Stone moved to authorize the sale of six 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 as follows; Mrs. Lausten seconded the motion:

RESOLUTION NO. 22-0217-04

AUTHORIZING THE SALE OF SIX 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,

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
February 17, 2022*

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 six 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 2022 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 2022 Black AWD Ford Explorers PIU (the "2022 Motor Vehicles"), which 2022 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 Lebanon Ford (the "Vendor"), each relating to the purchase of a 2022 Motor Vehicle and the crediting of the value of certain Surplus Motor Vehicle(s) against the purchase price of the 2022 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 2022 Motor Vehicles is \$105,000.00 (the "Maximum Purchase Price"), against which aggregate amount the value of the Surplus Motor Vehicles, which this Board deems to aggregate \$40,500 (the "Minimum Selling Price"), shall be credited. The authorized net purchase price for the 2022 Motor Vehicles is \$64,500, 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 2022 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.

There was no further discussion.

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

PUBLIC WORKS DEPARTMENT

Acceptance of Bids for 2022 Curb and Sidewalk Program –

Resolution 22-0217-05: Mrs. Lausten moved to accept the bid of \$2,981,151.20, from R. A. Miller Construction Co., Inc. deemed to be the most responsive and responsible bidder for the 2022 Curb Replacement project in accordance with the Bid plans and specifications, together with a 10% contingency, for a maximum appropriation of \$3,279,266.20 in 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 R.A. Miller Construction Co., Inc. in accordance with their Bid for the 2022 Curb Replacement project. Mrs. Stone seconded the motion.

There was no further discussion.

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

2021 Annual Road Report –

Resolution 22-0217-06: Mrs. Stone moved to certify the 2021 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 Department. Mrs. Lausten seconded the motion.

There was no further discussion.

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

FIRE & RESCUE DEPARTMENT

Chief Martin had nothing requiring Board action.

TOWNSHIP ADMINISTRATOR

Property and Casualty Insurance –

22-0217-07: Mr. 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 2022 policy year.

There was no further discussion.

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

Resolution Approving Project Grant Agreement with SORTA Related to the Construction of an Anderson Trails Link Along Elstun Road from Beechmont Avenue (SR 125) to Spindlehill Drive, Committing Local Matching Funds to the Project, and authorizing the Township Administrator to Execute and Deliver the Project Grant Agreement –

Resolution 22-0217-08: Mrs. Stone moved to adopt a resolution approving project grant agreement with SORTA related to the construction of an Anderson Trails link along Elstun Road from Beechmont Avenue (SR 125) to Spindlehill Drive, committing local matching funds to the project, and ratifying action taken by the Township Administrator with respect to the execution and delivery of the project grant agreement as follows; Mrs. Lausten seconded the motion:

RESOLUTION NO. 22-0217-08

APPROVING PROJECT GRANT AGREEMENT WITH SORTA RELATED TO THE CONSTRUCTION OF AN ANDERSON TRAILS LINK ALONG ELSTUN ROAD FROM BEECHMONT AVE (SR 125) TO SPINDLEHILL DRIVE, COMMITTING LOCAL MATCHING FUNDS TO THE PROJECT, AND RATIFYING ACTION TAKEN BY THE TOWNSHIP ADMINISTRATOR WITH RESPECT TO THE EXECUTION AND DELIVERY OF THE PROJECT GRANT AGREEMENT

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

February 17, 2022

WHEREAS, the Board of Township Trustees of Anderson Township ("Board") has repeatedly demonstrated its support for quality of life services including the provision of leisure-time opportunities for healthy exercise and the establishment of alternatives to motor vehicle transportation; and

WHEREAS, Anderson Township has been recognized as a pedestrian and bicycle-friendly community, and

WHEREAS, this Board has supported the planning of the Five Mile Trail, and inter-jurisdictional 14-mile Ohio River Trail, has officially adopted a citizen-prepared Anderson Trails Plan (including six updates) for a network of walking and/or biking routes around the Township, has constructed over twenty-five miles of links in this network, and has applied for and been awarded grants to fund other Anderson Trails sections; and

WHEREAS, this Trails project represents a key connection from the multi-family residences on Spindlehill Drive and Reserve Circle to the existing bus stop at Beechmont Avenue and Elstun Road; and

WHEREAS, in 2018 and 2019, Township Staff took part in the Eastern Corridor Study, involving public input and engineering analysis, and ultimately the Ohio Department of Transportation District 8 ("ODOT") adopted the Conceptual Alternatives Implementation Plan for Eastern Corridor Segments II and III in 2019, ("Study"); and

WHEREAS, the Study identified a new sidewalk along Elstun Road to connect the METRO bus stops on Beechmont Avenue with rental properties on Spindlehill Drive and Reserve Circle (the "Project"), as a medium priority project to improve pedestrian accessibility and safety; and

WHEREAS, preliminary engineering for this sidewalk segment on Elstun Road completed by Stantec, Inc., determined that the Project was feasible from right-of-way, environmental and engineering perspectives; and

WHEREAS, by Resolution No. 21-0617-02, this Board authorized 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 \$340,524.00 in construction funding, to construct a sidewalk within or near Hamilton County and ODOT right-of-way along Elstun Road, per the preliminary engineering study, with matching Anderson Township 1994 TIF funds of up to \$34,052.40 plus costs associated with engineering and environmental activities, and right-of-way acquisition/services associated with the Project, in the event that such grant is received; and

WHEREAS, by letter dated November 27, 2021, SORTA advised the Township that the Ohio Transit Infrastructure Fund's Integrating Committee approved SORTA's request for costs associated with the completion of roadwork and bridgework improvements in support of the Township's provision of services and comprising the Project in an aggregate amount of \$306,472.00, covering up to 90% of the total eligible road and bridge costs; and

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
February 17, 2022*

WHEREAS, this Board has authorized the expenditure of up to \$34,052.40 plus costs associated with engineering and environmental activities, and right-of-way acquisition/services for an aggregate appropriation of \$100,000.00;

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 approves the Project Grant Agreement attached hereto as Exhibit A and by this reference incorporated herein, by and between SORTA and the Township, acting by and through the Board, related to construction funding in the amount of \$306,472, to construct a sidewalk within or near Hamilton County and ODOT right-of-way along Elstun Road, per the preliminary engineering study, with matching Anderson Township 1994 TIF funds of up to \$34,052.40 plus costs associated with engineering and environmental activities, and right-of-way acquisition/services aggregating an appropriation in the maximum amount of \$100,000.00. This Board hereby ratifies all actions heretofore taken by the Township Administrator in executing and delivering said Project Grant Agreement.

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.

There was no further discussion.

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

Request to Renew Membership in the Center for Local Government During 2022 –

Resolution 22-0217-09: Mrs. Lausten moved to authorize renewal of the Township's membership in the Center for Local Government for 2022 at the annual rate of \$3,442.50. Mrs. Stone seconded the motion.

There was no further discussion.

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

Items Arising for Executive Session Discussion –

Resolution 22-0217-10: Mrs. Stone moved to adopt a resolution authorizing Anderson Township pick up the statutorily required contribution of the Ohio Public Employees

February 17, 2022

Retirement System for the Township Administrator pursuant to L.R.C. 414(h)(2) as follows; Mrs. Lausten seconded the motion

RESOLUTION 22-0217-10

A RESOLUTION AUTHORIZING ANDERSON TOWNSHIP PICK UP THE STATUTORILY REQUIRED CONTRIBUTION TO THE OHIO PUBLIC EMPLOYEES RETIREMENT SYSTEM FOR THE TOWNSHIP ADMINISTRATOR PURSUANT TO I.R.C. 414(h)(2)

**ANDERSON TOWNSHIP BOARD OF TRUSTEES
HAMILTON COUNTY, OHIO**

The Anderson Township Board of Trustees, Hamilton County, Ohio met at a duly called and authorized meeting of the Board on the date set forth below, such meeting being duly called pursuant to a notice stating the time, place and purpose of the meeting received by all Board members, and the following resolutions were made, seconded, and adopted by those present at the meeting.

WHEREAS, the Township Administrator participates in the Ohio Public Employees Retirement System (“OPERS”); and

WHEREAS, pursuant to federal and Ohio laws, Anderson Township Board of Trustees (the “Township”) may offset future salary increases and “pick up” (assume and pay) the contributions statutorily required by certain officials and covered employees to OPERS and such individuals will not be required to pay federal and state income taxes on such contributions; and

WHEREAS, the Board desires to pick-up the Township Administrator’s statutorily required contribution to OPERS.

NOW, THEREFORE, BE IT RESOLVED, that effective as of February 27, 2022, the full amount of the statutorily required employee contribution to OPERS shall be picked up and paid as a fringe benefit by the Township for the Township Administrator. The pick-up shall be an offset against future salary increases. This “pick up” by the Township shall be designated as a public employee contribution and shall be in lieu of contributions to OPERS by the Township Administrator. The Township Administrator shall not have the option of choosing to receive the statutorily required contribution to OPERS directly instead of having it “picked up” by the Township or of being excluded from the “pick up.” The Township shall, in reporting and making remittance to OPERS, report that the public employee contribution for the Township Administrator has been made as provided by the statute. Therefore, the contributions, although designated as an employee contribution, are employer-paid, and the Township Administrator does not have the option to receive the contributions directly. All contributions are paid by the employer directly to the plan. The Township is permitted to pick up employee contributions pursuant to the Ohio Revised Code and Section 414(h)(2) of the Internal Revenue Code of 1986, as amended.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

February 17, 2022

BE IT FURTHER RESOLVED, that, under the fringe-benefit method of employer pick up, salary is not modified; however, the employer will pay the Township Administrator's statutorily required contribution to OPERS.

BE IT FURTHER RESOLVED, that the Fiscal Officer is hereby authorized and directed to implement the provisions of this Resolution to institute the "pick up" of the statutorily required contributions to OPERS for the Township Administrator so as to enable him or her to have their employee contributions paid by the employer, the Township.

BE IT FURTHER RESOLVED, that the pickup treatment does not apply to contributions made prior to the later of the date the resolution is signed or effective.

There was no further discussion.

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

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of April 21, 2022.



Joshua S. Gerth, President



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 February 2022, and that said minutes have been duly entered upon the Journal of said Township.

This 21st day of April, 2022.



Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

March 3, 2022

The Board of Township Trustees of Anderson Township (“Board”) held its regular Interim Workshop Meeting on March 3, 2022, at 2:00 p.m., in the Anderson Center Board Room. Present were the following Board members:

Robin D. Stone

Lexi Lausten

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, Planner I Brad Bowers, Public Works Director Eric Luginbuhl, Facilities Manager Mark Magna, Fire Chief Rick Martin, Hamilton County Sheriff’s District 5 Sgt. Tom Lange, Fiscal Office Manager Jennifer Baker, Fiscal Office Assistant Michelle Moxley, Law Director Margaret Comey, and Administrative Assistant Molly Mohrfield.

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

There was no further discussion.

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

TRUSTEES/FISCAL OFFICER

Draft 2022 Permanent Budget – **Mr. Dietz** distributed the draft of the permanent budget and stated that the final adoption of the budget would take place at the March televised meeting.

DISCUSSION ITEMS

Request to Set Public Hearing for Case 1-2022 Anderson, 1949 Wolfangel Road –

Resolution 22-0303-01: Mrs. Lausten made a motion to set a public hearing for Thursday, March 17, 2022, at 5:30 PM at Anderson Center, 7850 Five Mile Road, Anderson Township, Ohio for the purpose of hearing Case #1-2022 Anderson. Mrs. Stone seconded the motion.

There was no further discussion.

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

Holiday Hills Drive & Rambling Hills Drive Sidewalks – **Mr. Sievers** explained that the Anderson Trails Plan prioritized Township funding towards the construction of sidewalks on Hamilton County roadways. Staff had advanced engineering for sidewalk projects on Clough Pike from Eight Mile Road to Anderson Cove Lane, and on Paddison Road from Beechmont

Avenue to Bluecrest Drive. Due to feasibility issues during planning of these projects, including the projected cost and the inability to obtain the necessary easements staff chose not to advance the Clough Pike project and only a portion of the Paddison Road project from Beechmont Avenue to Woodridge Drive. To make parallel pedestrian connections for both projects staff advanced engineering for sidewalk projects on Holiday Hills Drive and Rambling Hills Drive where gaps existed. As the Anderson Trails Plan had traditionally recommended sidewalks on County Roads staff would like to discuss with the Board the allocation of funds for the construction of sidewalks on Township streets. The Township has not funded new sidewalks on any Township streets. **Mr. Bowers** pointed out that the Township had a sidewalk assessment program where the total cost of the sidewalk installation would be assessed to the property owners of that street. **Mrs. Stone** asked if there had been any inquiries. **Mr. Sievers** responded that there had been. In all cases initial paperwork to start the sidewalk assessment process had been given but never returned. **Mrs. Earhart** stated it was a tedious process. **Mrs. Lausten** asked for an explanation of the assessment process. **Mr. Sievers** explained that the Township would construct the sidewalks and assess the property owners through their taxes to pay back the Township. **Mr. Sievers** pointed out that the Township had projected spending approximately \$600,000 between construction and right-of-way easements on Paddison Road. The same connection could be achieved by using Rambling Hills Drive at the cost of approximately \$200,000. The same held true for the Clough Pike sidewalk project, the approximate cost would be \$300,000 due to drainage, and right of way issues, but by utilizing Holiday Hills Drive instead, the sidewalk could be built for approximately \$100,000. He informed the Board that staff was ready to go to bid on Holiday Hills Drive. Rambling Hills Drive needed some additional design work; therefore, staff was not ready to proceed with that project. He asked if the Board was comfortable moving forward with these projects. Also, from a planning perspective he asked if they were comfortable having staff look at all streets in the Township regardless if they were Township roads or County roads with the goal of achieving basic connections at a more affordable cost. **Mr. Drury** stated that with the update to the Anderson Trails Plan specific language would need to be added regarding changes to the ranking criteria for County roadways. **Mr. Bowers** added updating that benefit factor would be a big part of the update as well. **Mrs. Stone** felt strongly that there had to be clear and concise criteria. Both **Mrs. Stone** and **Mrs. Lausten** stated that they were comfortable moving forward. **Mrs. Earhart** added that Mr. Gerth was as well.

Greenspace Maintenance and Use Policy – **Mrs. Earhart** explained that recently a resident hired a contractor to clear Greenspace along his and his neighbor's property, which was a serious Greenspace violation. **Mrs. Clingman**, **Mr. Sievers** and **Mr. Luginbuhl**, and herself would be meeting with the property owner to go over restitution and restoration cost. Due to this recent incident staff was reviewing the Greenspace Use and Maintenance Policy to ensure that there was clear clarification that it was prohibited to remove anything from Greenspace property without contacting the Township. Once the policy was adopted a letter would be sent out to approximately 600 residents that abut Greenspace.

Maintenance Garage/District 5 Sheriff Roof Replacement –

Resolution 22-0303-02: Mrs. Lausten moved that this Board hereby approve authorization to solicit design firms for the Maintenance Garage/District 5 Sheriff Roof Replacement project. Mrs. Stone seconded the motion.

There was no further discussion.

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

Fire Station 6 Driveway Replacement –

Resolution 22-0303-03: Mrs. Stone moved that this Board hereby approve authorization to solicit design firms for the Fire Station 6 Driveway Replacement project. Mrs. Stone seconded the motion.

There was no further discussion.

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

Request from Coalition to Save Hillcrest Cemetery – Mrs. Earhart stated that the Board received a letter from the Coalition to Save Hillcrest Cemetery requesting that the Township take over ownership of the portion of Hillcrest that was within Anderson Township. She presented the Board with a property map for their review. She explained that there were four parcels owned by the Coalition and one owned by the City of Cincinnati. She explained by law, a township or other municipality must take over cemeteries within its jurisdiction, if that cemetery could no longer generate enough money to cover maintenance costs, therefore the Township was required by statute to take it over. An estimated to mow the grass yearly was approximately \$35,000. One of the requests from the Coalition was that the Board appoint a committee to oversee maintenance of the cemetery. She did have concerns with treating this cemetery differently than any of the other cemeteries the Township currently owned and maintained. There would need to be some type of balance and some restrictions if the Board proceeded with appointing a committee.

American Rescue Funding Proposal – Mrs. Earhart announced that the U.S. Treasury adopted the Final Rule which would take effect April 1, 2022. Prior to that the Township had been operating under the Interim Final Rule (IFR). The eligible expenditures under the IFR were limited and could not be utilized for general government services. The Final Rule provides more flexibility and simplifies recipients' ability to utilize the funding to replace revenue lost because of the pandemic. Under the Final Rule, the Township may determine revenue loss through a standard allowance of up to \$10,000,000 in aggregate, not to exceed the awarded amount of \$4,615,750.66. Current committed expenditures include the street sweeper and reimbursement of the 1994 TIF for funds used for Public Works operations during 2020 and 2021. The required reimbursement means an additional \$2,758,234.83 for TIF-eligible projects such as paving and sidewalks. After deducting these expenditures, the Township would have an uncommitted

March 3, 2022

balance of \$1,594,305.35 which could be utilized to further extend the need for new Road and Bridge Levy and help preserve the General Fund. **Mrs. Stone** asked if there would be an advantage of placing all the American Rescue Funding in Public Works. **Mrs. Earhart** explained that the General Fund had taken a dip over the years and by splitting the funding it would help to bolster the General fund. She felt that requesting voters to renew or add to a levy that's 26 years old would be easier than requesting a General Fund levy. If the Board was comfortable with that direction, she would like to begin working with Department Heads, Mrs. Baker and Mr. Dietz to identify existing expenditures in the 2022 and 2023 budget. The American Rescue Fund funding had to be incurred and appropriated by the end of 2024 and expended by the end of 2026. The Board stated they were comfortable with the direction outlined by Mrs. Earhart.

Resolution Providing for the Securance of an Insecure and Unsafe Structure, Which Has Been Declared Unfit for Human Habitation, on Land Owned by 555 Church Street LLC, located at 780 Sutton Road, and Providing for Notice, Pursuant to Section 505.86 of the Revised Code –

Resolution 22-0303-04: Mrs. Lausten moved to adopt a resolution providing for the securance of an insecure and unsafe structure, which has been declared unfit for human habitation, on land owned by 555 Church Street LLC, located at 780 Sutton Road, in Anderson Township, and providing for notice pursuant to Section 505.86 of the Revised Code as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 22 - 0303 - 04

RESOLUTION PROVIDING FOR THE SECURANCE OF AN INSECURE AND UNSAFE STRUCTURE, WHICH HAS BEEN DECLARED UNFIT FOR HUMAN HABITATION, ON LAND OWNED BY 555 CHURCH STREET LLC, LOCATED AT 780 SUTTON ROAD, IN ANDERSON TOWNSHIP, AND PROVIDING FOR NOTICE, PURSUANT TO SECTION 505.86 OF THE 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 structure (the "Structure") located at 780 Sutton Road, Anderson Township, Ohio 45230 (further identified as Hamilton County Auditor's Parcel No. 500-0471-0007-00) (the "Property"), requires securance, as provided herein; and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

March 3, 2022

WHEREAS, the Township's Zoning and Planning staff have visually inspected the Structure on February 16, 2022, and found that the structure has extensive water damage, roof damage and visible mold, is deemed unsafe and insecure, and requires securance; and

WHEREAS, the Anderson Township Fire Department visually inspected the Structure on February 16, 2022, and in a letter to this Board dated March 2, 2022, has declared the Structure to be insecure and unsafe; and

WHEREAS, by Notice of Violation and Notice of Condemnation dated April 20, 2021, Hamilton County Health Department ("HCHD") issued after multiple site investigations, found the sewage treatment system ("STS") to be failing, that the STS had not been permitted, and that untreated wastewater was discharging from the STS into the environment causing a public health nuisance, and that after multiple correspondences, the owner had failed to take required corrective action; and

WHEREAS, further, HCHD noted numerous violations of the Ohio Administrative Code and condemned the Structure and considered [it] unfit for human habitation; and

WHEREAS, after further inspection on February 16, 2022, by Notice of Condemnation dated February 28, 2022, the HCHD declared the Property to be condemned and unfit for human habitation; and

WHEREAS, the owner of record of the Property and Structure is 555 Church Street LLC (the "Owner"); and

WHEREAS, the last known mailing address of the Owner is, 30 Over Ridge Court, Apartment 2132, Baltimore, MD 21210; and

WHEREAS, tax bills are mailed by the Hamilton County Auditor to the Owner at 30 Over Ridge Court, Apartment 2132, Baltimore, MD 21210;

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

SECTION 1. The Fiscal Officer, on behalf of this Board, shall give notice, in the form attached hereto as Exhibit A, by certified mail return receipt requested to each party in interest with respect to the Property, which under the Statute includes "an owner of record of the real property on which the building or structure is located, and includes a holder of a legal or equitable lien of record on the real property or the building or other structure," of the Board's intention to provide for the securance of the insecure and unsafe 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. If the address of the Owner is unknown and cannot reasonably be obtained, the Fiscal Officer shall publish the aforesaid notice as provided in Section 505.86(B) of the Revised Code, once in a newspaper of general circulation in the Township.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

March 3, 2022

SECTION 2. Upon the expiration of thirty (30) days from the date of giving the notice or notices provided for in SECTION 1 hereof, then unless the Structure has been completely repaired or secured, or unless the Owner or the holders of liens of record upon the Property shall have entered into an agreement with the Board to perform the repair and securance of the Structure under Section 505.86 of the Revised Code, this Board shall make an Order directing the Township Administrator to proceed to provide for the securance of the Structure in accordance with SECTION 1 hereof, and the "total cost" of such securance, as defined in Section 505.86(A) of the Revised Code, shall be collected by the Fiscal Officer in accordance with Section 505.86(F)(1) of 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) Section 121.22 of the Revised Code, except as otherwise permitted thereby.

There was no further discussion.

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

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of May 19, 2022.


R. Dee Stone, Vice 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 3rd day of March 2022, and that said minutes have been duly entered upon the Journal of said Township.

This 19th day of May, 2022.


Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

March 17, 2022

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on March 17, 2022, at 5:00 p.m., in Anderson Center Board Room. Present were the following Board members:

Joshua S. Gerth
R. Dee Stone
Lexi Lausten

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.

Mr. Gerth called the meeting to order and 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 sale of property 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. Stone seconded the motion. Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Stone, yes; Mrs. Lausten, yes.

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

Mr. Gerth called the meeting to order and welcomed the additional attendees, including a number of citizens and other public officials including: Planning & Zoning Director Paul Drury, Fire Chief Rick Martin, Public Works Director Eric Luginbuhl, Facilities Manager Mark Magna, Hamilton County Sheriff’s District 5 Lt. Dan McElroy, Law Director Margaret Comey, Fiscal Office Manger Jennifer Baker, and Administrative Assistant Molly Mohrfield. He asked them to join him in the Pledge of Allegiance.

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

There was no further discussion.

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

PUBLIC HEARINGS

Mr. Gerth opened the public hearing for Case 1-2022 Anderson, 1949 Wolfangel Road.

March 17, 2022

Case 1-2022 Anderson, 1949 Wolfangel Road – **Mr. Drury** stated that this was a zone change request was for the property located at 1949 Wolfangel Road. The applicant was Doug Smith of McGill Smith Punshon on behalf of Beaver Creek Interests, LLC, for Our Lady of Mercy of Mariemont, Ohio, property owner. The current zoning was “OO” Planned Office District, and the request was for a zone change to “C-CUP” Residence, Community Unit Plan (CUP). The applicant was proposing to construct a 36-lot single family residence subdivision, with 35 buildable lots, 1 open space, on approximately 17.256 acres of land, resulting in an approximate density of two units per acre. The open space parcel was 9.517 acres, which was approximately 55.15% of the total site acreage.

The Mercy Hospital site was originally rezoned from “B” Single Family Residence to “OO” Planned Office by the Hamilton County Commissioners in 1982, permitting construction of the hospital and parking garage. In 2012, a zone change and major modification was approved to the final development plan. The zone change was for 7572 State Road which changed the zoning from “B” Residence to “OO” Planned Office District. The original zone change resolution contained a condition that the “North/East Parcel” could only be used for one single family residence, this restriction was to remain in effect so long as the Development Plan, as amended, remained in effect and these restrictions could be removed or varied by an amendment to the Development Plan and Zoning Resolution.

A pre-submittal open house was held on January 5, 2022, to gain surrounding neighbor input. Hamilton County Regional Planning had a public hearing on February 10, 2022, and recommended approval with conditions. The Anderson Township Zoning Commission held a public hearing on February 28, 2022, and also recommended approval with conditions. There were concerns from neighbors regarding site distance of the proposed street. A site distance study was submitted to the Hamilton County Engineer for examination, and they determined that the site distance requirement had been met. A traffic impact study had yet to be submitted. Sidewalks were being proposed on both sides of the new street as well as the street frontage on Wolfangel. A trail connection through the Mercy Hospital property that would tie into State Road was being proposed as well. **Mrs. Stone** asked what impact this development would have on the creek. **Mr. Drury** stated that the grading and clearing would take place on the flat portion of the property. The creek was classified as a Regulatory Floodway and could not be touched or disturbed, so the intent was to preserve the open space area as undisturbed. All the storm water would go into the storm water detention basin, which ultimately would go into the creek.

Doug Smith, McGill Smith Punshon, Civil Site Engineer, pointed out that the lots around the cul-de-sac would have a front yard side back of 25’ for better homesite placement on the hill. This change would still provide adequate off-street parking. The rest of the lots would have the minimum front yard setback of 30’. He stated that they concurred with all the conditions both from Hamilton County Regional Planning Commission and the Anderson Township Zoning Commission.

Mr. Gerth asked if anyone would like to comment on Case 1-2022 Anderson, 1949 Wolfangel Road.

Kevin Misiak, 8433 Holiday Hills Drive, asked what impact the development would have on 1967 Wolfangel Road.

Mr. Smith, explained that there was a proposed open space parcel, owned by the HOA, along the north property line of Towerview Lane. The proposed roadway intersecting Wolfangel Road had to stay where it was due to site distance issues. Therefore a 30' buffer across lots 1 and 2, which were adjacent to the referenced home, could not be provided. However, there would be a 30' buffer easement on those two private properties with plantings. The impact would be minimal.

Omar Novillo Chiriboga, 7588 State Road, stated that he owned the home on the private road where the trail was proposed. He questioned how a public walkway could be constructed on a private road. He also asked who would be responsible for maintenance.

Mr. Drury explained that it was his understanding that in 2012, when that portion of the Mercy Hospital site was rezoned, there was a condition placed on the private drive. This stated in lieu of constructing a sidewalk along Five Mile, or in lieu of a pedestrian connection elsewhere, that at the time of a development or a sidewalk was to be constructed on Wolfangel there would be a connection through that property. As far as who would maintain that sidewalk in the future that had not been decided. An agreement had not been made but that was something that could be discussed during the final development plan review if the zone change was approved. **Mr. Gerth** asked who generally had maintenance responsibilities of those type of trails. **Mr. Drury** replied that the trail through the open space would be the responsibility of the Homeowners Association (HOA). The Township would maintain the sidewalks that were in the public right-of-way, and it had not been decided who would maintain the private drive or the trail connection through the hospital property. **Mr. Gerth** asked who owned the private drive. **Mr. Drury** stated that it was his understanding that Mercy Hospital owned the private drive. **Mr. Gerth** felt that Mercy Hospital should be responsible for maintaining the road. **Mr. Drury** stated that he did not know what the easement agreements were. **Mr. Gerth** asked Mr. Smith if McGill Smith Punshon had an agreement with the hospital regarding the private drive. **Mr. Smith** responded that he was unaware of any agreement. **Mr. Sievers** explained that McGill Smith Punshon and their client would be tying into the existing agreement.

Mr. Gerth closed the hearing.

Resolution 22-0317-01: Mrs. Lausten moved to adopt a resolution approving and adopting a zone change from "OO" Planned Office District to "C-CUP" Single Family Community Unit plan for property located at 1949 Wolfangel Road as follows; Mrs. Stone seconded the motion:

**RESOLUTION NO. 22-0317-01
CASE 1-2022 ANDERSON
1949 WOLFANGEL ROAD
(Book 500, Page 214, Parcels 26 and 10)**

Approving and Adopting a Zone Change from “OO” Planned Office District to “C-CUP” Single Family Community Unit plan for property located at 1949 Wolfangel Road.

WHEREAS, this Board of Township Trustees (“Board”), on March 17, 2022, has discussed Case 1-2022 Anderson, an application filed by Doug Smith, of McGill Smith Punshon, on behalf of Beaver Creek Interests, LLC, for Our Lady of Mercy Mariemont, Ohio, property owner, requesting an amendment to the map of the Anderson Township Zoning Resolution for properties located at 1949 Wolfangel Road (Book 500, Page 214, Parcels 26 and 10), containing 17.256 acres to effect, a modification to the Anderson Township Zoning Map from “OO” Planned Office District to “C-CUP” Single Family Community Unit Plan, to allow the construction of a 36 lot subdivision, with 35 buildable lots and 1 open space lot, with minimum lot sizes of 6,480 SF, minimum lot width of 54’, minimum front yard setback of 30’ on lots 1-25, and lots 31-35, minimum front yard setback of 25’ on lots 26-30, side yard setback of 5’ and rear yard setback of 30’; and

WHEREAS, after allowing for public testimony and deliberating in public session, the Hamilton County Regional Planning Commission recommended approval of an application for a zone change to “C-CUP” with conditions on February 10, 2022; and

WHEREAS, after allowing for public testimony and deliberating in public session, the Anderson Township Zoning Commission recommended approval of Case 1-2022 Anderson, with conditions on February 28, 2022; and

WHEREAS, on March 17, 2022, this Board reviewed the Application, the documents and testimony pertaining thereto and the recommendations of the Hamilton County Regional Planning Commission and the action of the Anderson Township Zoning Commission;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees of Anderson Township, Hamilton County, Ohio, 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 with conditions and two variances by the Anderson Township Zoning Commission, will not be in conflict with the best interest of the Township and the public, and therefore approves the Application, with conditions, for the following reasons:

1. The proposed zone change to “C-CUP” is consistent with the density of surrounding property.
2. The proposed use is compatible with the surrounding neighborhood and furthers the ideas laid out in the Anderson Township Comprehensive Plan.
3. The health and safety of the neighborhood and the Township are maintained.
4. The proposed use of the site provides an opportunity for the applicant to realize a reasonable profit (not necessarily a maximum profit) from the applicant’s use of the subject land.

SECTION 2. The Board further finds that the Preliminary Plan for the Application (the Plan) shall be subject to the conditions and declarations of Article 5.1, General Development Plan Provisions, Section 5.1 et. seq., inclusive, of the Anderson Township Zoning Resolution, and subject further to the following conditions:

As recommended by Hamilton County Regional Planning Commission, the Anderson Township Zoning Commission, and/or by this Board:

1. That the development shall be limited to a maximum of 35 dwelling units.
2. That the landscape buffer area to the north shall be located on a separate open space parcel and not within a landscape easement. The dedicated open space parcel(s) shall be owned and maintained by a Homeowner's Association.
3. That the existing woods to remain designation on lots 17-35 be expanded to preserve any large significant trees and that the trees on lots 13-16 be surveyed for trees where no vegetation is proposed to be planted, and that additional trees be supplemented to provide a buffer.
4. That detailed signage and lighting plans in compliance with the Zoning Resolution shall be submitted as part of the Final Development Plan.
5. That further subdividing of the development shall be prohibited to assure conservation of all open space tracts.
6. That prohibitions/restrictions for the open space tracts shall be submitted as part of the Final Development Plan and approved by the Anderson Township Law Director to ensure preservation of existing trees and prohibit future development of the open space.
7. That the development shall comply with the Subdivision Rules and Regulations unless modified by the Regional Planning Commission.
8. That the landscaping plan submitted with the Final Development Plan include an increase in size of evergreens to 8' - 9' tall, include a mixture of trees including Tulip Poplar and American Basswood, and that the plan notes the ANSI 300 standards for landscaping and tree planting.
9. A sidewalk shall be installed along the Wolfangel Road frontage and continue south to the mulch trail across the creek to the private drive on the Mercy Hospital property to connect to State Road. The location of the proposed trail shall be approved by the Township and be made of woodchips.

SECTION 4. Final Development Plan: No Final Development Plan shall be approved by the Anderson Township Zoning Commission before:

1. All "Requirements for Submission" have been completed;
2. Building and parking setbacks, building heights, floor area, density, construction limits and impervious surfaces are in conformance with those which are specified or depicted on the approved Preliminary Development Plan;

3. A landscape plan for perimeter buffers and other required areas is prepared by a registered landscape architect, complete with all necessary details and specifications for new landscaping features, a depiction of existing landscaping and tree mass that is to remain, and specifications for soil erosion and sedimentation control, and submitted to and approved by the Anderson Township Zoning Commission.
4. The plan complies with applicable recommendations of:
 - (1) The County Engineer regarding site distance analysis, right-of-way and access improvements and circulation concept;
 - (2) Hamilton County Planning and Development regarding surface drainage concept;
 - (3) The Metropolitan Sewer District and/or O.E.P.A. regarding sewerage concept;
 - (4) The Hamilton County Soil and Water Conservation District regarding erosion and sedimentation control concept; and
 - (5) The authorized Fire Prevention Officer under the jurisdiction of the Board regarding Fire Prevention concepts.

SECTION 5. Construction Permits: No Zoning Certificate or building permit for actual construction shall be issued before a Final Development Plan has been approved by the Anderson Township Zoning Commission.

SECTION 6. Occupancy Permit

1. No Certificate of Occupancy shall be issued before the following documents are submitted to or received from the following officials or agencies:
 - (a) A letter from the County Engineer certifying that the approved plans and specifications for right-of-way and access improvements, on-site and off-site, have been completely implemented;
 - (b) A summary report from the Applicant's registered engineer or surveyor as required by and addressed to Hamilton County Planning and Development Stormwater + Infrastructure certifying that the approved plans and specifications for storm drainage improvements have been completely implemented; Stormwater + Infrastructure shall inform the Anderson Township Zoning Inspector when such report is received and accepted.
 - (c) A letter from the Metropolitan Sewer District or O.E.P.A. certifying that the approved Plan and specifications for sanitary sewer and wastewater treatment have been completely implemented;

March 17, 2022

- (d) A summary report from the registered landscape architect who prepared the landscape plan, attesting to completion of the landscape plan and soil erosion and sedimentation control measures, noting any deviations and the reasons for such deviations;
 - (e) A letter from the authorized Fire Prevention Officer under jurisdiction of the Board, certifying that the approved plan and specifications for fire prevention have been completely implemented;
 - (f) A letter from the Ohio Department of Transportation stating that all applicable requirements have been fulfilled.
2. No Certificate of Occupancy shall be issued before the development complies with all of the terms, covenants, and conditions of approval, as imprinted on the Final Development Plan and contained in this Resolution.

SECTION 7. Maintenance of Improvements:

- 1. All landscaping, ground cover and other property improvements shall be maintained by the subject owner of the property or its successors in title in perpetuity or until the approved use ceases to exist.
- 2. All specifications, conditions, and limitations, which are imprinted on the Final Development Plan or contained in this Resolution shall be enforced throughout the life of the development by the Anderson Township Zoning Inspector.

SECTION 8. A certified copy of this Resolution be directed, by the Fiscal Officer, to the Applicant and its Agent for this Amendment, to the Anderson Township Zoning Commission, to the Township Zoning Inspector, Hamilton County Planning and Development, the County Engineer Permit Department, the Metropolitan Sewer District, and the Ohio Department of Transportation, and a certified copy be filed with the Hamilton County Recorder and Hamilton County Regional Planning Commission within five (5) days after the effective date of this Resolution.

SECTION 9. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this resolution.

SECTION 10. 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. Drury wanted to acknowledge that the front yard setbacks on lots 26 thru 30 were proposed at 25' versus 35'.

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

PRESENTATIONS AND RECOGNITIONS

Resolution Proclaiming March 2022 as Women's History Month in Anderson Township -

Resolution 22-0317-02: Mrs. Stone moved to adopt a proclamation recognizing March 2022 as Women's History Month as follows; Mrs. Lausten seconded the motion:

RESOLUTION 22-0317-02

PROCLAMATION RECOGNIZING MARCH 2022 AS WOMEN'S HISTORY MONTH

WHEREAS, women of every race, class, and ethnic background have made historic contributions to the growth and strength of Anderson Township in countless recorded and unrecorded ways; and

WHEREAS, women have played and continue to play a critical economic, cultural, and social role in every sphere by constituting a significant portion of the labor force working inside and outside of the home; and

WHEREAS, women make up much of the workforce in service sectors and are employed as front-line workers in occupations such as community & social services, education, training & library, healthcare practitioners, healthcare support, office and administrative support, and personal care & services and only make \$0.82 for every dollar a man makes; and

WHEREAS, the number of women is growing in additional sectors such as, business, engineering, information technology, banking, law, governance, medicine, planning & development, and others, where their influence is creating positive change; and

WHEREAS, women have played a unique role throughout the history of our nation and Anderson Township by providing much of the volunteer labor force of the community; and

WHEREAS, women were particularly important in the establishment of early charitable, philanthropic, and cultural institutions in Anderson Township; and

WHEREAS, American women have served our country courageously in the military; and

WHEREAS, American women have been leaders, in securing their own rights of suffrage and in equal opportunity, the abolitionist movement, the emancipation movement, the industrial labor movement, the civil rights movement, and peace movement, and diversity/inclusion movement in which all cases, create a more fair and just society for all; and

WHEREAS, despite these contributions, the role of American women in history has been consistently overlooked and undervalued in the literature, teaching and study of American history; and

WHEREAS, Anderson Township recognizes and encourages the study, observance, and celebration of the vital role in American history, and as a gesture of celebration, desires to recognize Women's History Month.

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 March 2022 as

WOMEN'S HISTORY MONTH

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.

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

Coalition to Save Hillcrest Cemetery Volunteer Awards – **Mr. Gerth** introduced Colonel Todd Mayer. **Mr. Mayer** thanked the Township for allowing the Coalition to publicly recognize individuals that were important to the history and maintenance of Hillcrest Cemetery. He presented Russ Jackson, and Vicky Earhart, with a Lifetime Achievement Award. He presented the 2020 Volunteer of the Year to Don Bishop, and the 2021 Volunteer of the Year to Kelly Berg.

PUBLIC FORUM

Kevin Misiak, 8433 Holiday Hills Drive, thanked Mr. Sievers and Mr. Drury for actively working towards the installation of sidewalks on Holiday Hills.

FISCAL OFFICER

Financial Reports – **Mr. Dietz** announced that the end of December financial reports were available for review.

Presentation and Requested Adoption of 2022 Permanent Summary Budget –

Resolution 22-0317-03: Mrs. Lausten moved to adopt a resolution approving the 2022 permanent budget as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 22-0317-03

RESOLUTION APPROVING 2022 PERMANENT BUDGET

WHEREAS, the Board of Township Trustees of Anderson Township, adopted Resolution 21-0715-01 establishing the Preliminary Summary Tax Budget for the fiscal year commencing January 1, 2022 in accordance with Section 5705.28 of the Ohio Revised Code; and

WHEREAS, the Board adopted Resolution 21-1216-22 establishing Temporary 2022 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, 2022;

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 Fiscal Officer, this Board hereby adopts the 2022 Permanent Budget 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 2022 Permanent Budget 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.

There was no further discussion.

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

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
March 17, 2022

2021 PERMANENT BUDGET			2021
March 17, 2022			PERMANENT
LAN	TOWNSHIP	DESCRIPTION	DETAIL BUDGET
GENERAL			
01-A01	01 100 01	SALARIES - TRUSTEES	71,000
01-A02	01 100 02	SALARY - TOWN CLERK	36,800
01-A03	01 100 03	TRAVEL EXPENSES	3,000
01-A04	01 100 04	SUPPLIES - ADMIN	13,000
01-A05	01 100 05	EQUIPMENT	31,000
01-A06	01 100 06	INSURANCE	312,500
01-A07	01 100 07	LEGAL	241,000
01-A08	01 100 08	MEMORANDUMS & FEES	300
01-A09	01 100 09	EMPLOYERS RETIRE CONTRIBUTION	104,000
01-A10	01 100 10	SOCIAL SECURITY	3,000
01-A11	01 100 11	WORKERS COMPENSATION - CARE WORKERS	17,000
01-A12	01 100 12	GENERAL HEALTH DISTRICT	30,000
01-A13	01 100 13	AUDITOR'S FEE'S	25,000
01-A14	01 100 14	ADVERTISING FOR HOUSING LANDS	1,000
01-A15	01 100 15	AUDIT CHARGES	30,000
01-A16	01 100 16	ELECTION EXPENSES	20,000
01-A17	01 100 17	DISASTER MANAGEMENT	20,000
01-A18	01 100 18	OTHER FEES	1,000
01-A19	01 100 19	TRANSPORT	1,000
01-A20	01 100 20	CONTRACTUAL SERVICES	10,000
01-A21	01 100 21	SALARIES & BENEFITS - ADMINISTRATOR	30,000
01-A22	01 100 22	SALARY CONTRACTS - BLDG/GRDNG MAINT	20,000
01-A23	01 100 23	IMPROVEMENTS FOR BUS DNGS	30,000
01-A24	01 100 24	NEW BLDG ADDITIONS	14,000
01-A25	01 100 25	UTILITIES	1,000
01-A26	01 100 26	MAINTENANCE SUPPLIES - BUS DNGS	1,000
01-A27	01 100 27	EQUIPMENT PURCHASES - BLDG/GRDNG	1,000
01-A28	01 100 28	REPAIRS - BUS DNGS	1,000
01-A29	01 100 29	OTHER EXPENSES - BUS DNGS	30,000
01-A30	01 100 30	SALARIES - CELEBRITY HONORARY	10,000
01-A31	01 100 31	IMPROVEMENTS - CLUSTER	30,000
01-A32	01 100 32	LIGHTING CONTRACT	10,000
01-A33	01 100 33	IMPROVEMENTS - RECREATION	1,000
01-A34	01 100 34	LAND PURCHASES - RECREATION	100,000
01-A35	01 100 35	OTHER EXPENSES - RECREATION	0
01-A36	01 100 36	ADVANCED OUT	0
TOTAL GENERAL			2,661,100
MOTOR VEHICLE LEASE			
02-B01	02 200 01	SALARIES (Road & Bridge)	4,000
02-B02	02 200 02	OTHER EXP - MEDICARE	0
TOTAL MOTOR VEHICLE LEASE			4,000
CASH ON HAND			
03-B01	03 200 01	SALARIES (Road & Bridge)	8,000
03-B02	03 200 02	OTHER EXP - MEDICARE	0
TOTAL CASH ON HAND			8,000
PUBLIC WORKS			
04-A01	04 100 01	EMPLOYERS RETIRE CONTRIBUTION	140,000
04-A02	04 100 02	WORKERS COMPENSATION - CARE WORKERS	3,000
04-A03	04 100 03	TOOLS & EQUIPMENT	30,000
04-A04	04 100 04	SUPPLIES	211,000
04-A05	04 100 05	REPAIRS	100,000
04-A06	04 100 06	BUSINESS ADDITIONS	20,000
04-A07	04 100 07	UTILITIES	24,000
04-A08	04 100 08	INSURANCE	232,000
04-A09	04 100 09	OTHER EXPENSES	115,000
04-A10	04 100 10	SALARIES	300,000
04-A11	04 100 11	CONTRACTS	100,000
04-A12	04 100 12	CONTRACTS	180,000
04-A13	04 100 13	OTHER EXPENSES	5,000
TOTAL PUBLIC WORKS			1,465,000
LIGHTING CONTRACT			
05-A01	05 100 01	CONTRACTS	140,000
05-A02	05 100 02	OTHER EXP - AUDITORS FEES	0
TOTAL LIGHTING CONTRACT			140,000
SHRETT			
06-A01	06 100 01	SALARIES	130,000
06-A02	06 100 02	EMPLOYERS RETIRE CONTRIBUTION	70,000
06-A03	06 100 03	WORKERS COMPENSATION - CARE WORKERS	3,000
06-A04	06 100 04	TOOLS & EQUIPMENT	15,000
06-A05	06 100 05	SUPPLIES	80,000
06-A06	06 100 06	REPAIRS	40,000
06-A07	06 100 07	CONTRACTS	4,000
06-A08	06 100 08	INSURANCE	14,000
06-A09	06 100 09	OTHER EXPENSES	134,000
TOTAL SHRETT			580,000
TRF			
10-A01	10 100 01	SALARIES	7,100,000
10-A02	10 100 02	EMPLOYERS RETIRE CONTRIBUTION	1,600,000
10-A03	10 100 03	WORKERS COMPENSATION - CARE WORKERS	311,000
10-A04	10 100 04	UTILITIES	192,000
10-A05	10 100 05	TOOLS & EQUIPMENT	30,000
10-A06	10 100 06	SUPPLIES	340,000
10-A07	10 100 07	REPAIRS	270,000
10-A08	10 100 08	CONTRACTS	30,000
10-A09	10 100 09	INSURANCE	270,000
10-A10	10 100 10	OTHER EXPENSES	1,050,000
TOTAL TRF			10,003,000
PLANNING & ZONING			
13-A01	13 100 01	SALARIES - OFFICE & INSPECTORS	180,000
13-A02	13 100 02	SUPPLIES	2,000
13-A03	13 100 03	CONTRACTS	247,000
13-A04	13 100 04	OTHER EXPENSES	242,000
TOTAL PLANNING & ZONING			671,000
FF FUND - 184 VARIOUS PURPOSE BONDS			
18-A01	18 100 01	EXPENSES	7,100,000
18-A02	18 100 02	FF DISTRIBUTION	14,000,000
TOTAL FF FUND - 184 VARIOUS PURPOSE BONDS			21,100,000
GENERAL NOTE RETIREMENT			
15-A01	15 100 01	ADMINISTRATIVE	60,000
15-A02	15 100 02	OTHERS	60,000
TOTAL GENERAL NOTE RETIREMENT			120,000
SPRINGFACE SPECIAL REVENUE LEVY			
20-A01	20 100 01	CONTRACTS	20,000
20-A02	20 100 02	OTHER EXPENSES	100,000
TOTAL SPRINGFACE SPECIAL REVENUE LEVY			120,000
PERMANENT MOTOR VEHICLE LEASES			
21-B01	21 100 01	ADVANCED OUT	0
21-B02	21 100 02	CONTRACTS	500,000
TOTAL PERMANENT MOTOR VEHICLE LEASES			500,000
FF FUND - OHIO MOUNTAIN AREA 1 (P)			
32-A01	32 100 01	EXPENSES	1,140,000
32-A02	32 100 02	FF DISTRIBUTION	1,800,000
TOTAL FF FUND - OHIO MOUNTAIN AREA 1 (P)			2,940,000
FF FUND - OHIO MOUNTAIN AREA 3 (F&D)			
33-A01	33 100 01	FF DISTRIBUTION	100,000
TOTAL FF FUND - OHIO MOUNTAIN AREA 3 (F&D)			100,000
FF FUND - STONE CREST ANTHROPOLOGY AREA 1 (P)			
34-A01	34 100 01	EXPENSES	100,000
34-A02	34 100 02	FF DISTRIBUTION	100,000
TOTAL FF FUND - STONE CREST ANTHROPOLOGY AREA 1 (P)			200,000
OPWC - BRIDGE & ROAD IMPROVEMENTS FUND - 17			
27-A01	27 100 01	Capital Projects	0
TOTAL OPWC - BRIDGE & ROAD IMPROVEMENTS FUND - 17			0
OPWC - ASBURY ROAD IMPROVEMENTS FUND - 34			
34-A01	34 100 01	Capital Projects	0
TOTAL OPWC - ASBURY ROAD IMPROVEMENTS FUND - 34			0
FEMA - 30			
50-A01	50 100 01	FEMA DISASTER OUT EXPENSES	0
TOTAL FEMA - 30			0
HUMBOLDT REVENUE PLAN ACT - 53			
53-A01	53 100 01		2,317,000.00
TOTAL HUMBOLDT REVENUE PLAN ACT - 53			2,317,000.00
TOTAL PERMANENT BUDGET			26,661,100
NOTE: ALL VALUES			26,661,100

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
March 17, 2022

2022 PERMANENT SUMMARY BUDGET
March 17, 2022

UAN	TOWNSHIP	DESCRIPTION	2022 PERMANENT DETAIL BUDGET
GENERAL			
01-A-01	01.1100.01	SALARIES - TRUSTEES	75,000
01-A-02	01.1100.02	SALARY - FISCAL OFFICER	36,000
01-A-03	01.1100.03	TRAVEL/OFFICIALS EXPENSES	5,000
01-A-04	01.1100.04	SUPPLIES - ADMIN.	15,000
01-A-05	01.1100.05	EQUIPMENT	31,000
01-A-06	01.1100.06	INSURANCE	382,500
01-A-10	01.1100.10	LEGAL	245,000
01-A-11	01.1100.11	MEMORIAL DAY EXPENSE	300
01-A-12	01.1100.12	EMPLOYERS RETIRE. CONTRIBUTION	105,000
01-A-13	01.1100.13	SOCIAL SECURITY	3,500
01-A-15	01.1100.15	WORKERS COMPENSATION + CAREWORKS	37,000
01-A-16	01.1100.16	GENERAL HEALTH DISTRICT	90,000
01-A-17	01.1100.17	AUDITOR/TREASURER FEES	25,000
01-A-18	01.1100.18	ADVERTISING DELINQUENT LANDS	1,000
01-A-19	01.1100.19	AUDIT CHARGES	35,000
01-A-21	01.1100.21	ELECTION EXPENSE	20,000
01-A-24	01.1100.24	DISASTER MANAGEMENT	20,000
01-A-26	01.1100.26	OTHER EXPENSES	1,016,500
01-A-27	01.1100.27	TRANSFERS	1,610,500
01-A-28	01.1100.28	CONTRACTUAL SERVICES	307,000
01-A-81	01.1100.81	SALARY & BENEFITS - ADMINISTRATOR	80,000
01-B-01	01.1200.01	SALARY/CONTRACT BLDG/GROUND MAINT	330,000
01-B-02	01.1200.02	IMPROVE SITES FOR BUILDINGS	30,000
01-B-03	01.1200.03	NEW BLDG & ADDITIONS	0
01-B-04	01.1200.04	UTILITIES	145,000
01-B-05	01.1200.05	MAINTENANCE SUPPLIES - BUILDINGS	5,000
01-B-06	01.1200.06	EQUIPMENT PURCHASE/REPLACE - BUILDINGS	3,500
01-B-07	01.1200.07	REPAIRS - BUILDINGS	5,000
01-B-08	01.1200.08	OTHER EXPENSES - BUILDINGS	20,000
01-D-01	01.1400.01	SALARIES - CEMETERES - MAINT.	10,000
01-D-02	01.1400.02	IMPROVEMENT SITE - CEMETERY	30,000
01-E-01	01.1500.01	LIGHTING CONTRACT	115,000
01-F-02	01.1600.02	IMPROVEMENT SITE - RECREATION	6,000
01-F-03	01.1600.03	LAND PURCHASES - RECREATION	0
01-F-08	01.1600.08	OTHER EXPENSE - RECREATION	110,600
01-I-01	01.1900.01	ADVANCES - OUT	0
TOTAL GENERAL - 01			4,550,400
MOTOR VEHICLE LIC.			
02-B-01	02.1200.01	SALARIES (Road & Bridge)	47,900
02-B-04	02.1200.04	OTHER EXP - MEDICARE	900
TOTAL MOTOR VEHICLE LICENSE - 02			47,900
GASOLINE TAX			
03-B-01	03.1200.01	SALARIES (Road & Bridge)	520,000
03-B-04	03.1200.04	OTHER EXP - MEDICARE	6,000
TOTAL GAS TAX - 03			526,000
PUBLIC WORKS			
04-A-02	04.1100.02	EMPLOYERS RETIRE CONTRIB.	140,000
04-A-03	04.1100.03	WORKERS COMPENSATION + CAREWORKS	5,000
04-A-04	04.1100.04	TOOLS & EQUIPMENT	50,000
04-A-05	04.1100.05	SUPPLIES	211,000
04-A-06	04.1100.06	REPAIRS	100,000
04-A-08	04.1100.08	BUILDINGS & ADDITIONS	20,000
04-A-09	04.1100.09	UTILITIES	24,900
04-A-10	04.1100.10	INSURANCE	325,000
04-A-13	04.1100.13	OTHER EXPENSES	171,000
04-B-01	04.1200.01	SALARIES	300,000
04-B-02	04.1200.02	MATERIALS	370,000
04-B-03	04.1200.03	CONTRACTS	160,000
04-B-04	04.1200.04	OTHER EXPENSES	9,000
CONTRACTS			
LIGHTING DISTRICT			
07-A-01	07.1100.01	CONTRACTS	148,600
07-A-02	07.1100.02	OTHER EXP - AUD/TREAS. FEES	3,780
TOTAL LIGHTING DISTRICT - 07			152,380
SHERIFF			
09-A-01	09.1100.01	SALARIES	150,000
09-A-02	09.1100.02	EMPLOYER RETR. CONTRIB.	20,000
09-A-03	09.1100.03	WORKERS COMPENSATION + CAREWORKS	7,000
09-A-07	09.1100.07	TOOLS & EQUIPMENT	15,000
09-A-08	09.1100.08	SUPPLIES	95,600
09-A-09	09.1100.09	REPAIRS	40,000
09-A-10	09.1100.10	CONTRACTS	4,875,000
09-A-12	09.1100.12	INSURANCE	49,900
09-A-14	09.1100.14	OTHER EXPENSES	184,000
TOTAL SHERIFF - 09			5,276,500

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
March 17, 2022

FIRE			
10-A-01	10.1100.01	SALARIES	7,468,000
10-A-02	10.1100.02	EMPLOYER RETIR. CONTRIB.	1,800,000
10-A-03	10.1100.03	WORKERS COMPENSATION + CAREWORKS	310,000
10-A-07	10.1100.07	UTILITIES	142,000
10-A-08	10.1100.08	TOOLS & EQUIPMENT	95,000
10-A-09	10.1100.09	SUPPLIES	394,000
10-A-10	10.1100.10	REPAIRS	270,300
10-A-11	10.1100.11	CONTRACTS	80,000
10-A-14	10.1100.14	INSURANCE	2,035,500
10-A-15	10.1100.15	OTHER EXPENSES	1,055,300
TOTAL FIRE - 10			
PLANNING & ZONING			
13-A-01	13.1100.01	SALARIES - OFFICE & INSPECTORS	390,000
13-A-03	13.1100.03	SUPPLIES	10,000
13-A-04	13.1100.04	CONTRACTS	247,300
13-A-05	13.1100.05	OTHER EXPENSES	342,600
TOTAL PLANNING & ZONING - 13			
TIF FUND - 1994 VARIOUS PURPOSE BONDS			
14-A-07	14.1100.07	EXPENSES	7,733,421
14-A-08	14.1100.08	S.D. DISTRIBUTION	14,520,000
TOTAL TIF FUND - 1994 VARIOUS PURPOSE BONDS - 14			
GENERAL NOTE RETIREMENT			
15-A-01	15.1100.01	PRINCIPAL	45,000
15-A-02	15.1100.02	INTEREST	65,000
TOTAL GENERAL NOTE RETIREMENT - 15			
GREENSPACE SPECIAL REVENUE LEVY			
20-A-07A	20.1100.07	CONTRACTS	20,000
20-A-08A	20.1100.08	OTHER EXPENSES	100,000
TOTAL GREENSPACE SPECIAL REVENUE LEVY - 20			
PERMISSIVE MOTOR VEHICLE LICENSE			
	23.1100.09	ADVANCES - OUT	0
23-B-03	23.1200.03	CONTRACTS	500,000
TOTAL PERMISSIVE MOTOR VEHICLE LICENSE - 23			
TIF FUND - OHIO RIVERFRONT AREA I (CPS)			
32-A-07	32.1100.07	EXPENSES	1,145,900
32-A-08	32.1100.08	S.D. DISTRIBUTION	1,600,000
TOTAL TIF FUND - OHIO RIVERFRONT AREA I (CPS) - 32			
TIF FUND - OHIO RIVERFRONT AREA II (FHSD)			
33-A-08	33.1100.08	S.D. DISTRIBUTION	112,000
TOTAL TIF FUND - OHIO RIVERFRONT AREA II (FHSD) - 33			
TIF FUND - STONECREST/ANTHOLOGY (REX PLEX) - 34			
34-A-07	34.1100.07	EXPENSES	50,000
34-A-08	34.1100.08	S.D. DISTRIBUTION	395,000
TOTAL TIF FUND - STONECREST/ANTHOLOGY (REX PLEX) - 34			
OPWC - BRIDLE ROAD IMPROVEMENTS FUND - 37			
	37.1200.01	Capital Projects	0
TOTAL OPWC - BRIDLE ROAD IMPROVEMENTS - 37			
OPWC - ASBURY ROAD IMPROVEMENTS FUND - 38			
	38.1200.01	Capital Projects	0
TOTAL OPWC - ASBURY ROAD IMPROVEMENTS FUND - 38			
FEMA - 50			
	50.01100.01	FEMA-DIASTER MGMT EXPENSES	0
TOTAL FEMA - 50			
AMERICAN RESCUE PLAN ACT - 53			
	53.1100.01		2,317,089.00
TOTAL AMERICAN RESCUE PLAN - 53			
TOTAL ALL FUNDS			
			<u>56,042,490</u>

LAW DIRECTOR

Mrs. Comey had nothing requiring Board action.

PLANNING & ZONING

Mr. Drury had nothing requiring Board action.

SHERIFF'S OFFICE

Lt. McElroy had nothing requiring Board action.

PUBLIC WORKS DEPARTMENT

Mr. Luginbuhl had nothing requiring Board action.

FIRE & RESCUE

Chief Martin had nothing requiring Board action

TOWNSHIP ADMINISTRATOR

Recommendation to Award Bid for Fire and Rescue Department Medic Remount Project –

Resolution 22-0317-04: Mrs. Stone moved that this Board hereby accepts the Bid of \$209,457.00, from Crossroads Ambulance Sales & Service, LLC, deemed to be the most responsive and responsible bidder for the Anderson Township Fire & Rescue Dept. Medic Remount project in accordance with the Bid plans and specifications, together with a 10% contingency, for a maximum appropriation of \$230,403.00 from funds currently secured in a purchase order using the 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 Crossroads Ambulance Sales & Service, LLC in accordance with their Bid for the Anderson Township Fire & Rescue Dept. Medic Remount project. Mrs. Lausten sectioned the motion.

There was no further discussion.

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

Recommendation to Award Bid for Fire and Rescue Department Fire Hose Project –

Resolution 22-0317-05: Mrs. Lausten moved that this Board hereby accepts the Bid of \$64,271.00, from Fire Safety Services, Inc., deemed to be the most responsive and responsible bidder for the Anderson Township Fire & Rescue Dept. Fire Hose project in

accordance with the Bid plans and specifications, together with a 10% contingency, for a maximum appropriation of \$70,698.00 in 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 Fire Safety Services, Inc. in accordance with their Bid for the Anderson Township Fire & Rescue Dept. Fire Hose project.

There was no further discussion.

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

Request Authorization to Bid Bartels and Holiday Hills-Clough Sidewalk Project –

Resolution 22-0317-06: Mrs. Stone moved to authorize staff to proceed with preparing materials and securing necessary easements, as needed, and to seek bids for the Holiday Hills Drive-Clough Pike, and Bartels Road, sidewalk projects as outlined by staff. Mrs. Lausten seconded the motion.

There was no further discussion.

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

Consideration of Resolution Approving Revised Greenspace Use and Maintenance Policy and Greenspace Rules –

Resolution 22-0317-07: Mrs. Lausten moved to adopt a resolution approving revised Greenspace Use and Maintenance Policy and Greenspace Rules as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 22-0317-07

**RESOLUTION APPROVING
REVISED GREENSPACE USE AND MAINTENANCE POLICY
AND GREENSPACE RULES**

WHEREAS, in November 1990 after voters passed a levy to acquire land to be preserved in its natural state, Anderson Township became the first Ohio township to adopt a Greenspace program; and,

WHEREAS, in November 1995, Township residents approved a renewal of the Greenspace tax levy; and,

WHEREAS, through tax funds and donations 68 parcels comprising nearly 700 acres have been acquired; and,

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
March 17, 2022

WHEREAS, it is incumbent upon the Township to protect and preserve these properties,

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 the revised Greenspace Use and Maintenance Policy, in the form attached hereto as Exhibit A and by this reference incorporated herein, as recommended by staff and the Greenspace Advisory Committee, is hereby approved.

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) R.C. §121.22, except as otherwise permitted thereby.

There was no further discussion.

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

Limited Home Rule Resolution Approving Participation in Region 2 Governance Structure Under the OneOhio Memorandum of Understanding and Declaring an Emergency –

Resoluton 22-0317-08: Mrs. Stone moved to adopt a Limited Home Rule Resolution approving participation in Region 2 Governance under the OneOhio Memorandum of Understanding, and declaring an emergency as follows; Mrs. Lausten seconded the motion:

BOARD OF TOWNSHIP TRUSTEES
ANDERSON TOWNSHIP
HAMILTON COUNTY, OHIO

The Board of Township Trustees met in regular session at 5:00 p.m. this 17th day of March, 2022, with the following members present:

Joshua S. Gerth
R. Dee Stone
Lexi Lausten

Mrs. Stone introduced the following resolution and moved its passage:

RESOLUTION 22-0317-08

**A LIMITED HOME RULE RESOLUTION
APPROVING PARTICIPATION IN REGION 2 GOVERNANCE UNDER THE
ONEOHIO MEMORANDUM OF UNDERSTANDING, AND DECLARING AN
EMERGENCY**

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

WHEREAS, by Resolution Nos. 21-0819-26 and 21-1202-06, this Board accepted the material terms of the OneOhio Subdivision Settlement pursuant to the OneOhio Memorandum of Understanding (the “Memorandum”) and consistent with the terms of the July 21, 2021 National Opioid Settlement Agreement, and authorized participation in the proposed settlement and execution of the participation forms with respect thereto; and

WHEREAS, the Township is a Local Government within the meaning of the Memorandum, which establishes a mechanism to disburse settlement proceeds from opioid litigation to Ohio’s communities to help abate the opioid crisis, including allocations to Local Governments and Regions through a statewide Foundation (the “Foundation”); and

WHEREAS, the Township is a participant in Region 2 as established by the Memorandum; and

WHEREAS, pursuant to the Memorandum, each Region shall create its own governance structure to ensure that all Local Governments have input and equitable representation regarding regional decisions, including representation on the Board of the Foundation, and selection of projects to be funded from the Region’s regional Share (within the meaning of the Memorandum); and

WHEREAS, each Region has the responsibility to make submissions regarding the allocation of funds to projects that will equitably serve the needs of the entire Region; and

WHEREAS, this Board finds that the regional governance structure comprised of the council of representatives within Region 2 set forth in Exhibit A attached hereto ensures that all Local Governments in this Region, including the Township, shall have input and equitable representation regarding regional decisions made under the Memorandum;

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

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

March 17, 2022

SECTION 2. Subject to, and effective upon, the concurrence of all Local Governments (counties, cities, villages, townships) in Region 2 as evidenced by legislative action duly taken by those Local Governments, this Board hereby approves the governance structure comprised of the council of representatives within Region 2 set forth in Exhibit A attached hereto and authorizes the Township Administrator to provide a certified copy of this Resolution to the Hamilton County Administrator.

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 Resolution is hereby declared to be an emergency measure, necessary for the preservation of public peace, health, welfare, and safety of the Township and to ensure prompt pursuit of funds to assist in abating the opioid epidemic throughout Ohio.

SECTION 7. 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.

EXHIBIT A

OneOhio Region 2 Governance Structure*

Hamilton County Commissioners (3)	City of Cincinnati (2 – designated by Mayor)
Hamilton County Coroner	Hamilton County Health Commissioner
City of Cincinnati Health Commissioner	Hamilton County MHRSB President/CEO
Hamilton County Drug Court Judge	Hamilton County Sheriff
Hamilton County EMA Director	Township Trustee
Village Mayor	Small City Mayor
Individual with Lived Experience (2)	Educator
Mental Health Professional	Business Leader
Faith Leader	Hospital Representative

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
March 17, 2022

*The Hamilton County Addiction Response Coalition will serve as a non-voting advisory panel for the Governance Board.

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

Mr. Gerth yes 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 17th 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 17th day of March, 2022.

Kenneth G. Dietz, Fiscal Officer

There was no further discussion.

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

Resolution Authorizing Expenditure from the American Rescue Plan Act Funds –

Resolution 22-0317-09: Mrs. Lausten moved to adopt a resolution authorizing expenditure from American Rescue Plan Act Funds as follows; Mrs. Stone seconded the motion:

RESOLUTION 22-0317-09

**RESOLUTION AUTHORIZING EXPENDITURE FROM
AMERICAN RESCUE PLAN ACT FUNDS**

WHEREAS, as a nonentitlement unit of local government, the Township has received a distribution of federal monies (the “ARPA Funds”) under the American Rescue Plan Act of 2021 (“ARPA” or the “Act”); and

WHEREAS, Congress passed the Act effective March 11, 2021; and

WHEREAS, Section 603 of the Act created the Coronavirus State and Local Fiscal Recovery Fund which, among other things, appropriated money to cities, nonentitlement units of local government, and counties to mitigate the fiscal effects stemming from the public health emergency with respect to the Coronavirus Disease (COVID-19); and

WHEREAS, the Act generally provides that:

(1) USE OF FUNDS. Subject to limited exception, a metropolitan city, nonentitlement unit of local government, or county shall only use the funds provided under a payment made under this section to cover costs incurred by the metropolitan city, nonentitlement unit of local government, or county, by December 31, 2024;

(A) to respond to the public health emergency with respect to the Coronavirus Disease (“COVID-19”) or its negative economic impacts, including assistance to households, small businesses, and nonprofits, or aid to impacted industries such as tourism, travel, and hospitality;

(B) to respond to workers performing essential work during the COVID-19 public health emergency by providing premium pay to eligible workers of the metropolitan city, nonentitlement unit of local government, or county that are performing such essential work, or by providing grants to eligible employers that have eligible workers who perform essential work;

(C) for the provision of government services to the extent of the reduction in revenue of such metropolitan city, nonentitlement unit of local government, or county due to the COVID-19 public health emergency relative to revenues collected in the most recent full fiscal year of the metropolitan city, nonentitlement unit of local government, or county prior to the emergency; and/or

(D) to make necessary investments in water, sewer, or broadband infrastructure; and

WHEREAS, the Department of Treasury Final Rule, published on January 6, 2022, and effective April 1, 2022 (the “Rule”) provides in part that:

Treasury presumes that up to \$10 million in revenue has been lost due to the public health emergency and recipients are permitted to use that amount (not to exceed the award amount) to fund “government services” (the “standard allowance”); and

WHEREAS, the Rule further provides that:

March 17, 2022

The standard allowance provides an estimate of revenue loss that is based on an extensive analysis of average revenue loss across states and localities, and offers a simple, convenient way to determine revenue loss particularly for Coronavirus State and Local Fiscal Recovery Fund's ("SLFRF") smallest recipients. This provision is intended to promote administrative efficiency and simplify revenue loss calculation for smaller recipients; and

WHEREAS, the Rule further clarifies that recipients can use:

SLFRF funds on government services up to the revenue loss amount, whether that be the standard allowance amount or the amount calculated using the [Final Rule four-step process]. Government services generally include any service traditionally provided by a government, unless treasury has stated otherwise; and

WHEREAS, common examples of "government services" expressly recognized by Treasury are as follows:

- Road building and maintenance, and other infrastructure
- Health services
- General government administration, staff, and administrative facilities
- Environmental remediation
- Provision of police, fire, and other public safety services (including purchase of fire trucks and police vehicles)
- Maintenance or pay-go funded building infrastructure
- Modernization of cybersecurity, including hardware, software, and protection of critical infrastructure; and

WHEREAS, "government services is deemed by Treasury to be the most flexible eligible use category under the SLFRF program, and funds used for such purpose are subject to streamlined reporting and compliance requirements;" and

WHEREAS, funds utilized pursuant to the standard allowance for revenue loss may not be deposited into pension funds, used to satisfy settlements or judgments, or contributed to financial reserves or "rainy day" funds; and

WHEREAS, this Board has identified the following projects each of which, in the judgment of the Board, qualifies as a permitted use of the ARPA Funds, in direct support of governmental services:

- Road repair and maintenance through the 2022 paving program; and
- Public infrastructure support through purchase of a street sweeper to improve the quality of stormwater or subsurface drainage (collectively, the "Project").

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. The Township elects to use the standard allowance and its presumption of revenue loss due to the public health emergency and to use the amount authorized herein to fund “government services”, including those components listed in the preambles that comprise the Project.

Section 2. Each component of the Project is hereby authorized and the cost of each shall be paid from the ARPA Funds in the aggregate amount of/an amount not to exceed \$2,317,088.87.

Section 3. The Project serves the objectives of the Act by providing services traditionally provided by a local government, namely:

- Road repair, maintenance and other transportation and safety services
- Public infrastructure support

Section 4. Accordingly, funding the Project is in the best interests of the Township and is deemed a priority for the Township community and the ARPA Funds so received are hereby appropriated for such purpose.

Section 5. No obligations paid under the authority of this Resolution were incurred prior to March 3, 2021, and no obligations incurred after December 31, 2024, shall be paid hereunder.

Section 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 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.

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

Memorial Day Contribution of American Legion Post 318 –

Resolution 22-0317-10: Mrs. Stone moved to authorize a Memorial Day Contribution of \$300 to American Legion Anderson Post 318 for the purpose of properly observing Memorial Day with the Township as permitted by Ohio Revised Code Section 307.66. Mrs. Lausten seconded the motion.

There was no further discussion.

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

Items Arising from Executive Session Discussion –

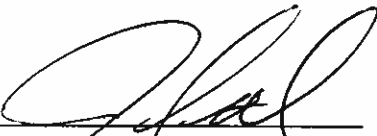
Resolution 22-0317-11: Mrs. Lausten moved to authorize the changes to the Road Maintenance Collective Bargaining Agreement as presented retroactively effective January 1, 2022. Mrs. Stone seconded the motion.

There was no further discussion.

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

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of September 22, 2022.



Joshua S. Gerth, President




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 March 2022, and that said minutes have been duly entered upon the Journal of said Township.

This 22nd day of September, 2022.



Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

April 7, 2022

The Board of Township Trustees of Anderson Township (“Board”) held its regular Interim Workshop Meeting on April 7, 2022, at 3:00 p.m., in the Large Conference Room at Anderson Center. Present were the following Board members:

Joshua S. Gerth
R. Dee Stone
Lexi Lausten

Mr. Gerth 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, Facilities Manager Mark Magna, Fire Chief Rick Martin, Hamilton County Sheriff’s District 5 Commander Lt. Dan McElroy, Fiscal Office Manger Jennifer Baker, Law Director Margaret Comey, and Administrative Assistant Molly Mohrfield.

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

There was no further discussion.

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

TRUSTEES/FISCAL OFFICER

Appropriation Changes –

Resolution 22-0407-01: Mr. Gerth moved to adopt the appropriation changes as recommended by the Fiscal Officer. Mrs. Stone seconded the motion.

Appropriation Changes:

- | | |
|---------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 01.1100.21 | +5,000 (Election Fees on 1st Half Real Estate Settlement) |
| 35.1100.0802 | +515,000 (Forest Hills School Payments & Auditor and Treasurer Fees – please note first time receiving money for this fund related to TIF – Stonegate) |
| 35.1100.0803 | +20,000 (Great Oaks JV SD Payments – please note first time receiving money for this fund related to TIF) |

There was no further discussion.

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

DISCUSSION ITEMS

April 7, 2022

Request to Set Public Hearing for Case 2-2022 Anderson, 8057 Beechmont Avenue –

Resolution 22-0407-02: Mrs. Lausten made a motion to set a public hearing for Thursday, April 21, 2022, at 5:30 PM at Anderson Center, 7850 Five Mile Road, Anderson Township, Ohio for the purpose of hearing Case #2-2022 Anderson. Mrs. Stone seconded the motion.

There was no further discussion.

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

Solar Panel Cost Benefit Analysis – Anderson Center – Mr. Magna explained that the cost benefit analysis for solar panels had been revised to reflect the potential increase of electricity costs over the next 25 years. He pointed out that it would take approximately 25 years to show a return on the investment at Anderson Center and 23 years at the Operations Center. There were many assumptions regarding what electricity costs would do over the next 15, 20, 25 years. **Mrs. Earhart** added that the Center for Local Government's (CLG) joint bid process was comprised of municipalities which had to follow different guidelines as outlined in the Ohio Revised Code (ORC). When the Township would attempt to merge bid documents with the other municipalities it would become problematic. There was not a huge cost savings, as far as economies of scale, because the projects were so different.

Natural Gas Aggregation – Mrs. Earhart stated that Mr. Gerth had asked staff to investigate how natural gas prices were being impacted due to the global tensions. **Mr. Magna** stated that he had spoken with Energy Alliance who informed him that natural gas aggregation was all about providing stability over time so that customers had consistent billing. Townships that instituted natural gas aggregation years ago were currently in the renewal process. Their renewal rates were expected to be identical to the pricing all Ohio customers could obtain through the Energy Choice Ohio program. If the Board was interested in pursuing natural gas aggregation further, it would require submitting the question to the voters in November. He recommended bringing in Energy Alliances to explain the process. **Mr. Gerth** stated he would only want to pursue this if there was a legitimate cost savings. **Mr. Magna** pointed out in the last five years he had only received three calls regarding natural gas aggregation. **Mr. Sievers** suggested that in the fall edition of *Anderson Insights* there could be an article regarding cost saving measures. **Mr. Magna** added that customers pay more for the privilege, or base rate, than the actual usage fees. **Mr. Gerth** suggest asking Mr. Deters from Energy Alliances to come to the Planning Meeting to discuss the program and its options.

Resolution Authorizing the Disposition of Real Property Located at 6411 Sherman Avenue, in the Township, Pursuant to Section 505.10(A)(6) of the Ohio Revised Code; Approving a Real Property Purchase and Sale Agreement with Elliott Real Estate LLC, with Respect Thereto, and Authorizing the Execution and Delivery of Said Agreement –

Resolution 22-0407-03: Mrs. Stone moved to adopt a resolution authorizing the disposition of real property located at 6411 Sherman Avenue, in the Township, pursuant to Section 505.10(A)(6) of the Ohio Revised Code; approving a real property purchase and sale

April 7, 2022

agreement with Elliott Real Estate LLC, with respect thereto, and authorizing the execution and delivery of said agreement as follows; Mrs. Lausten seconded the motion:

RESOLUTION No. 22 - 0407 - 03

A RESOLUTION AUTHORIZING THE DISPOSITION OF REAL PROPERTY LOCATED AT 6411 SHERMAN AVENUE, IN THE TOWNSHIP, PURSUANT TO SECTION 505.10(A)(6) OF THE OHIO REVISED CODE; APPROVING A REAL PROPERTY PURCHASE AND SALE AGREEMENT WITH ELLIOTT REAL ESTATE LLC, WITH RESPECT THERETO, AND AUTHORIZING THE EXECUTION AND DELIVERY OF SAID AGREEMENT.

WHEREAS, Section 505.10(A)(6) of the Revised Code provides that when a township has title to real property and the board of township trustees wishes to sell or otherwise transfer the property, the board, upon unanimous vote of its members and by resolution, may authorize the transfer and conveyance of that real property in compliance with said section to any person upon whatever terms are agreed to by the board and that person; and

WHEREAS, the Township owns approximately real property located at 6411 Sherman Avenue, in the Township, and identified as Hamilton County Auditor's Tax ID Parcel No. 0500-0342-0361-00 (the "Property"); and

WHEREAS, Elliott Real Estate LLC, an Ohio limited liability company ("ERE"), has expressed its desire to purchase the Property from the Township for the purchase price of SIXTEEN THOUSAND DOLLARS (\$16,000), pursuant to and on the terms and conditions set forth in the Real Property Purchase and Sale Agreement (the "Purchase Agreement") before this Board; and

WHEREAS, this Board hereby determines that it is in the best interests of the Township and its residents to convey the Property to ERE pursuant to the Purchase Agreement, as the same may be revised in accordance with this Resolution;

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 determines that it is in the best interest of the Township and its residents to authorize the disposition of the Property to ERE at a Purchase Price of not less than SIXTEEN THOUSAND DOLLARS (\$16,000) and otherwise on the terms and conditions set forth in the Purchase Agreement, the substantial form of which Purchase Agreement is hereby approved. Further, this Board authorizes the Township Administrator to execute and deliver the Purchase Agreement on its behalf and on behalf of the Township, with such changes thereto as she may determine, after consultation with the Law Director, not to be disadvantageous to the Township, such determination being conclusively evidenced by her execution of the Purchase Agreement. The Township Administrator is further authorized to execute all documents and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
April 7, 2022

instruments as she deems, after consultation with the Law Director, to be necessary and appropriate to effectuate the disposition of the Property, such determination being conclusively evidenced by her execution thereof.

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.

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

Proposal to Outsource Payroll Processing – Mrs. Baker explained that over the last few months Mrs. Moxley, Mrs. Earhart, Ms. Parker, and herself had been meeting with several payroll companies to discuss the option of outsourcing payroll. One of the biggest benefits would be to modernize the Township’s payroll process. After much consideration the recommendation was to outsource the Township’s payroll to Paycor. They were knowledgeable with government policies and practices, as well as retirement reporting to OPERS, and Ohio Police and Fire Pension Fund. Paycor also had the ability integrate all the Township policies on their website to allow for easy access for employees.

A Limited Home Rule Authorizing Establishment of a Separate Fund Identified as Fund #54, and Providing that the Township’s Local Share of OneOhio Memorandum of Understanding, and Declaring an Emergency –

Resolution 22-0407-04: Mrs. Lausten moved to adopt a Limited Home Rule Resolution authorizing establishment of a separate fund identified as fund #54, and providing that the Township’s local share of OneOhio Funds be placed in said fund to be used only for approved purposes under the OneOhio Memorandum of Understanding, and declaring an emergency as follows; Mrs. Stone seconded the motion:

BOARD OF TOWNSHIP TRUSTEES
ANDERSON TOWNSHIP
HAMILTON COUNTY, OHIO

The Board of Township Trustees met in regular session at 3:00 p.m. this 7th day of April, 2022, with the following members present:

Joshua S. Gerth
R. Dee Stone

April 7, 2022

Lexi Lausten

Mrs. Lausten introduced the following resolution and moved its passage:

RESOLUTION 22-0407-04

**A LIMITED HOME RULE RESOLUTION
AUTHORIZING ESTABLISHMENT OF A SEPARATE FUND IDENTIFIED AS FUND
#54, AND PROVIDING THAT THE TOWNSHIP'S LOCAL SHARE OF ONEOHIO
FUNDS BE PLACED IN SAID FUND TO BE USED ONLY FOR APPROVED
PURPOSES UNDER THE ONEOHIO MEMORANDUM OF UNDERSTANDING,
AND DECLARING AN EMERGENCY**

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

WHEREAS, by Resolution Nos. 21-0819-26 and 21-1202-06, this Board accepted the material terms of the OneOhio Subdivision Settlement pursuant to the OneOhio Memorandum of Understanding (the "Memorandum") and consistent with the terms of the July 21, 2021 National Opioid Settlement Agreement, and authorized participation in the proposed settlement and execution of the participation forms with respect thereto; and

WHEREAS, the Township is a Local Government within the meaning of the Memorandum, which establishes a mechanism to disburse settlement proceeds from opioid litigation to Ohio's communities to help abate the opioid crisis, including allocations to Local Governments and Regions through a statewide Foundation (the "Foundation"); and

WHEREAS, the Township is a participant in Region 2 as established by the Memorandum; and

WHEREAS, pursuant to the Memorandum, each Region shall create its own governance structure to ensure that all Local Governments have input and equitable representation regarding regional decisions, including representation on the Board of the Foundation, and selection of projects to be funded from the Region's regional Share (within the meaning of the Memorandum); and

WHEREAS, each Region has the responsibility to make submissions regarding the allocation of funds to projects that will equitably serve the needs of the entire Region; and

WHEREAS, by Resolution No. 22-0317-08, this Board approved, subject to the concurrence of all Local Governments in Region 2 as evidenced by legislative action duly taken by those Local Governments, the Region 2 governance structure; and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

April 7, 2022

WHEREAS, the Ohio Auditor of State issued Bulletin 2022-003 dated March 10, 2022 (the “Bulletin”), regarding the \$808 million agreement with the three largest distributors of opioids, the OneOhio plan mechanism for distribution of funds in the State of Ohio, and the separate accountability and accounting guidance for the Local Government Share of the OneOhio Opioid Settlement Funds (“OneOhio Funds”); and

WHEREAS, the Bulletin, a copy of which is attached hereto as Exhibit A and by this reference is incorporated herein, identifies approved uses of OneOhio Funds (the “Approved Uses”) and the Abatement Strategies agreed upon in the Memorandum; and

WHEREAS, the Township does not intend to use its Local Government Share for past expenditures, but will use its Local Government Share allocations only for Approved Purposes undertaken subsequent to this date; and

WHEREAS, Section 5705.09(F) of the Ohio Revised Code requires subdivisions to establish separate funds for each class of revenue derived from a source other than the general property tax, which the law requires to be used for a particular purpose, and Section 5705.10(I) of the Ohio Revised Code requires that money paid into such a fund must be used only for the purposes for which such fund is established; and

WHEREAS, the Township has not yet received any of its Local Government Share of OneOhio Funds, but upon receipt those OneOhio Funds shall be placed in a special separate fund created hereby and used only for the Approved Purposes as required by the Memorandum, with each such expenditure and how it meets the Approved Purposes definition of the Memorandum to be clearly documented;

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

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. The Fiscal Officer shall provide for the establishment of a special separate fund of the Township to be identified as Fund #54, consistent with Section 5705.09(F) of the Ohio Revised Code, into which fund only Local Government Share OneOhio Funds received by the Township shall be deposited. Further, consistent with Section 5705.10(I) of the Ohio Revised Code, the Township’s Local Government Share deposited therein must be used only for Approved Purposes as set forth in the Bulletin.

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

April 7, 2022

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 Resolution is hereby declared to be an emergency measure, necessary for the preservation of public peace, health, welfare, and safety of the Township and to ensure prompt pursuit of funds to assist in abating the opioid epidemic throughout Ohio.

SECTION 7. 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.

EXHIBIT A

Auditor of State Bulletin 2022-003

OHIO AUDITOR OF STATE
KEITH FABER



Auditor of State Bulletin
Bulletin 2022-003

DATE ISSUED: March 10, 2022

TO: All County, City, Township, Village Officials and Independent Public Accountants

FROM: Keith Faber
Ohio Auditor of State

SUBJECT: OneOhio Opioid Settlement

Ohio reached an \$808 million agreement with the three largest distributors of opioids. The state developed the OneOhio plan, a mechanism to ensure that any money from a negotiated settlement is distributed fairly to the communities hit hardest by the opioid crisis.

The settlement agreement allocates 30% to local governments (LG Share), 55% to a foundation that will distribute funds to projects, and 15% to the Office of the Ohio Attorney General as Counsel for the State of Ohio. This bulletin will focus on the allocation of settlement proceeds provided directly to local governments in the LG Share.

The purpose of this bulletin is to emphasize the separate accountability and accounting guidance for the LG Share of the OneOhio Opioid Settlement Funds (OneOhio Funds).

Approved Uses of the Local Government Share

OneOhio Funds must be utilized in a manner consistent with the "Approved Purposes" definition in the OneOhio memorandum of understanding (MOU). According to the MOU, the Funds must be used for "evidence-based forward-looking strategies, programming and services used to (i) expand the availability of treatment for individuals affected by substance use disorders, (ii) develop, promote and provide evidence-based substance use prevention strategies, (iii) provide substance use avoidance and awareness education, (iv) decrease the oversupply of licit and illicit opioids, and (v) support recovery from addiction services performed by qualified and appropriately licensed providers[.]"

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
April 7, 2022

Bulletin 2022-003
OneOhio Opioid Settlement
Page 2

Additionally, Exhibit A of the MOU sets forth agreed Ohio Opioid Abatement Strategies.

The Ohio Opioid Abatement Strategy includes three main components:

1. **Strategies for Community Recovery:** Included but not limited to prevention, treatment, recovery support and community recovery projects (examples include child welfare, law enforcement strategies and other infrastructure supports). These strategies have a hyper-local focus that allows communities to collaborate and expand necessary services to their community.
2. **Strategies for Statewide Innovation & Recovery:** Included but not limited to strategies included in Community Recovery Component but also projects that promote statewide change and regional development for prevention, treatment, recovery supports and community recovery (examples include regional treatment hubs, drug task forces, data collection and dissemination). This component also includes research and development to understand how to better serve individuals and families in Ohio.
3. **Strategies for Sustainability:** Ohio's addiction and mental health epidemic was not created overnight, and it will not go away immediately. By collaborating to share resources and knowledge, Ohio's state and local communities can build a sustainable financing strategy and infrastructure to reverse the damage that has been done and prevent future epidemics and crises.

The LG Share of the OneOhio Funds can also be used for past expenditures that are consistent with the approved purposes definition.

Accounting for the Local Government Share

Ohio Rev. Code §5705.09(F) requires subdivisions to establish separate funds for each class of revenue derived from a source other than the general property tax, which the law requires to be used for a particular purpose. Additionally, Ohio Rev. Code §5705.10(I) states that money paid into a fund must be used only for the purposes for which such fund is established.

Before the local government receives its portion from the state, the Auditor of State (AOS) recommends that each participating subdivision accepting the Funds provide by a written ordinance or resolution that the LG Share of the OneOhio Funds shall be placed in a separate fund and used only for the approved purposes as required by the OneOhio MOU. As the special fund is created under Ohio Rev. Code § 5705.09(F), local governments do not need to seek AOS approval for establishing this new fund.

AOS recommends that each participating subdivision accepting OneOhio Funds clearly document their rationale for each expenditure. This documentation is best provided by legislation adopted by the entity's legislative body explaining how the expenditure meets the approved purposes definition of the OneOhio MOU. To aid in our future audit work, we also ask that each expenditure be carefully tracked and adequate documentation of the expenditure be maintained.

For any expenditures previously made by a local government that are eligible for reimbursement with moneys from the LG Share, the local government must pass an ordinance or resolution that identifies

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

April 7, 2022

Bulletin 2022-003
OneOhio Opioid Settlement
Page 3

the prior expenditures and explains its determination that expenditures are for approved purposes consistent with the OneOhio MOU.

If local governments are using OneOhio Opioid Settlement dollars to reimburse expenditures from another fund, local governments have two options:

Reallocation method - Local governments should receipt the OneOhio Opioid Settlement dollars into the special revenue fund. If the original expenditure was made in the same fiscal year, the local government can reallocate the original expenditure from the original fund to the special revenue fund. Local governments should maintain documentation to support the reallocation. Local governments on the Uniform Accounting Network (UAN) system should refer to UAN for information on how to properly handle reallocations of expenditures in the UAN system. For guidance UAN provided to users to reallocate/reimburse receipts and expenditures using Coronavirus Relief Fund awards, click [here](#). Similar steps will apply to OneOhio Opioid Settlement dollars.

Invoice method - Local governments should receipt the OneOhio Opioid Settlement dollars into the special revenue fund. Management should prepare a detailed invoice documenting the fund that reported the original expenditure of allowable cost(s) (Original Fund), charge the invoice to the OneOhio Opioid Settlement Fund, and record a reduction of the appropriate expenditure if the reimbursement is within the same fiscal year as the original expenditure. Miscellaneous revenue may be a better choice if the reimbursement relates to a prior fiscal year. Some judgment may be needed to determine the best presentation of these amounts in each particular circumstance. Local governments should charge the appropriate functions/objects within the OneOhio Opioid Settlement Fund based on the billing received from the Original Fund. This method is most useful when the original expenditures were made in one year and receipt of the OneOhio Opioid dollars money didn't occur until the following year.

The AOS encourages recipients of OneOhio Funds to consult with their legal counsel as they plan to utilize the Funds.

Questions

This bulletin is not intended to answer all questions that local governments may have. AOS will continue to provide updated guidance.

If you have any questions regarding the information presented in the Bulletin, please contact the Center for Audit Excellence at the Auditor of State's Office at (800) 282-0370.



Keith Faber
Ohio Auditor of State

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
April 7, 2022

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

Mr. Gerth yes 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 7th day of April, 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 7th day of April, 2022.

Kenneth G. Dietz, Fiscal Officer

There was no further discussion.

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

Resolution Authorizing the Execution and Delivery of a Memorandum of Understanding with The Ohio State University, Department of Anthropology for Use of Office Space –

Resolution 22-0407-05: Mrs. Stone moved to adopt a resolution authorizing the execution and delivery of a Memorandum of Understanding with the Ohio State University, Department of Anthropology for use of office space as follows; Mrs. Lausten seconded the motion:

RESOLUTION NO. 22 – 0407 – 05

**RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF A
MEMORANDUM OF UNDERSTANDING WITH THE OHIO STATE UNIVERSITY,
DEPARTMENT OF ANTHROPOLOGY FOR USE OF OFFICE SPACE**

WHEREAS, this Board has an interest in encouraging the study of the archeological history of the Township; and

April 7, 2022

WHEREAS, The Ohio State University, Department of Anthropology (“OSU”) has undertaken certain archeological studies on the Walls Greenspace located in the Township; and

WHEREAS, OSU is currently undertaking the Miami Valley Recollecting and Reconnecting Archeological Project and in connection therewith has an interest in further study of the Walls Greenspace site; 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 Memorandum of Understanding with OSU in substantially the form attached hereto as Exhibit A and by this reference made a part hereof (the “MOU”), pursuant to which OSU will have use of Office 126 on the lower level of Anderson Center, 7850 Five Mile Road, Anderson Township, OH.

SECTION 2. That the Township Administrator is hereby authorized to execute the MOU on behalf of this Board 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 MOU.

SECTION 3. That the preambles hereto are and shall 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) 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. Stone, yes; Mrs. Lausten, yes.

Hamilton County Storm Water District Level of Service 2023 –

Resolution 22-0407-06: Mrs. Lausten moved that the Township Administrator be and is hereby authorized to execute on behalf of this Board, the Storm Water District Level of Service Options (LOS) and Service Fees for 2023 with the Hamilton County Storm Water District in substantially the form before this Board with 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 said agreement. Mrs. Stone seconded the motion.

There was no further discussion.

April 7, 2022

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

Authorization to Issue Request for Proposals for Preparation of Employee Handbook – **Mrs. Earhart** stated she and Ms. Parker had been working on a Request for Proposals (RFP) to seek a consultant to provide the Township with an update to the Employee Handbook. The goal was to simplify the handbook, so employees would be more inclined to read and understand it. The plan was to have the consultant prepare a draft that could be reviewed by the management team and discussed with employees and the Board, for input.

Residential PACE- Toledo Port Authority Update – **Mrs. Earhart** explained that there were two commercial PACE projects that previous Boards had authorized. **Mrs. Stone** asked for an explanation of PACE. **Mrs. Earhart** explained that PACE was the acronym for Property Assessment for Conservation of Energy. When a commercial property owner wishes to do energy conservation improvements, they could pay for those improvements over time through assessments that the Board approved. Recently there was an issue with the PACE agreement and the property owner of Beechmont Retail Center near New England Club Drive. **Mrs. Comey** explained that the Southwest Ohio Pace Facilitating Group, matched up investors with property owners who want to undertake energy conservation improvements. The Legislature created a tool whereby the cost of energy improvements could be spread out over time and assessed against the property. The owner would pay installments with their property tax bill. If the property owner sold the property during the term those assessments would follow the property. The only way that the Southwest Ohio Pace Facilitating Group had the ability to levy assessments would be to involve the political subdivisions, to ensure that the levy properly got processed through the recorder and county auditor and was reflected on the tax bill. She discovered that the that the process was more involved due to the review of the cooperative agreements between the parties. Staff was adamant that the Township Fiscal Office should not be burdened with processing the assessments, so Bricker & Eckler Attorneys at Law included in their agreements to have a collection agent for the assessments. Somehow, the Fiscal Office did receive a settlement of the special assessments. The funds were wired to the investor on a one time only basis. The expectation going forward was that this would not occur again.

Mrs. Earhart explained that she and Mr. Gerth attended a series of meetings regarding a residential PACE Program that was being offered. The Board did authorize the Township to enter into the residential PACE Program so that residents could undertake energy conservation improvements and have them assessed. She received the agreement and after review there were many issues with the agreement. **Mrs. Comey** pointed out that there could be many more residential PACE projects than commercial. **Mrs. Earhart** learned that the organization that was supposed to act as the agent to process the collections was the Toledo Port Authority. The Toledo Port Authority was not in place and the agreement was so egregious that she believed it would be endangering the Township. She did not feel comfortable moving forward. The Board agreed.

International City/County Management Association (ICMA) 2022 Conference – **Mrs. Earhart** explained that this was an international conference taking place in Columbus, OH. ICMA

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

April 7, 2022

estimated that there would be approximately 4,000 people in attendance from around the world. She was on the volunteer side of the host committee for this conference. She had reached out to Township Administrators across the area for volunteer opportunities and would like to open the opportunity to Township staff as well. It would be a chance for staff to experience an international conference. The cost to the township would likely be travel and per diem. The Board agreed.

Mrs. Earhart announced that Hamilton County Development Company (HCDC) had officially changed its name to Alloy Development Company. They were requesting input and ideas from the Townships regarding Community Reinvestment Areas (CRA's), and Tax Increment Financing (TIF) Districts. She had pointed out that the Township could provide information to County on how much TIF dollars and CRA's were used on County infrastructure. She informed the Board that if they had input, she would rely it to the County on their behalf.

Mr. Gerth moved to retire to Executive Session to consider the appointment, employment, or discipline of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1) and to consider the sale of property as permitted by Ohio Revised Code Section 121.22(G)(2). **Mrs. Stone** seconded the motion.

There was no further discussion.

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

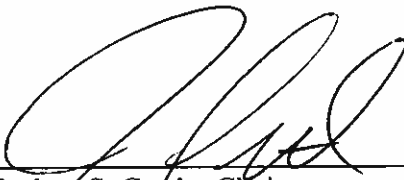
Mr. Gerth moved to return from Executive Session. **Mrs. Lausten** seconded the motion.

There was no further discussion.

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

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of September 22, 2022.



Joshua S. Gerth, 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 7th day of April 2022, and that said minutes have been duly entered upon the Journal of said Township.

This 22nd day of September, 2022.


Kenneth G. Dietz
Township Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

April 18, 2022

The Board of Township Trustees of Anderson Township ("Board") held a Special Meeting on April 18, 2022, at 4:30 p.m., in the Department Head Conference Room at Anderson Center. Present were the following Board members:

Joshua S. Gerth
Robin D. Stone

Also present when the meeting was called to order was Township Administrator Vicky Earhart

Mr. Gerth called the meeting to order.

Mrs. Stone moved to adopt the agenda. Mr. Gerth seconded the motion.

There was no further discussion.

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

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). Mr. Gerth seconded the motion. Mrs. Earhart called the roll: Mr. Gerth, yes; Mrs. Stone, yes.

Mr. Gerth moved to return from executive session. Mrs. Stone seconded the motion.

There was no further discussion.

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

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

There was no further discussion.

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

As there was no further business, the meeting adjourned at 5:00 p.m.

These minutes were approved at the meeting of June 16, 2022.


Joshua S. Gerth, Chair


Kenneth G. Dietz, Fiscal Officer

April 18, 2022

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 special meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 18th day of April, 2022, and that said minutes have been duly entered upon the Journal of said Township.

This 16th day of June, 2022.



Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

April 21, 2022

The Board of Township Trustees of Anderson Township ("Board") held a Special Meeting on April 21, 2022, at 3:00 p.m., in the Large Conference Room at Anderson Center. Present were the following Board members:

Joshua S. Gerth
Robin D. Stone
Lexi Lausten

Also present when the meeting was called to order were Fiscal Officer Kenneth G. Dietz, and Township Administrator Vicky Earhart

Mr. Gerth called the meeting to order.

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

There was no further discussion.

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

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

Mrs. Stone moved to return from executive session. Mrs. Lausten seconded the motion.

There was no further discussion.

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

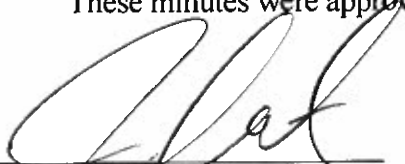
Mrs. Stone moved to adjourn the meeting. Mrs. Lausten seconded the motion.

There was no further discussion.

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

As there was no further business, the meeting adjourned at 3:30 p.m.

These minutes were approved at the meeting of June 16, 2022.



Joshua S. Gerth, 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 special meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 21st day of April, 2022, and that said minutes have been duly entered upon the Journal of said Township.

This 16th day of June, 2022.



Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

April 21, 2022

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on April 21, 2022, at 5:00 p.m., in Anderson Center Board Room. Present were the following Board members:

Joshua S. Gerth
Robin D. Stone
Lexi Lausten

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.

Mr. Gerth called the meeting to order and moved to retire to Executive Session moved to retire to Executive Session to consider the appointment, employment, or discipline 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. Stone seconded the motion. Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Stone, yes; Mrs. Lausten, yes.

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

Mr. Gerth called the meeting to order and welcomed the additional attendees, including a number of citizens and other public officials including: Planning & Zoning Director Paul Drury, Fire Chief Rick Martin, Public Works Director Eric Luginbuhl, Facilities Manager Mark Magna, Hamilton County Sheriff’s District 5 Lt. Dan McElroy, Law Director Margaret Comey, Fiscal Office Manger Jennifer Baker, and Administrative Assistant Molly Mohrfield. He asked them to join him in the Pledge of Allegiance.

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

There was no further discussion.

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

PUBLIC HEARING

Mr. Gerth opened the public hearing for Case 2–2022 Anderson, 8057 Beechmont Avenue

Case 2–2022 Anderson, 8057 Beechmont Avenue – **Mr. Drury** stated that this was a zone change request for the property located at 8057 Beechmont Avenue. The applicant was Johnathan Evans on behalf of Evans Engineering and Design whose was also representing Kenwood Lincoln Mercury the property owner. The current zoning was “C” Residence and the request was for a zone change to “EE” Planned Business District to expand a parking lot for the purpose if vehicle inventory overflow, with connections to existing dealership parking lot to the

April 21, 2022

north and west, including 133 parking spaces, landscaping, detention area and retaining wall. The applicant recently purchased property from St. Timothy's Episcopal Church which was located adjacent to the Subaru Dealership. Hamilton County Regional Planning Commission held a public hearing on March 3, 2022 and recommended approval with conditions. The Anderson Township Zoning Commission held a public hearing on March 28, 2022 and also recommended approval with conditions. The applicant had agreed to the conditions. **Mrs. Stone** asked if the proposed detention area would protect the creek. **Mr. Drury** stated it would. He explained that the detention area would be designed to capture the existing rate of water that would currently follow off that site, in addition to the parking lot. It would hold and release the water at a slower rate into the creek.

Mr. Gerth asked if anyone would like to comment on Case 2-2022 Anderson, 8057 Beechmont Avenue, no one came forward.

Mr. Gerth closed the public hearing.

Resolution 22-0421-01: Mrs. Lausten moved to adopt a resolution approving and adopting a Zone Change from "C" Residence to "EE" Planned Business District for property located at 8057 Beechmont Avenue as follows; Mrs. Stone seconded the motion:

**RESOLUTION NO. 22-0421-01
CASE 2-2022 ANDERSON
8057 BEECHMONT AVENUE
(Book 500, Page 122, Parcel 257)**

Approving and Adopting a Zone Change from "C" Residence to "EE" Planned Business District for property located at 8057 Beechmont Avenue.

WHEREAS, this Board of Township Trustees ("Board"), on April 21, 2022, has discussed Case 2-2022 Anderson, an application filed by Jonathan Evans, P.E, of Evans Engineering and Design, on behalf of Kenwood Lincoln Mercury, Inc., property owner, requesting an amendment to the map of the Anderson Township Zoning Resolution for property located at 8057 Beechmont Avenue (Book 500, Page 122, Parcel 257), containing 1 acre, for a zone change from "C" Residence to "EE" Planned Business District, to expand a parking lot for the purpose of vehicle inventory overflow, with connections to existing dealership parking lots to the north and west, including 133 parking spaces, landscaping, and retaining wall; and

WHEREAS, after allowing for public testimony and deliberating in public session, the Hamilton County Regional Planning Commission recommended approval of an application for a zone change to "EE" with conditions on March 3, 2022; and

WHEREAS, after allowing for public testimony and deliberating in public session, the Anderson Township Zoning Commission recommended approval of Case 2-2022 Anderson, with conditions on March 28, 2022; and

WHEREAS, on April 21, 2022, this Board reviewed the Application, the documents and

April 21, 2022

testimony pertaining thereto and the recommendations of the Hamilton County Regional Planning Commission and the action of the Anderson Township Zoning Commission;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees of Anderson Township, Hamilton County, Ohio, 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 with conditions by the Anderson Township Zoning Commission, will not be in conflict with the best interest of the Township and the public, and therefore approves the Application, with conditions, for the following reasons:

1. The proposed zone change to "EE" is consistent with the 2022 Future Land Use Map designation of "General Mixed-Use".
2. The proposed zone change to "EE" is consistent with the goals from the "Economic Health" and "Land Use and Development" chapters from the Comprehensive Plan.
3. The proposed use is compatible with surrounding uses on Beechmont Avenue and can be compatible with adjacent residential uses if an appropriate buffer is established.
4. The health and safety of the neighborhood and the Township are maintained.
5. The proposed use of the site provides an opportunity for the applicant to realize a reasonable profit (not necessarily a maximum profit) from the applicant's use of the subject land.

SECTION 2. The Board further finds that the Preliminary Plan for the Application (the Plan) shall be subject to the conditions and declarations of Article 5.1, General Development Plan Provisions, Section 5.1 et. seq., inclusive, of the Anderson Township Zoning Resolution, and subject further to the following conditions:

As recommended by Hamilton County Regional Planning Commission, the Anderson Township Zoning Commission, and/or by this Board:

1. That a detailed lighting plan in compliance with the Zoning Resolution shall be submitted as part of the Final Development Plan.
2. That the height and opacity of the proposed fence shall comply with Anderson Township Zoning Resolution and details shall be submitted as part of the Final Development Plan.
3. That a detailed landscaping plan in compliance with the Anderson Township Zoning Resolution shall be submitted as part of the Final Development Plan.
4. That there shall be no loudspeakers or loudspeaker use on this portion of the dealership property subject to this Zone Amendment.
5. That a revised grading plan be submitted to determine extent of grading for the detention area and retaining wall.
6. That as part of the Final Development Plan review, a Major Modification for Case 6-1987 Anderson be submitted for a coordinated review.

April 21, 2022

7. That the submitted Final Development Plan include the recommendations from the Tree Committee, except interior landscape islands shall not be required.
8. That the lot only be used for car inventory. If the parking area transitions to public parking, the application shall be reheard by the Anderson Township Zoning Commission.
9. The parking lot shall have a 10' minimum setback to the east property line that is zoned residence.
10. That the vehicles be located in striped parking spaces only.
11. That tandem / stacked parking be permitted for the inventory parking lot.

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

SECTION 4. Final Development Plan: No Final Development Plan shall be approved by the Anderson Township Zoning Commission before:

1. All "Requirements for Submission" have been completed;
2. Building and parking setbacks, building heights, floor area, density, construction limits and impervious surfaces are in conformance with those which are specified or depicted on the approved Preliminary Development Plan;
3. A landscape plan for perimeter buffers and other required areas is prepared by a registered landscape architect, complete with all necessary details and specifications for new landscaping features, a depiction of existing landscaping and tree mass that is to remain, and specifications for soil erosion and sedimentation control, and submitted to and approved by the Anderson Township Zoning Commission.
4. The plan complies with applicable recommendations of:
 - (1) The County Engineer regarding site distance analysis, right-of-way and access improvements and circulation concept;
 - (2) Hamilton County Planning and Development regarding surface drainage concept;
 - (3) The Metropolitan Sewer District and/or O.E.P.A. regarding sewerage concept;
 - (4) The Hamilton County Soil and Water Conservation District regarding erosion and sedimentation control concept; and
 - (5) The authorized Fire Prevention Officer under the jurisdiction of the Board regarding Fire Prevention concepts.

SECTION 5. Construction Permits: No Zoning Certificate or building permit for actual construction shall be issued before a Final Development Plan has been approved by the

Anderson Township Zoning Commission.

SECTION 6. Occupancy Permit

1. No Certificate of Occupancy shall be issued before the following documents are submitted to or received from the following officials or agencies:
 - (a) A letter from the County Engineer certifying that the approved plans and specifications for right-of-way and access improvements, on-site and off-site, have been completely implemented;
 - (b) A summary report from the Applicant's registered engineer or surveyor as required by and addressed to Hamilton County Planning and Development Stormwater + Infrastructure certifying that the approved plans and specifications for storm drainage improvements have been completely implemented; Stormwater + Infrastructure shall inform the Anderson Township Zoning Inspector when such report is received and accepted;
 - (c) A letter from the Metropolitan Sewer District or O.E.P.A. certifying that the approved Plan and specifications for sanitary sewer and wastewater treatment have been completely implemented;
 - (d) A summary report from the registered landscape architect who prepared the landscape plan, attesting to completion of the landscape plan and soil erosion and sedimentation control measures, noting any deviations and the reasons for such deviations;
 - (e) A letter from the authorized Fire Prevention Officer under jurisdiction of the Board, certifying that the approved plan and specifications for fire prevention have been completely implemented;
 - (f) A letter from the Ohio Department of Transportation stating that all applicable requirements have been fulfilled.
2. No Certificate of Occupancy shall be issued before the development complies with all of the terms, covenants, and conditions of approval, as imprinted on the Final Development Plan and contained in this Resolution.

SECTION 7. Maintenance of Improvements:

1. All landscaping, ground cover and other property improvements shall be maintained by the subject owner of the property or its successors in title in perpetuity or until the approved use ceases to exist.
2. All specifications, conditions, and limitations, which are imprinted on the Final Development Plan or contained in this Resolution shall be enforced throughout the life of the development by the Anderson Township Zoning Inspector.

SECTION 8. A certified copy of this Resolution be directed, by the Fiscal Officer, to the Applicant and its Agent for this Amendment, to the Anderson Township Zoning Commission, to the Township Zoning Inspector, Hamilton County Planning and Development, the County Engineer Permit Department, the Metropolitan Sewer District, and the Ohio Department of Transportation, and a certified copy be filed with the Hamilton County Recorder and Hamilton County Regional Planning Commission within five (5) days after the effective date of this Resolution.

SECTION 9. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this resolution.

SECTION 10. 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. Stone, yes; Mrs. Lausten, yes.

PRESENTATIONS AND RECOGNITIONS

Proclamation Resolution Declaring April as National Child Abuse Prevention Month in Anderson Township –

Resolution 22-0421-02: Mrs. Lausten moved to adopt a proclamation resolution designating National Child Abuse Prevention Month as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 22-0421-02

PROCLAMATION RESOLUTION DESIGNATING NATIONAL CHILD ABUSE PREVENTION MONTH

WHEREAS, the Ohio Department of Job and Family Services reports that, every 30 minutes, one child is abused or neglected in Ohio;

WHEREAS, child abuse and neglect is a serious problem affecting every segment of our community, and finding solutions requires input and action from everyone in our community;

WHEREAS, our children are our most valuable resources and will shape the future of Anderson Township;

WHEREAS, child abuse can have long-term psychological, emotional, and physical effects that can have lifelong consequences for victims of abuse;

WHEREAS, protective factors are conditions that reduce or eliminate risk and promote the social, emotional, and developmental well-being of children;

WHEREAS, effective child abuse prevention activities succeed because of the meaningful connections and partnerships created between child welfare, education, health, community, and faith based organizations, businesses and law enforcement agencies;

WHEREAS, communities must make every effort to promote programs and activities that benefit children and their families;

WHEREAS, this Board desires to increase awareness in the community of child abuse and to contribute to and promote the social and emotional well-being of children and families in a safe, stable, nurturing environment; and

WHEREAS, prevention of child abuse remains the best defense for our children and families;

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

There was no further discussion.

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

Proclamation Resolution Designating May 2022 as Mental Health Awareness Month in Anderson Township –

Resolution 22-0421-03: Mrs. Stone moved to adopt a proclamation resolution designating May 2022 as Mental Health Awareness Month in Anderson Township as follows; Mrs. Lausten seconded the motion:

RESOLUTION NO. 22-0421-03

**PROCLAMATION RESOLUTION DESIGNATING
MAY 2022 AS MENTAL HEALTH AWARENESS MONTH
IN ANDERSON TOWNSHIP**

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

WHEREAS, 1,906,000 adults in Ohio have a mental health condition; and

WHEREAS, 113,000 Ohioans age 12-17 have depression and 51.8% did not receive any care in the last year; and

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

WHEREAS, in Ohio 1,838 lives were lost to suicide and 461,000 adults had thoughts of suicide in the last year; 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 2022 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.

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

Proclamation Resolution Designating May 2022 as Bike Month in Anderson Township –

Resolution 22-0421-04: Mrs. Lausten moved to adopt a proclamation resolution designating May 2022 as Bike Month in Anderson Township as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 22-0421-04
PROCLAMATION RESOLUTION DESIGNATING
MAY 2022 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 our 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 2022; 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 2022 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.

SECTION 1. That this Board does hereby proclaim April, 2022 as

NATIONAL CHILD ABUSE AND NEGLECT PREVENTION MONTH

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
April 21, 2022

in Anderson Township, Hamilton County, Ohio, and urges all citizens to recognize this month by dedicating ourselves to the task of improving the quality of life for all children and families.

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.

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

Tree Committee Annual Presentation, Great Tree Awards, and Arbor Day Proclamation – **Mr. Ginty** introduced Tim Kloppenborg member of the Street Committee. **Mr. Kloppenborg** presented an overview of the Township’s Street Tree program and stated that for the thirteen straight year the Township had been designated a Tree City USA by the Arbor Day Foundation. The Township would also be receiving a “Growth Award”. Mr. Kloppenborg thanked the Board for its time.

Great Tree Awards – **Mr. Ginty** introduced the Great Tree Award winners. William Downing, Sonia Shively, Angela and Brett Harnett, and Clough United Methodist Church.

Resolution Declaring Arbor Day in Anderson Township –

Resolution 22-0421-05: Mrs. Stone moved to adopt a resolution declaring April 29, 2022, as Arbor Day in Anderson Township as follows; Mrs. Lausten seconded the motion:

RESOLUTION NO. 22-0421-05

DECLARING APRIL 29, 2022, 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 29, 2022, 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 permitted thereby.

There was no further discussion.

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

Road Construction Projects – **Mr. Sievers** announced that the annual road construction project list was available in the Township offices as well as the Township's website. The list included projects on Township roads associated with the Hamilton County Engineer's Office, Duke Energy and Ohio Department of Transportation.

PUBLIC FORUM

Steve Wilson, 7276 Gungadin Drive, stated that when it rained the creek behind his home was life threatening. He believed the reason for the issue was the unintended consequences of years of development. He feared that with the new development, Vantage at Anderson Towne Center, the water runoff into the creek would become even more destructive. He pointed out that his neighbors were facing the same consequences. For the sake of development, he did not want flooding to occur at the cost of property owners downstream. **Mr. Gerth** stated that the new development went through extensive research regarding water runoff. He also pointed out that \$500,000 was spent on the retention pond at Anderson Center to help alleviate issues downstream. **Mr. Sievers** added that he and Hamilton County Soil and Water met with the

residents of Gungadin Drive last spring and provided some recommendations. Part of the issue was that the watershed has no storm water detention basins and retrofitting them would be very difficult. **Mrs. Earhart** suggested Mr. Wilson and staff speak after the meeting.

TRUSTEE COMMENTS

Mrs. Lausten stated that she had been amazed by the expertise, knowledge, passion, the hours, and the education the Tree Committee provided. She has felt privileged to be a part of it. She thanked the committee, Suzanne Clingman and Mr. Ginty for helping and including her. All their hard work was invaluable to the community.

Mrs. Stone announced that April 22nd was Earth Day, and April 23rd was Great American Cleanup Day. She also stated that the Anderson Township Senior Center was now offering pickle ball lessons and a new walking club that meets at Beech Acres at 9:30 a.m. on Wednesday mornings.

Mr. Gerth announced that the annual Planning Meeting was scheduled for May 5th and 6th. He also announced that April 22nd was Anderson Township Little League Day. They service over 1,100 kids, there were 92 teams and just over 400 volunteers in this year's little league.

Mr. Gerth shared an email that he received from Rob Fellows, the Director of Human Resources at Forest Hills School District regarding how impressive the Township's new resident magazine was.

Mr. Gerth asked if Hamilton County Treasurer, Jill Schiller would like to say a few words. **Ms. Schiller** discussed what the Hamilton County Treasurer's office did. She also provided her email if residents would have any questions or concerns regarding their property taxes.

FISCAL OFFICER

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

Minutes –

Resolution 22-0421-06: Mrs. Lausten moved to approve the minutes of January 20, 2022; and February 17, 2022, with minor corrections. Mrs. Stone seconded the motion.

There was no further discussion.

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

LAW DIRECTOR

Resolution Accepting the Report of the Law Director, as Compliance Officer, Provided Pursuant to the Anderson Township Credit Card Account Policy (April 2022) –

Resolution 22-0421-07: Mrs. Stone moved to adopt a resolution accepting the report of the Law Director, as Compliance Officer, provided pursuant to the Anderson Township Credit Card Account Policy (November 18, 2021) as follows; Mrs. Lausten seconded the motion:

RESOLUTION NO. 22 – 0421 – 07

RESOLUTION ACCEPTING THE 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 2021; 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

April 21, 2022

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.

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

PLANNING & ZONING

Authorization to Enter into Contract with Stantec for Elstun Road Sidewalk Project –

Resolution 22-0421-08: Mrs. Lausten moved to authorize staff to enter into an agreement with Stantec Consulting Services Inc. to provide engineering and design services for the Elstun Road sidewalk project for a cost not to exceed \$61,600, using 1994 TIF funds in the 2022 Anderson Trails budget. Mrs. Stone seconded the motion.

There was no further discussion.

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

SHERIFF'S OFFICE

Liquor License Transfer Request for Jeel Convenience LLC dba Beechmont Beverage Drive Thru located at 7172 Beechmont Avenue –

Resolution 22-0421-09: Mrs. Stone moved not to object to a liquor license transfer request for Jeel Convenience LLC, dba Beechmont Beverage Drive Thru located at 7172 Beechmont Avenue. Mrs. Lausten seconded the motion.

There was no further discussion.

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

Liquor License New Request for Cincinnati AL Operations LLC dba Harmony at Anderson located at 6201 Clough Pike –

Resolution 22-0421-10: Mrs. Lausten moved not to object to a new liquor license request for Cincinnati AL Operations LLC, dba Harmony at Anderson located at 6201 Clough Pike. Mrs. Stone seconded the motion.

There was no further discussion.

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

PUBLIC WORKS DEPARTMENT

Mr. Luginbuhl had nothing requiring Board action.

FIRE & RESCUE DEPARTMENT

Announce Initiation of Residential Knox Box Program – **Chief Martin** stated that the Fire and Rescue Department was proud to announce the initiation of the Residential Knox Box Program. There was a limited supply of home Knox Boxes that could be loaned to residents of the Township and the Village of Newtown. In the event of an emergency, the Residential Knox Box Loan Program was designed to assist responders with immediate access to a home. The secure key boxes are designed to hold one door key. Eligible residents can borrow a Knox Box for up to ninety days. The box must be returned at the end of the loan period.

TOWNSHIP ADMINISTRATOR

Resolution Authorizing Contract with Paycor for Payroll Processing and Human Resources Services –

Resolution 22-0421-11: Mrs. Stone moved to adopt a resolution approving an agreement with Paycor Inc. for the processing of the Township’s payroll and authorizing the execution and deliver of said agreement as follows; Mrs. Lausten seconded the motion:

RESOLUTION NO. 22 – 0421 – 11

RESOLUTION APPROVING AN AGREEMENT WITH PAYCOR INC. FOR THE PROCESSING OF THE TOWNSHIP’S PAYROLL AND AUTHORIZING THE EXECUTION AND DELIVER SAID AGREEMENT

WHEREAS, this Board finds it to be in the best interest of the Township to outsource payroll processing to Paycor Inc., including its affiliate, Payactiv, Inc. (together, “Paycor”);

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 with Paycor in the form attached hereto as Exhibit A and by this reference made a part hereof (the “Agreement”), by which Paycor will provide payroll processing and other employee services to the Township, upon the terms and conditions provided in the Agreement, which is hereby approved.

SECTION 2. That the Township Administrator is hereby authorized to execute and deliver 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.

April 21, 2022

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. Stone, yes; Mrs. Lausten, yes.

Resolution Authorizing 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 –

Resolution 22-0421-12: Mrs. Lausten moved to adopt a resolution authorizing 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 as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 22-0421-12

RESOLUTION AUTHORIZING 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, this Board heretofore authorized the acceptance of a donation of real property and interests therein and a Property Transfer Agreement with respect to said donation with Michael M. Behrmann, Trustee of the Eleanor M. Behrmann Revocable Trust, fee owner of certain real property located in the Township described on Exhibit A hereto and depicted on Exhibit B hereto, which exhibits are by this reference incorporated herein (the “Property”); and

WHEREAS, the Property has been transferred from the Eleanor M. Behrmann Revocable Trust to Michael M. Behrmann and Ann T. Behrmann, as joint owners (the “Owners”); and

WHEREAS, the Owners desire to donate the Property to the Township on the terms and subject to the conditions of a Property Transfer Agreement substantially in the form of the Property

April 21, 2022

Transfer Agreement attached hereto as Exhibit C, which by this reference is incorporated herein (the "Property Transfer Agreement"); and

WHEREAS, this Board desires to accept the donation of the Property substantially on the terms and subject to the conditions proposed in the Property Transfer Agreement and to hold the Property 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 the Property 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 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 Property Transfer Agreement before this Board and authorizes and directs the Township Administrator to execute and deliver the Property Transfer 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 Agreement. This Board hereby authorizes performance of the 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 Property Transfer Agreement and this Resolution.

SECTION 3. This Board hereby accepts the donation of the Property from the Owners pursuant to this Board's authority contained in the Statute and on the terms and subject to the conditions of the 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. This Board hereby authorizes Township staff to undertake due diligence with respect to the Property, including obtaining a title report and, if deemed necessary and appropriate by the Township Administrator, a survey of the Property and an environmental study, and hereby appropriates \$5,000.00 for the purpose of paying the costs of undertaking such due diligence with respect to the Property, and ensuring that the Property is ultimately made accessible for public use.

SECTION 5. Upon conveyance of the Property to this Board, on behalf of the Township, the Property shall be held and utilized by the Township as greenspace under the Township's Greenspace Program.

SECTION 6. That Resolution No. 22-0120-12 is hereby repealed.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
April 21, 2022

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 Ohio Revised Code, except as otherwise permitted thereby.

There was no further discussion.

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

Items Arising for Executive Session Discussion –

Appointment of Anderson Township Park Commissioners –


Resolution 22-0421-13: Mrs. Stone moved to reappoint Colin Ramsey and Matt Delaney to the Anderson Township Park District Board of Commissioners. Mrs. Lausten seconded the motion.

There was no further discussion.

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

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of June 16, 2022.



Joshua S. Gerth, President



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 April 2022, and that said minutes have been duly entered upon the Journal of said Township.

This 16th day of June, 2022.



Kenneth G. Dietz
Fiscal Officer

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
May 5 & 6, 2022*

The Board of Township Trustees of Anderson Township (“Board”) held a special meeting in the form of a planning workshop meeting duly noticed and initially called to order on May 5, 2022, at approximately 8:30 A.M. at Highwood Lodge, Withrow Nature Preserve, 7075 Five Mile Road, Anderson Township, Ohio 45230. The meeting concluded at approximately 4:30 P.M.; the meeting was reconvened at approximately 8:30 A.M., May 6th. Planning discussions resumed until the meeting was adjourned at approximately 2:50 P.M., May 6th. Present throughout the two-day meeting were the following Board members:

Joshua S. Gerth
Robin D. Stone
Lexi Lausten

Also present when the meeting was called to order were Fiscal Officer Ken Dietz, Township Administrator Vicky Earhart, Assistant Administrator for Operations Steve Sievers, Assistant Administrator for Human Resources Suzanne Parker, Planning & Zoning Director Paul Drury, Public Works Director Eric Luginbuhl, Fire Chief Rick Martin, District 5 Commander Lt. Dan McElroy, Fiscal Office Manger Jennifer Baker, and Administrative Assistant Molly Mohrfield.

Mr. Gerth called the meeting to order and welcomed the attendees.

Mr. Gerth moved to adopt the agenda as presented. Mrs. Stone seconded the motion.

There was no further discussion.

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

Request to Set Public Hearing for Case 1-2022 Anderson Substantial Modification, 1949 Wolfangel Road –

Resolution 22-0505-01: Mrs. Lausten made a motion to set a public hearing for Thursday, May 19, 2022, at 5:30 PM at Anderson Center, 7850 Five Mile Road, Anderson Township, Ohio for the purpose of hearing Case #1-2022 Anderson Substantial Modification. Mrs. Stone seconded the motion.

There was no further discussion.

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

Resolution Agreeing to Cooperate with the Ohio Department of Transportation for Sidewalks at 7877 Beechmont Avenue (Condado) –

Resolution 22-0505-02: Mrs. Stone moved to adopt a resolution agreeing to cooperate with the Ohio Department of Transportation as follows; Mrs. Lausten seconded the motion:

RESOLUTION NO. 22 – 0505 – 02

**RESOLUTION OF BOARD OF TOWNSHIP TRUSTEES
AGREEING TO COOPERATE WITH THE
OHIO DEPARTMENT OF TRANSPORTATION**

WHEREAS, the public interest demands the construction of sidewalks within the right-of-way of Beechmont Avenue (SR 125) situated in Anderson Township, Hamilton County, State of Ohio, and described in Schedule A hereto, which Schedule A is by this reference incorporated herein.; and

WHEREAS, this Board, under applicable provisions of the Ohio Revised Code, does hereby agree to cooperate with the Ohio Department of Transportation, hereinafter referred to as the State, in said improvement in the following ways and to the following extent; and

WHEREAS, it is recognized by the Ohio Department of Transportation that units of government embrace the policy of providing public sidewalks along some thoroughfares in their domain. It is further recognized as the policy of the Ohio Department of Transportation not to construct sidewalks in its right-of-way except when the unit of government involved will release the State and its authorized agents from any and all damages or claims of damages from such projects and will accept and assume the responsibility for the maintenance, repair and replacement of said sidewalks at such time as either is required by the Ohio Revised Code; then the Ohio Department of Transportation will permit the unit of government to install said sidewalks;

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

SECTION 1. That in return for the permission of the Ohio Department of Transportation to construct the sidewalks described in Schedule A hereto, this Board agrees to release the Ohio Department of Transportation and its employees and agents from any damages or claims arising out of the construction and use of said sidewalks, and this Board accepts and assumes the responsibility for the maintenance, repair and replacement of said sidewalks at such time as either is required by 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 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. Dietz called the roll: Mr. Gerth, yes; Mrs. Stone, yes; Mrs. Lausten, yes.

Anderson Township Planning Meeting Tour –

At 9:00 a.m. a driving tour took place using two vehicles. In Vehicle #1, the Anderson Township Park District van, were Mr. Gerth, Mrs. Stone, Mrs. Lausten, Mr. Dietz, Mrs. Earhart, Mr. Sievers, Ms. Parker, Mr. Luginbuhl and Mrs. Mohrfield.

In Vehicle #2, the Township's Minivan, were Chief Martin, Lt. McElroy, Mrs. Baker, and Mr. Drury

Locations Along the Driving Tour Included the following:

1. Boatsmith Marine
2. US 52 Corridor/Ohio Riverfront Trail (ORT)/Steamboat
3. Eight Mile (HCEO Paving)
4. Holiday Hills (Future Sidewalks/Traffic Concerns)
5. Washington Hills Subdivision (Curb Replacement)
6. Eight Mile & SR 32 (ODOT Intersection Reconfiguration Project)
7. Roundbottom Road/YMCA Area
8. Riverside Park
9. Old Fort
10. Lawyer Road (Future Sidewalk & Recent Paving)
11. Ramblinghills (Future Sidewalk/Traffic Concerns)
12. Paddison (Current Sidewalk Construction)
13. 1-275 & Kellogg (Gateway Enhancements)

1:00 P.M. Margaret Comey, Law Director arrived.

Kellogg Gateway Plan Update – Mr. Drury introduced Lynne Nischwitz from the Kleingers Group who delivered an in-depth presentation on the Kellogg Gateway Plan. She explained that there were three focus areas, which included both ends of the study area, and the central entertainment area in the Township, home to Belterra Park, Coney Island, and Riverbend. Also identified were four other connections, in between those two focal areas, as well as key areas for enhancements. These were the interchanges and the entry ways into the study area. The streetscape enhancements include consistent landscaping, lighting, and signage throughout the corridor. A central area of focus was the creation of a welcome plaza at the entrance to Coney Island. This would establish a sense of arrival, a node for pedestrians and bikers, as well as a location for ride share pick up, and drop off, during events. Although some of this area was in the City of Cincinnati, this development opportunity encouraged uses that would make this area a destination year-round. Regarding traffic improvements, roundabouts were suggested to move traffic more efficiently during peak traffic times. The California area consisted of a small neighborhood business district, with many residents or businesses. The Township side did not have many residents, it was more of a regional destination area. The process demonstrated that both sides wanted to keep their own identity.

Mrs. Lausten pointed out that there appeared to be a substantial amount of maintenance required with the proposed landscaping. She liked the concept of lighting under the underpasses and having the ability to change the colors. **Mr. Drury** believed that the underpass lighting would also provide a greater walking experience.

Kleingers presented three gateway monument sign options for the Kellogg interchanges. They consisted of a decorative wavy blue band, reminiscent to the river, with dark metal lettering. Options included “Anderson” above the wavy blue band and “Cincinnati” below the band. Or, “Cincinnati” and “Anderson” could be on the same line. The third option was a linear decorative blue band with “Anderson” above the band and “Cincinnati” below the band. The Board agreed that they liked the wavy blue band with “Anderson” above and “Cincinnati” below.

Mr. Gerth asked about changing the existing traffic signals to mast arm poles with directional signage and decorative light poles. His hope was that this area would be marketed as the Township’s regional gateway. He also pointed out that there had to be a coordinated marketing effort to attract new businesses and believed part of that initiative included upgrades to the poles. **Kleingers** stated that they would have to confer with the Ohio Department of Transportation. They explained that the low hanging wires and utilities along the sidewalk/bike path on Kellogg created issues that would limit locations for proposed street trees, light poles, and signage. Ongoing utility coordination was crucial throughout the design process to provide solutions.

Mrs. Lausten questioned how the project would be funded. **Mrs. Earhart** responded construction may be financed from the Ohio Riverfront Tax Increment Financing program (TIF) and the 1994 TIF, as that would allow for maintenance using 1994 TIF dollars. The current balance in the Ohio Riverfront TIF was \$4,000,000. She felt there was no better way to spend it than at the front door of the Township by providing a gateway to show support, and relevance of the role of that area to the Township. The maintenance of the streetscape enhancements would come out of the 1994 TIF.

Kleingers presented two options to combat the flooding concerns. The first concept shifts Kellogg Avenue south, and Four Mile Road shifts west to create enough space to raise the roadway +/-6 feet without impacting the pedestrian bridge. A section of the bike trail would need replaced after the street was modified. A retaining wall would need to be installed along the south side of the bike trail to support the raised roadway. The culvert to the south of Kellogg Avenue would need to be extended +/- 40’ and a new headwall installed. New guardrail would be installed along the north and south sides of Kellogg Avenue. The new elevation for the roadway was yet to be determined, more flood information was required.

In a second concept, Kellogg Avenue, the bike trail, and the pedestrian bridge would remain unchanged. A flood wall would be placed along the south side of Kellogg Avenue. A flood gate would provide access to the existing driveways for the Belterra Park stables and Washington Marine. A flood flap would be added to the south side of the existing culvert so that it would close during flood events. A pump would be installed at the north end of the culvert to redirect water during flood events.

Mrs. Stone asked if the road was raised how much longer would that keep Belterra open. **Mr. Sievers** responded that Belterra currently loses access to the east on Kellogg when the river reaches 54' at the flood gauge in Downtown Cincinnati. If the road was reconfigured as suggested in the first concept Belterra could remain opened until 60'.

The Kleingers Group thanked everyone for their time.

Update to Hotel Study – **Mr. Sievers** stated the Township's Economic Development Committee (EDC) had established a "Hospitality" subcommittee in the hope of attracting a hotel to the Township as one of its four initiatives for 2022. In the kickoff meeting for this initiative, the subcommittee leading the way felt it was imperative to have an updated Hotel Feasibility Study to work from. The first study was done in 2017 and updated in 2019. With time, and the pandemic, over the last three years updating the study would be very helpful in any outreach. The cost to update the study would be approximately \$14,000. **Mrs. Lausten** stated that she was concerned about usage considering there was no businesses in the immediate area. **Mrs. Earhart** explained that usage would pull from Anderson Mercy Hospital, Anderson Center events such as weddings, Coney Island, and Belterra Park. **Mr. Sievers** pointed out that outreach to the hospitality industry would not occur until there was an updated study. The potential bed tax could eventually offset the cost of the study. There was interest from the hospitality industry pre-COVID due to the proximity to highways from the Kellogg area. Though the question became would seasonal use be enough to sustain any hotel year-round. Belterra had showed interest in partnering with a hotel organization since it could extend gaming times if people had a place to stay that was close in proximity. **Mr. Drury** added that if downtown hotels were to fill up the next closest location would be the Kellogg area, which could be considered a second tier offer rewarding, personalized, and exclusive experiences. **Mr. Gerth** stated that he would like to see hotel and convention center with a skybridge across to Belterra, pointing out that there was no large meeting space on the east side of Cincinnati. **Mrs. Earhart** asked if Belterra was going to get licensing for sports wagering. **Mr. Gerth** replied it was dependent on the Legislature but believed that it would happen eventually. **Mrs. Stone** felt that if the Township was investing money on Kellogg, Belterra should contribute as well. **Mr. Gerth** pointed out that businesses had invested in their property on Kellogg as well.

Proposed "Third Place" at Anderson Center – **Ms. Donovan** explain that Third Place was a planning term created in the eighties. First place was the home and those that one lived with. The second place was the workplace, where people spent most of their time. Third places were "anchors" of community life and facilitate and foster broader, more creative interactions. Third place was a place to relax in public, encounter familiar faces and make new acquaintances. The south plaza at Anderson Center had been identified as a third place. There was a substantial number of opportunities that could be established such as movable café tables, umbrella tables, swings. She asked if the Board was interested in pursuing this concept. **Mrs. Earhart** stated that there was \$50,000 in budget to cover expenses. **Mrs. Stone** pointed out that COVID has taught people to do more outside, adding that any opportunity to make outside spaces more attractive was something she was in favor of. **Mrs. Earhart** stated that there was a great deal of

people who utilized the plaza quite often. **Mrs. Stone** felt that it was not utilized enough. **Ms. Donovan** pointed out that any additional items would need to be moveable for events. **Mrs. Lausten** added that she liked the idea of a public recreational space that did not require having to be rented. The community needed to know that this was their space.

Traffic Calming Devices for Use on Township Streets – **Mr. Sievers** handed out an example extended speed summary report generated by the speed trailers, and summary of over 100 speed studies thru March 2021. There were seldom incidents that were classified as high risk. **Mr. Gerth** pointed out that people usually slow down when they saw a speed trailer. **Mr. Sievers** stated that a blind study was done as well. When high rate of speeds were indicated on certain streets it has been found that moving the speed trailers were more effective than permanent speed signs, which tend to be overlooked over time. Unfortunately, on streets that had posted higher speed limits the Township was limited in what could be done. He pointed out that national studies indicated that sidewalks and landscaping slow motorists down. Characteristically most of the Township's streets with higher speeds were straight and questioned what should be implemented on those streets to slow motorists down. **Mr. Luginbuhl** added when rumble strips were installed the Township received a large number of complaints. Therefore, he suggested installing median islands. **Mrs. Stone** proposed taking some sort of temporary action to see if the speeding issues improve. **Mrs. Lausten** stated that she felt differently about the issue and was leaning towards doing nothing. She asked if there had been any serious accidents. She was unsure of how something of this magnitude could be controlled and believed people would still speed. If some action needed to be initiated, she would prefer speed trailers and/or signs. **Mr. Sievers** stated if it were the Board's desire, staff could draft a policy. **Mr. Luginbuhl** pointed out that there was no way to make everyone happy. **Mrs. Lausten** felt that, at some point, there need to be personal accountability. She believed it was easy for residents to get into the mindset that if something was wrong, the government would fix it. **Mrs. Stone** believed some of the speeding issues stemmed from personal issues between neighbors. **The Board** requested an updated extended speed summary report and continued communications with residents what has or will be done. **Mrs. Stone** suggested an article in the *Anderson Insights* on actions residents can take. **Mrs. Lausten** stated that she would like it communicated to residents that this would continue to be a studied community-wide since this is an ongoing issue.

Financial Review

American Rescue Plan Funding Update – **Mrs. Baker** stated that the eligible expenditures under the American Rescue Plan were limited and could not be utilized for general government services. The funding could be utilized to replace revenue lost because of the pandemic. The Township may determine revenue loss through a standard allowance of up to \$10,000,000 in aggregate, not to exceed the awarded amount of \$4,615,750.66. Current committed expenditures include the street sweeper and reimbursement of the 1994 TIF for funds used for Public Works operations during 2020 and 2021. The required reimbursement means an additional \$2,758,234.83, would be eligible for TIF-eligible projects such as paving and sidewalks. After deducting these expenditures, the Township would have an uncommitted balance of

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

May 5 & 6, 2022

\$1,594,305.35, which could be utilized to further extend the need for new Public Works Levy and help preserve the General Fund. **Mrs. Stone** asked, based on that information, when should the Township go out for a Road and Bridge Levy. **Mr. Dietz** replied that in 2026 the Fire and Rescue Department would be in the red. **Mrs. Earhart** stated that potentially there could be a need for a Public Safety Levy in 2024 but conceivably it could be extended to 2026. **Mr. Dietz** pointed out that the Township would receive CARES Act funding in the amount of \$2,300,000 and some of those funds could be placed in the General Fund and Public Works. **Mrs. Baker** suggested applying the \$2,100,000 of CARES Acts funding to pay fire rescue salaries.

Revenue/Expenditure Projections – **Mrs. Baker** presented to the Board the revenue/expenditure projections (below). **Mrs. Earhart** added that the Township was in good financial shape.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
May 5 & 6, 2022

Investment Report – Mrs. Baker stated that with regards to reconciliation, 55% of the Township funds were held in the investment ledger, with Huntington Bank, and Fifth Third Bank (as seen below).

Huntington Investment Fund for Anderson Township
MARCH 2022

Settlement Investment Int Interest

Date Description Cost Interest Mat Date Date Pct

Certificates of Deposit

Date	Description	Cost	Interest	Mat Date	Date	Pct
2/10/2022	ALLY BK SANDY UTAH CTF	248,000.00	0.95%	2/9/2024		
2/24/2021	BMW BK NORTH AMER SALT LAKE CITY UTAH	248,000.00	0.15%	2/27/2023		
8/13/2020	BMO HARPS BK NATL ASSN	248,000.00	0.50%	2/27/2025		
3/2/2021	BANK HAFOALIM BM NEW YORK	248,000.00	0.15%	2/16/2023		
3/12/2020	BANK NEW ENG SALEM	248,000.00	0.80%	10/3/2022	3/2/2022	\$ 152.20
2/24/2021	BANKUNITED NATL ASSN MAM LAKES	248,000.00	0.25%	3/5/2024	3/7/2022	\$ 152.88
2/9/2022	BEAL BK FLANTIO TEX CTF	248,000.00	0.90%	2/4/2024		
2/9/2022	BEAL BK USA LAS VEGA S NEV	248,000.00	0.90%	2/4/2024		
3/12/2020	BELL BK FARGO ND CTF	248,000.00	0.85%	3/24/2023	3/24/2022	\$ 161.71
2/24/2021	BRISTOL MORGAN BK OAKFIELD	248,000.00	0.85%	6/10/2022	3/10/2022	\$ 9.51
8/9/2019	CIT BK NATL ASSN PASADENA	248,000.00	1.95%	8/23/2022		
8/19/2019	CELTIC BK	248,000.00	1.75%	8/29/2022	3/28/2022	\$ 332.93
7/19/2021	EAGLEMARK SVGS BK	248,000.00	0.25%	7/28/2023		
3/12/2020	EVERGREEN BK GROUP	248,000.00	0.85%	3/27/2023	3/28/2022	\$ 161.71
8/12/2019	FARMER AND MERCHANTS SAVINGS	248,000.00	1.95%	8/15/2023	3/15/2022	\$ 370.98
2/24/2021	FIRST GEN BK	248,000.00	0.15%	12/18/2023	3/17/2022	\$ 28.54
7/25/2019	1ST SOURCE BK SOUTH BEND	248,000.00	2.00%	12/11/2022		
2/9/2022	GOLDMAN SACHS BK USA NEW YORK	248,000.00	1.05%	2/9/2024		
3/12/2020	GRAND RV BK	248,000.00	0.65%	9/26/2022	3/25/2022	\$ 152.20
3/22/2022	HADDON SVGS BK HADDON HEIGHTS NJ	248,000.00	1.00%	9/22/2023		
2/24/2021	HOMESTREE BK	248,000.00	0.10%	8/22/2022	3/22/2022	\$ 19.02
3/14/2022	LCA BK CORP PK CITY UTAH	248,000.00	0.90%	8/23/2023		
3/12/2020	LEGENDS BK	248,000.00	0.95%	3/30/2023	3/30/2022	\$ 193.64
8/14/2019	MEDALLION BK	248,000.00	1.85%	8/23/2022	3/23/2022	\$ 351.98
2/24/2021	MERRICK BK	248,000.00	0.20%	2/26/2024	3/28/2022	\$ 38.05
3/17/2022	MIDWEST INDT BANKERSBANK JEFFERSON CITY	248,000.00	1.80%	3/17/2026		
8/19/2019	NEBRASKA ST BK	248,000.00	1.70%	8/30/2022	3/30/2022	\$ 346.52
3/12/2020	NORTHPOINTE BK	248,000.00	0.80%	3/27/2023	3/25/2022	\$ 152.20
3/12/2020	PREFERRED BK	248,000.00	0.70%	4/11/2022	3/9/2022	\$ 133.17
2/24/2021	PREFERRED BK	248,000.00	0.10%	2/27/2023	3/28/2022	\$ 19.02
3/12/2020	PROVIDENCE BK	248,000.00	0.70%	9/30/2022	3/30/2022	\$ 147.44
7/19/2021	SALLE MAE	248,000.00	0.55%	7/22/2024		
3/14/2022	SANDY SPRING BK OLNEY MD CET	248,000.00	0.70%	2/24/2023		
2/24/2021	STATE BK	248,000.00	0.15%	3/13/2023	3/14/2022	\$ 184.47
8/13/2020	TEXAS EXCHANGE BK	248,000.00	0.45%	8/12/2024	3/22/2022	\$ 85.61
2/24/2021	TRANSPORTATION ALLIANCE BK	248,000.00	0.20%	3/5/2024	3/7/2022	\$ 38.05
		8,928,000.00				\$ 3,231.83

Money Market

Date	Description	Cost	Interest	Mat Date	Date	Pct
8/23/2021	UB Government Bonds	1,567,762.34				
8/24/2021	Federal Home Ln Bk AS	195,000.00	0.44	9/23/2024		
	FINA	1,600,000.00	0.58	8/25/2025		
8/25/2021	Federal Home in bld cons do	2,000,000.00	0.52	8/28/2024		
9/17/2021	Federal Home in bld cons do	2,000,000.00	0.65	10/17/2024		
8/23/2021	FINA	600,000.00	0.85	8/25/2025		
8/25/2021	Federal Home in bld cons do	2,000,000.00				
8/20/2021	Federal Home in bld cons do	2,000,000.00	0.53	***	3/17/2022	\$ 5,500.00
9/7/2021	Federal Farm Cr Bld Cons Sptmtrvdr	2,000,000.00				
		15,162,762.34				\$ 5,500.00
						\$ 8,741.38

REDEEMED

Date	Description	Cost	Interest	Mat Date	Date	Pct
3/10/2020	AMERICAN EXPRESS NATL BK	248,000.00	0.80%	3/17/2022	3/17/2022	\$ 189.85
3/10/2020	LAKES DEBK	248,000.00	0.80%	3/17/2022	3/17/2022	\$ 51.38
3/10/2020	PHILIPS BK	248,000.00	0.60%	3/25/2022	3/25/2022	\$ 114.88
3/10/2020	FARMERS BK & TRCO	248,000.00	0.70%	3/28/2022	3/28/2022	\$ 137.93
3/10/2020	MARIFONT BK	248,000.00	0.70%	3/17/2022	3/17/2022	\$ 147.44
						\$ 571.48

TOTAL INTEREST FOR MARCH 5 TO 27 95

Cost Market Difference

6,928,000.00

1,567,762.34

6,016,000.00

\$ 35,548,789.24

\$ 810,869.28

1,567,762.34

4,241,615.55

24,824,783.17

Securities Cost Base

Money Market Account/Money Funds

US Government Bonds

\$ 35,548,789.24 Total Investment on Investment

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
May 5 & 6, 2022

**PARK NATIONAL Investment Fund for
MARCH 2022**

Settlement Investment Interest Interest
Date Cost Mat Date Int Dates Interest Date Amount
Certificates of Deposit (CDARS)

Account Number								
7/29/2021	01BANK	238 805 54	7/28/2022	Quarterly	0.29950%	3/31/2022	3176 45	
7/29/2021	ALLIANCE	238 805 54	7/28/2022	Quarterly	0.29950%	3/31/2022	3176 45	
7/29/2021	BANK OF OCCASITY	16 269 50	7/28/2022	Quarterly	0.29954%	3/31/2022	185 93	
7/29/2021	BANK OF OKLAHOMA	238 805 54	7/28/2022	Quarterly	0.29954%	3/31/2022	3176 45	
7/29/2021	BANK OF OKLAHOMA STATE BANK	240 425 74	7/28/2022	Quarterly	0.29954%	3/31/2022	3182 00	
7/29/2021	CITIZENS NATIONAL BANK	238 805 54	7/28/2022	Quarterly	0.29950%	3/31/2022	3176 45	
7/29/2021	COMMERCIAL BANK	238 805 54	7/28/2022	Quarterly	0.29950%	3/31/2022	3176 45	
7/29/2021	COMMUNITY BANK OF THE BAY	238 805 54	7/28/2022	Quarterly	0.29954%	3/31/2022	3176 45	
7/29/2021	CIT BANK	238 805 54	7/28/2022	Quarterly	0.29954%	3/31/2022	3176 45	
7/29/2021	FIRST RESOURCE BANK	238 805 54	7/28/2022	Quarterly	0.29954%	3/31/2022	3176 45	
7/29/2021	FIRST CAPITAL BANK OF TEXAS	144 269 37	7/28/2022	Quarterly	0.29950%	3/31/2022	1068 80	
7/29/2021	FIRST STATE BANK	150 492 07	7/28/2022	Quarterly	0.29950%	3/31/2022	1100 88	
7/29/2021	GLACIER BANK	238 805 54	7/28/2022	Quarterly	0.29950%	3/31/2022	3176 45	
7/29/2021	GUARANTY BANK	238 805 54	7/28/2022	Quarterly	0.29950%	3/31/2022	3176 45	
7/29/2021	LABETTE BANK	148 131 50	7/28/2022	Quarterly	0.29954%	3/31/2022	135 56	
7/29/2021	LIFE BANK BANK OF OKLAHOMA	238 805 54	7/28/2022	Quarterly	0.29950%	3/31/2022	3176 45	
7/29/2021	NORTHSTAR BANK	75 312 08	7/28/2022	Quarterly	0.29950%	3/31/2022	1076 45	
7/29/2021	PIFACE BANK	238 805 54	7/28/2022	Quarterly	0.29954%	3/31/2022	3176 45	
7/29/2021	THE OKLAHOMA BANK	218805 54	7/28/2022	Quarterly	0.29954%	3/31/2022	3176 45	
7/29/2021	THE OKLAHOMA STATE BANK	12 238 97	7/28/2022	Quarterly	0.29954%	3/31/2022	10 00	
7/29/2021	THE OKLAHOMA NATIONAL BANK	238 805 54	7/28/2022	Quarterly	0.29950%	3/31/2022	3176 45	
7/29/2021	UNITED BANK	238 805 54	7/28/2022	Quarterly	0.29954%	3/31/2022	3176 45	
7/29/2021	UNION BANK AND TRUST	238 805 54	7/28/2022	Quarterly	0.29954%	3/31/2022	3176 45	
7/29/2021	WAGON BANK	05 421 32	7/28/2022	Quarterly	0.29950%	3/31/2022	192 67	
7/29/2021	WATERFORD BANK	83 634 23	7/28/2022	Quarterly	0.29950%	3/31/2022	103 91	
7/29/2021	WESTERN ALLIANCE	238 805 54	7/28/2022	Quarterly	0.29950%	3/31/2022	3176 45	

Account								
3/25/2022	ADAMS BANK & TRUST	241000 00		Quarterly	0.29954%	3/31/2022	315 82	
3/25/2022	BANK OF POLYNESIA	241000 00		Quarterly	0.29950%	3/31/2022	315 82	
3/25/2022	BREITWING BANK	241000 00		Quarterly	0.29950%	3/31/2022	315 82	
3/25/2022	BTH BANK INC	241000 00		Quarterly	0.29950%	3/31/2022	315 82	
3/25/2022	CAPITEC BANK	241000 00		Quarterly	0.29950%	3/31/2022	315 82	
3/25/2022	CITIZENS STATE BANK OF ROBERTS	241000 00		Quarterly	0.29950%	3/31/2022	315 82	
3/25/2022	DELTA BANK	45 502 23		Quarterly	0.29954%	3/31/2022	13 69	
3/25/2022	FIRST STATE BANK	241000 00		Quarterly	0.29954%	3/31/2022	315 82	
3/25/2022	FIRST CAPITAL BANK OF TEXAS	94 416 22		Quarterly	0.29950%	3/31/2022	18 20	
3/25/2022	FIRST STATE BANK	69 060 00		Quarterly	0.29950%	3/31/2022	18 44	
3/25/2022	MERCHANTS & MARKERS BANK	93 188 00		Quarterly	0.29950%	3/31/2022	18 68	
3/25/2022	NORTHSTAR BANK	82 892 79		Quarterly	0.29954%	3/31/2022	14 00	
3/25/2022	PROVIDENT BANK	241000 00		Quarterly	0.29950%	3/31/2022	315 82	
3/25/2022	ST. LOUIS BANK	216 500 00		Quarterly	0.29950%	3/31/2022	154 24	
3/25/2022	THE OKLAHOMA NATIONAL BANK	241000 00		Quarterly	0.29950%	3/31/2022	315 82	
3/25/2022	UNITED NATIONAL BANK OF HOUSTON	241000 00		Quarterly	0.29950%	3/31/2022	315 82	
3/25/2022	WEST FLEET BANK FSI	241000 00		Quarterly	0.29950%	3/31/2022	315 82	
3/25/2022	WCF NATIONAL BANK	17 841 51		Quarterly	0.29950%	3/31/2022	31 17	

**FIFTH THIRD Investment Fund for Anderson Township
March 2022**

Settlement Investment
Date Cost Mat Date
Int Interest
Int Dates Interest Date Pd
Account Number
Certificates of Deposit

SAFRA NATL BANK NEW YORK	248,000.00	4/7/2022	@ Maturity	1.00%			
CAPITAL ONE	230,000.00	7/18/2022	Jan 17 Jul 17	2.10%			
CAPITAL ONE	230,000.00	7/18/2022	Jan 17 Jul 17	2.10%			
MORGAN STANLEY	248,000.00	10/31/2022	Apr 30 Oct 30	1.90%			
PROMISE BANK OULUTH	248,000.00	12/27/2022	Monthly	1.70%	3/27/2022	\$323.42	
RAYMOND JAMES BK	248,000.00	12/30/2022	Jun 30 Dec 30	1.75%			
BANK OF AMERICA NEW YORK	248,000.00	8/21/2023	Feb 21 Aug 21	0.30%			
FLORIDA CAP BK	248,000.00	8/28/2023	Monthly	0.25%	3/28/2022	\$4,756	
SYNOVUS BK OCLARUS GA	248,000.00	10/6/2023	Oct 7 Apr 7	0.25%			
BANK OF OKLAHOMA	248,000.00	10/10/2023	Monthly	0.20%	3/8/2022	\$38.05	
THIRD FED SVCS	248,000.00	4/5/2024	Oct 5 Apr 5	0.35%			
USB BK USA	348,000.00	6/17/2024	Monthly	0.35%	3/16/2022	\$6,578	
FLAGSTAR	345,000.00	8/8/2024	Feb 28 Aug 28	0.40%			
COMMERCE	248,000.00	8/4/2024	Monthly	0.35%	3/4/2022	\$6,650	
AMERICAN	248,000.00	9/30/2024	Monthly	0.30%	3/31/2022	\$6,319	
CONTINENTAL	248,000.00	9/30/2024	Sep 30 Mar 30	0.30%	3/30/2022	\$36,894	
INTERCREDIT	248,000.00	12/31/2024	Monthly	0.35%	3/1/2022	\$68,590	
MERIDIAN	248,000.00	3/31/2025	Monthly	0.50%	3/31/2022	\$115,865	
INTERNATIONAL	248,000.00	4/9/2025	Monthly	0.50%	3/3/2022	\$84,360	
JPMORGAN	248,000.00	11/14/2025	Nov 14 Feb 14 May 14 Aug 14	0.50%			
FIRST CAROLINA	210,000.00	12/23/2025	Monthly	0.50%	3/23/2022	\$80,550	
	\$ 3,377,000.00					\$1,330,880	

TREASURY/AGENCY SECURITIES							
FHLB	256,000.00	3/4/2025	MAR 04 SEP 04	0.55%	3/4/2022	\$701.25	
FHLB	1,000,000.00	3/24/2026	EP 24 MAR 24	0.50%	3/24/2022	\$2,500.00	
FHLB	850,000.00	3/30/2026	EP 30 MAR 30	0.50%	3/30/2022	\$2,125.00	
FEDERAL FARM CR BK'S BOND	700,000.00	6/16/2025	DEC 16 JUN 16	0.78%			
FEDERAL FARM CR BK'S BOND	500,000.00	6/30/2025	DEC 30 JUN 30	0.70%			
	3,306,000.00					\$5,326.25	

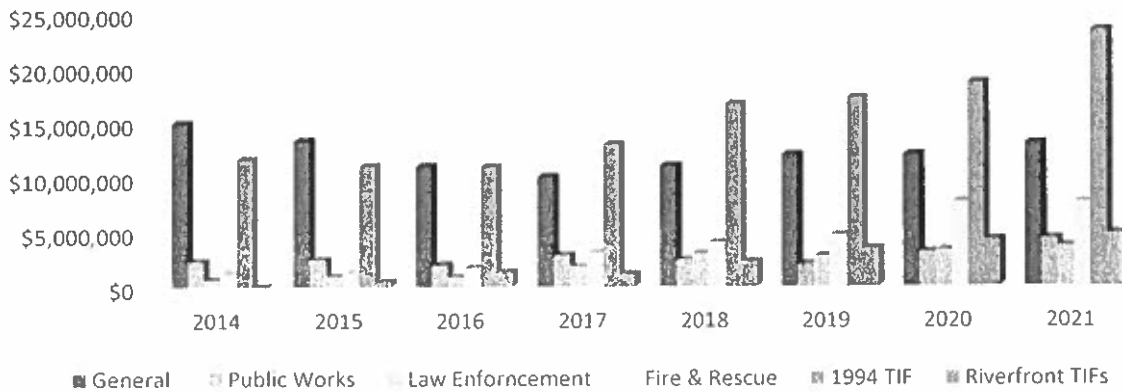
Cost	Market	Difference	
5,377,000.00	\$6,222,843.61		CD'S
3,306,000.00	\$3,126,476.10		SECURITIES
31,598.27	\$31,598.27		Money Market Account
8,714,698.27	\$8,680,917.98	(\$33,780.29)	Total 3RD Investments

\$6,667.68 TOTAL INTEREST FOR MONTH

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
May 5 & 6, 2022

	2014	2015	2016	2017	2018	2019	2020	2021
General	\$14,960,961	\$13,363,872	\$11,044,098	\$10,061,936	\$11,086,013	\$12,070,153	\$12,087,410	\$13,119,531
Public Works	\$2,318,323	\$2,457,764	\$2,000,180	\$2,864,167	\$2,447,757	\$2,029,771	\$3,139,644	\$4,392,477
Law Enforcement	\$626,953	\$933,948	\$898,813	\$1,816,163	\$3,025,065	\$2,823,322	\$3,291,010	\$3,678,477
Fire & Rescue	\$1,169,933	\$1,291,927	\$1,758,469	\$3,109,016	\$4,089,329	\$4,756,285	\$7,733,322	\$7,699,276
1994 TIF	\$11,674,257	\$11,062,040	\$10,992,330	\$13,032,576	\$16,727,221	\$17,253,871	\$18,712,868	\$23,484,430
Riverfront TIFs	\$0	\$468,463	\$1,371,021	\$1,146,034	\$2,316,497	\$3,487,429	\$4,281,277	\$4,857,277

Fund Balances



Mrs. Stone asked about utilizing the Ohio Checkbook, the online checkbook of Ohio Township expenses allowing residents the ability to review Township’s financial information. **Mrs. Earhart** explained that their system and the Township’s system were not compatible. The Ohio State Treasurer’s office was concerned about giving out incorrect information since the Township’s system was more complicated and agreed it would be too much of a challenge to make their system compatible with the Township’s. She pointed out that all financial information was currently on the Township’s website.

Proposed Reconfiguration of 2023 Budgetary Line Items – **Mrs. Baker** stated that in an effort to simplify budgeted line items she would like to condense some of the line items (as indicated in the example below). The Board agreed.

2022 PERMANENT DETAIL BUDGET - CURRENT LINE ITEMS FOR PLANNING & ZONING		
PLANNING & ZONING		
13-A-01	13.1100.01	SALARIES - OFFICE & INSPECTORS
	13.1100.0102	INSPECTOR/PLANNING & ZONING TECH

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
May 5 & 6, 2022

	13.1100.0103	PT INSPECT/TRAILS NEG/NUISANCE PROP MAINT
	13.1100.0104	DIRECTOR
	13.1100.0106	OFFICE MANAGER
13-A-03	13.1100.03	SUPPLIES
13-A-04	13.1100.04	CONTRACTS
	13.1100.0402	ANDERSON TRAILS
	13.1100.0403	WE THRIVE EXPENSE
	13.1100.0404	COMMUNITY FORESTRY
	13.1100.0406	COMPUTER CONSULTANT
	13.1100.0407	TAC
	13.1100.0408	PLANNING
	13.1100.0410	OTHER
	13.1100.0411	CO-OP PLANNING INTERN
	13.1100.0413	CAGIS/GIS
13-A-05	13.1100.05	OTHER EXPENSES
	13.1100.0503	COMMITTEES (WETHRIVE, TREE COMMITTEE, TAC, ZONING COMMISSION, BZA)
	13.1100.0504	ZONING BD OF APPEALS
	13.1100.0505	DEVEL. ADVISORY COMM.
	13.1100.0510	LEGAL FEES
	13.1100.0511	LEGAL LITIGATION
	13.1100.0512	EMPL. RETIRE. CONTRIB.
	13.1100.0515	WORKERS COMPENSATION + CAREWORKS
	13.1100.0521	UTILITIES
	13.1100.0522	ELECTRIC
	13.1100.0523	AUTO
	13.1100.0525	EQUIPMENT
	13.1100.0531	REPRINTING/REPRODUCING
	13.1100.0532	LEGAL NOTICES/ ADVERTISING
	13.1100.0533	PROFESSIONAL DEVELOPMENT
	13.1100.0534	GIS UPGRADES/TRAINING

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
 May 5 & 6, 2022

	13.1100.0535	OTHER
	13.1100.0536	TUITION
	13.1100.0540	REFUND FEES
	13.1100.0561	MEDICARE
	13.1100.0562	INS. - MEDICAL
	13.1100.0591	HSA - FUNDING
	13.1100.0564	INS. - LIFE
	13.1100.0565	INS. - DISABILITY
	13.1100.0574	INSURANCE
	13.1100.0575	SOFTWARE
	13.1100.0576	INS.-GENERAL LIABILITY

Anderson Park District Funding Request – **Mrs. Earhart** stated in a recent discussion with Ken Kushner, Executive Director of the Anderson Park District (APD) he informed her that the APD was in maintenance mode and had limited funds to make capital improvements in the parks. The ADP was in the sixth year of a ten-year operating levy. Therefore, the APD Board was requesting that the Board of Trustees consider funding a portion of the requested park improvement projects (listed below). The APD may seek voter approval for a capital improvement levy to fund improvements in the fall of 2022 dependent on Township funding. **Mrs. Lausten** did not believe the Township should be funding the ATPD. **Mr. Gerth** stated that he would not have a problem funding Pickleball courts at Kellogg Park believing it would complement the Kellogg Avenue improvements. **Mrs. Stone** felt strongly that restrooms at Laverty Park should be the priority. **Mrs. Earhart** stated that the APD needed an answer regarding funding before they sought a capital improvement levy. **Mr. Gerth** asked her to explain to them that the Township had spent a substantial amount of funding updating Beech Acres RecPlex. The Board may be interested in doing improvements at Kellogg Park in conjunction with the Kellogg improvements. **Mr. Sievers** suggested providing funding to them from the Ohio Riverfront TIF. **Mrs. Earhart** pointed out that if the Township were to provide funding it would need to be very specific as to where the funding could be used. **Mr. Gerth** stated that he would be supportive of providing \$300,000 in funding to be used for construction of Pickleball courts only.

General Improvements Requested/Identified

- Add restrooms to parks currently without restrooms and supplement restroom facilities where needed
- Covered dugouts

- Family swings
- Pickleball courts
- Playgrounds: more pour-in-place surfacing, more shade
- Mountain bike trails
- Shade structures
- Shelters
- Trails & trail extensions
- Land acquisition, priority on properties adjacent to existing parks and facilities
- Parking lot improvements
- All-weather ball fields
- Indoor recreational space: indoor trail, court space
- Planters and plantings
- Operations/Maintenance support facilities

Workforce Development – **Ms. Parker** explained that workforce development strategy refers to making positive people changes. Changes to culture, changes to attitudes, and changes to people’s potential influence success in the future. The two “Rs” of workforce development referred to retention and recruitment and addressing why employees stay at a job. For Anderson Township, those included tuition reimbursement, alternate/compressed work schedules, ability to expand job duties, benefits package, and compensation. Areas for improvement were employee satisfaction, enhance current benefits package, conversion pay, early retirement incentives, and maintaining competitive compensation package. Thus, allowing employees to extend health benefits, turning paid time off into pensionable income, and ensure internal equitability were opportunities. She would like to discuss with employees what the Township was doing good, and what could be improved.

Regarding employer recruitment, **Ms. Parker** explained that the average age of employees, currently at the Township, was 44, with 14 years of service. It was a mix between new employees and seasoned employees. The priorities differed with the different groups, the younger employees with less years of service desired a work life balance. The older employees with many years of service focused on pensions. According to the Ohio Public Employees Retirement System (OPERS), 33% of Township employees had 20 years or more service. There were four employees that could retire now and 42% of employees had more than 25 years of service and could retire at 28 years of service. She pointed out that there were not a lot of people coming out of fire training programs, and the pool of candidates were growing smaller. Therefore, staff was looking at ways to adapt, such as recruiting from other areas/organizations and directly from schools and training programs. The recruiting scope needed to be widened by possibly utilizing social media platforms. She felt better marketing of Anderson Township as an employer was needed as well. She would like to develop marketing material for recruitment purposes, and offer employee referral incentives. Over the next few months staff would come to the Board with recommendations, and specific requests. **Mrs. Stone** stated that she was concerned about the possibility of a shortage of fire fighters, if there was a large number of retirements. **Mrs. Lausten** asked if the Township had an apprenticeship program. **Mrs. Parker**

replied there was not. **Chief Martin** pointed out that Emergency Medical Technicians (EMT) was an easy procure as opposed to attracting paramedics due to the longer training and related training expenses.

Mr. Gerth 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 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. Stone seconded the motion.

There was no further discussion.

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

Mr. Gerth adjourned the meeting until May 6th.

Mr. Gerth called the meeting to order at 8:55 a.m., May 6th and welcomed the attendees, who included Fiscal Officer Ken Dietz, Township Administrator Vicky Earhart, Assistant Administrator for Operations Steve Sievers, Assistant Administrator for Human Resources Suzanne Parker, Planning & Zoning Director Paul Drury, Fire Chief Rick Martin, District 5 Commander Lt. Dan McElroy, Law Director Margaret Comey, Fiscal Office Manager Jennifer Baker, Facilities Manager Mark Magna, Office Manager Betty Cowan and Administrative Assistant Molly Mohrfield.

Phone System Replacement – **Mrs. Cowan** presented three different phone system proposals per the Board's request. **Mrs. Lausten** was confused as why a new phone system was needed. **Mrs. Cowan** explained that the current phone system was outdated, replacement parts were unavailable, and the cost to maintain would be astronomical. A new system would allow the Township to go to a cloud-based application. She stated that our IT consultant, ROI, recommended we work with Ring Central. She asked if the Board would like her to obtain bids from each of the proposals presented. **Mr. Gerth** asked what the next step would be and if the list that was presented were the only phone system options available. **Mrs. Earhart** stated that the Township had been working with ROI for many years and they were a trusted authority. She asked if the Board would like Aaron Witt from ROI Technologies to come to the June Interim Meeting to discuss the options and recommendations further. **The Board** agreed. **Mr. Gerth** questioned if ROI was the right consultant for a phone system. **Mrs. Cowan** responded that they had been maintaining and troubleshooting the current phone system for years, and this is interwoven with our computer and data network.

Mrs. Cowan stated all proposed phone systems included handsets and required hardware to implement the solutions. Most of the handsets were Polycom handsets, thus making them consistent between the proposals. All options were much newer than what the Township currently had so there would be a slight learning curve. Additionally, all the proposals had "similar" call features such as call forwarding, voicemail to email, music on hold, call routing, etc. Some of these solutions offered a mobile app that could be installed on a cell phone allowing the user to make/receive calls making it appear as though they were doing business

May 5 & 6, 2022

from their office phone rather than a cell phone. They all support the 911 service, which was a must for the Fire Department. All included a desktop app that could be used to manage individual user settings as well as make/receive calls from different devices.

PROPOSALS PRESENTED TO THE BOARD FROM AARON WITT AT ROI:

As for system "up time", Ring Central is the only one that I've got data on based on my conversations with them (and having the service myself). It's at 99.999% based on the last reporting date, so there's virtually no service interruptions with this solution. As I'm not as familiar 8x8 or Dialpad, they both report uptime in the 99% range as well.

The specifics of each:

8x8

- *Monthly spend is higher than the other proposals, except for the CBTS hosted solution*
- *I don't see where this includes the video conferencing features nor do I see any of the additional hardware for overhead paging, fax, etc. so I think this pricing is not a true comparison of the actual costs*
- *While I've heard of this solution, I don't know of any customers that use it so I can't speak to its usability, service, or support.*

Dialpad

- *I've never heard of this solution, so I don't have any feedback to offer*
- *The pricing seems to be high because the proposal includes the top-line Polycom phone for everything (even though the common area phones don't need this)*

CBTS Hosted

- *I've got several customers that use this platform and it's not very good. The call manager platform is difficult to navigate and there have been several times where customers would report that the phones simply stop working and then you need call CBTS tech support which is a cumbersome process*
- *Installing the solution is equally painful as the technicians they send out have to work with a network engineer over the phone and it takes forever. Cutover is equally painful because inevitably something was missed, and the solution doesn't work properly from the start.*
- *Adding/removing users and phones can only be done by contacting your account manager (because it affects pricing). It takes days to accomplish what should be a rather simple task.*
- *Tammy and I used to have this for our business, and we ended up paying an early termination fee to go to Ring Central because of how unfriendly the solution was.*

Ring Central

- *By far one of the nicer solutions, I've ever worked with. Admins have FULL control over the solution to add, remove, configure, etc. (just like we do with Cisco now, only it's more user friendly)*
- *The pricing is very competitive for the features that the solution comes with*

May 5 & 6, 2022

- *Tammy and I have been using this solution for over a year now and have had no issues. I think I had to call support once and it was a very good experience. The technicians know the solution and our issue was fixed in minutes.*
- *We've already done a decent amount of due diligence on this solution as well so we know that it will fit with the requirements the Township has going forward.*

Another point to bring up is that with any of these solutions, we can eliminate the existing (and separate) solution at the Senior Center. Because we only need an internet connection for the new phone system, we can connect the Senior center to the Township solution through the management portal and we don't need to buy additional hardware.

Recommendation:

ROI Technologies recommends Ring Central. Tammy and I have the most confidence in this solution compared to the others. As stated, we've been using it internally for over a year without issues. I've personally worked with their implementation and support teams and the experience has been a good one.

No matter what decision gets made on this, we absolutely would not go with the CBTS hosted solution.

2022 Project List – **Mr. Magna** explained that the project list, was an internal document that was started years ago to keep track of large projects throughout the different stages of design, construction, funding, status, etc. **Mrs. Earhart** explained that the bidding process was quite involved and took a significant amount of time. Everything starts on this list as a pre-bid. This list does not just reflect projects that were in progress or being completed. **Mr. Gerth** felt the name “project list” implied projects that were being performed. **Mrs. Lausten** asked if the list was just for internal use. **Mr. Magna** responded that it was both for internal use and a public record. **Mr. Sievers** added that items do come off the list that stop at the bid process. The fact that each item took staff time was why it was on the list. **Mr. Gerth** suggested changing the name to “Anderson Township 2022 Bid and Project List”. He explained that a project was something that was being done. **Mrs. Earhart** felt it was important for the Board to understand the full bidding process. She asked Mr. Magna to explain what was involved when going out to bid. **Mr. Magna** replied that the first step was that the project had to be identified. The project, once identified, would be presented to the Trustees. Planning and Zoning would look at the design of the project. **Mr. Sievers** interjected that the an early step also entails securing Tax Increment Financing (TIF) for the project and having it in the budget. **Mr. Magna** continued that the project design was established. Staff then asks the Board to authorize the bidding process, which could take up to two months, and makes a recommendation to the Board to award the contract. Then contracts were written. If over budget the project would have to be rebid. The process could range from five to six months from start to finish. **Mrs. Earhart** pointed out that the project list was a management tool, it not only helped to track projects, but it could also reflect who was overburdened.

Mrs. Lausten asked what phase the solar panel project at Anderson Center was in. **Mr. Magna** replied it was in the pre-bid phase. **Mrs. Stone** stated that she did not want to waste a great deal of time on that project even though she was in favor of it. She asked if Anderson Center were to lose power would the solar panels provide enough power to allow for the Emergency Operations Center to be functional. **Mr. Magna** replied that the solar panels would only provide a third of the load of the building. The generator took care of the overload. **Mrs. Lausten** did not feel it was the right time for solar panels, she would like to explore the use of solar panels on smaller applications. She was concerned about the return on investment. She felt there were other ways to incorporate solar power and show that the Township was moving towards sustainability without such a costly expense while there were so many other key capital projects and investments taking place. **Mr. Magna** stated that he would be coming to the Board in June for approval of a contractor for the reroof of the Operations Center/District 5. This would be completed in 2022 or 2023. If the Board wished to pursue solar panels on the maintenance garage, he would seek authorization in 2024. He explained that the original budget for the installation of solar panels on Anderson Center was \$477,000, and after review with the consultant the estimated price increased to \$550,000 due to issues with the inverter. **Mr. Gerth** stated that with a payback of 30 years it was not a practical choice. He felt with the current amount technology there should be alternative ways to save money. **Mrs. Stone** agreed but wanted to stay informed and vigilant. **Mrs. Lausten** stated that she would like to learn more about sustainability. **Mr. Sievers** stated that engaging the different aspects of sustainability would be a tremendous way to utilize the \$20,000,000 in TIF funds to save General Fund operating expenses. **Mrs. Comey** pointed out that TIF dollars could only be spend on capital improvements. **Mr. Dietz** stated that he was concerned about the large balance in the 94 TIF. **Mr. Gerth** stated that if TIF needed to be spent down he felt it should be spent on things that would provide a return on investment such as the Kellogg Enhancement Project, which would have a direct impact and a visible return on investment. **Mrs. Earhart** asked if the Board would like to move forward on enhancing the roof structure at the Operations Center/District 5 to accommodate solar panels in 2023 or 2024. **Mrs. Stone** felt that solar or other option for energy needed to be discussed. The Township needed to lead by example. **Mr. Gerth** agreed that the Township should be setting an example. **Mrs. Earhart** stated that staff could put together a list of sustainable TIF projects to be presented at the Interim Meeting. She asked if the Board was comfortable with Mr. Magna engaging a consultant to do a study of the roof at the Operations Center/District 5 to determine the cost of solar panels. **The Board** was comfortable with that direction.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

May 5 & 6, 2022

Anderson Township 2022 Project List

last update 1/6/22, 2/8/22, 3/10/22, 4/18/22, 5/2/22

Project	Priority	Department	Staff Lead	Budget	Funding	Date	Status
2022 Curb and Sidewalk	1	PW	EL	\$ 2,900,000.00		2022	working
Crosswalks w/o Nagel	1	PW	EL	\$ 46,365.00	28084	2022	Nagel - 2022
Nagel Crosswalk	1	PW	EL	\$ 20,000.00	28085	2022	repricing
2022 Landscape Maintenance	1	Admin	MM	\$ 282,000.00	21-1118-11	2022	working
Lawyer eng and construction sidewalks	1	PZ	BB	\$ 600,000.00	20-0416-06	2022-23	design & ROW
					04 1200 0305 187k		Bid Summer 2022
					28129 (\$125k)		
					28126 (\$39.7k)		
Fire Station Alerting System	1	Admin	MM	\$ 275,000.00	27577	2022	working
Fire Station 5 Womens RR	1	Admin	MM	\$ 187,550.00	28526	2022	complete
RecPlex Parking Expansion	1	Admin	MM	\$ 409,981.00	28499	2022	punchlist
					21-0617-05		
Medic Remount	1	Admin	MM	\$ 209,483.00	27969	2022	precon 5/12
Fire Hose	1	Admin	MM	\$ 64,271.00	22-0317-05	2022	working
Bondick Ct. Sidewalk	1	PW/PZ	EL/BB	\$ 70,000.00	28202	2021	complete
Fire Station 10 Driveway Replacement	1	Admin	MM	\$ 270,000.00	27438	2022	working
Ayers Road Engineering	2	Administration	SS	\$ 105,000.00	17-0316-08	2021	design (const. 23)
Paddison/ Beechmont to Woodridge	1	PZ	PD	\$ 55,000.00	8-0817-04 125000	2022	ODOT spring 2022
Street Tree 2022	1	PZ	PD	\$ 28,000.00	28046	2020	working
Fire Station 6 Apron	1	Administration	MM	\$ 125,000.00	14.1100.0718	2022	RFP design
MG/D5 Reroof	1	Administration	MM	\$ 250,000.00	14.1100.0716	2022	RFP design
Anderson Center Solar	1	Administration	MM	\$ 550,000.00	14.1100.0707	2022	prebid
Ramblinghills Sidewalk Engineering	2	PZ	BB	\$ 37,000.00	21-0318-05	2021-23	design - 2023 const
					28916 (\$200k)		
Holiday Hills & Clough	1	PZ	PG	\$ 125,000.00	28979 (\$65k)	2022	bid open 5/10
					28978 (\$60k)		
Clough - YMCA to 8 Mile	3	PZ	PG	Unknown Yet	28917 (\$75k)	2022-24	Prepare to Design
					1100016 000		
LMST - Elstun Connector	2	PZ	BB	N/A	ODOT Engineer	2022-24	ODOT engineering
Elstun Sidewalk	1	PZ	BB	\$ 100,000.00	1100016 000	2022-23	Design
Bariels Sidewalk	1	PZ/Admin	BB/SS	\$ 95,000.00	28823 (\$87k)	2022	bid open 5/10

Total \$ 6,814,630.00

Gas, Electricity and Green Energy Options – **Mr. Deters** with Energy Alliance of Cincinnati presented to the Board the pros and cons of gas aggregation. He explained that natural gas aggregation allowed a group of consumers to combine their natural gas usage to form a buying group, which provided greater bargaining power, and Energy Alliances could manage this process. He suggested putting it on the ballot to get certified and hold the program until the pricing was reasonable. **Mrs. Earhart** stated that the downside of placing it on the ballot for approval was the expectation from residents that the program would start immediately. **Mr. Sievers** asked how many residents had gas in the Township. **Mr. Deters** replied approximately two thirds. **Mr. Magna** added that there were 13,000 residents that had gas in their homes. **Mrs. Stone** asked how many residents had chosen the Green Option on electric. **Mr. Deters** replied less than 100. **Mrs. Stone** pointed out that a special call had to be made to opt in. **Mr. Deters** stated that in Forest Park the whole program was green. **Mrs. Stone** asked why the Township was not looking at that option. **Mr. Magna** replied that it would be a greater cost to the residents. **Mr. Gerth** asked if gas aggregation was placed on the November ballot, and it passed, what was the criteria for the program to start. **Mr. Deters** explained that the Township would need to get certified through the Public Utilities Commission of Ohio (PUCO), which would take ninety days. Gas aggregation should never start in June, July or August, because they were expensive months to find gas due to the high demands. Generally, the best time to buy gas was in March. **Mr. Gerth** asked if the gas aggregation procedure was the same as electric aggregation. **Mr. Magna** responded that it would be. **Mr. Gerth** asked if any resident in the Township with electric aggregation left the program. **Mr. Deters** explained that people come and go all the time. Every price was a variable, and usage was different from household to household, Duke based pricing on the load profile of a home. Aggregation of either gas, electric, or both, offered a stable price, same billing from year to year. **Mr. Gerth** asked how many other townships had gas aggregation. **Mr. Deters** replied 26 townships in Hamilton County. The only gas that was all

green was the City of Cincinnati. **Mr. Gerth** asked when a decision needed to be made to have it placed on the ballot. **Mr. Deters** replied by August 10th, though it would help to have a decision before that, so he had time to get all the information together to make sure voters had some idea as to what gas aggregation was. **Mrs. Earhart** pointed out that there were things staff had to do internally as well. **Mr. Gerth** stated that electric aggregation in the Township had been very successful, and gas aggregation would be another way to help residents save money. **The Board** thanked Mr. Deters. **Mr. Gerth** asked staff for their thoughts. **Mrs. Earhart** stated that going through the process, while it was good that the taxpayers could save \$33 a year, she questioned how much Township resources would be expended to get to that point, along with Mrs. Comey's time drafting legal documents. She also pointed out that residents had not been calling inquiring about gas aggregation. **Mr. Sievers** added that residents were paying a base fee for a gas meter which made up a large portion of their gas bill. The residents that were interested were already doing something to save \$30 a year. He suggested using Anderson *Insights* to educate residents on different green and gas options. He believed that electric aggregation was worth it. **Mr. Magna** stated that, for the most part, residents were appreciative, but he did not believe gas aggregation was worth it. **Mrs. Earhart** felt that a great deal of education would need to take place to inform residents in advance that gas aggregation would be on the ballot. **Mrs. Stone** stated she would like to see more education on green options. **Mrs. Earhart** stated that if the Board would like to move forward with gas aggregation staff would need to start immediately to make the August 10th deadline. **Mrs. Lausten** asked if anyone had asked about gas aggregation in the last two years. **Mr. Magna** replied no. **Mrs. Lausten** stated that due to the lack of interest she did not feel it was worth pursuing. **Mrs. Earhart** stated that her biggest concern was the expectation and public perception to save only \$33 a year. **Mrs. Stone** stated that she did not hear a lot of willingness to pursue it. She would like to see all Township buildings move toward renewable energy. **Mr. Magna** stated that he would research renewable options for Township buildings.

EV Charging Stations at Anderson Center – **Mr. Magna** stated as background staff had been in discussions with Electrada to place EV charging stations at Anderson Center. It was discovered that their terms and conditions were not advantageous to the Township. Therefore, he researched other options for a level 2 charging station in the east parking lot of Anderson Center. The cost would be approximately \$42,000 to do one station with two chargers. **Mrs. Lausten** asked how long it would take to charge a vehicle. **Mr. Magna** replied for a level two charger approximately 4 hours. He pointed out that the Township would own the charging station and determine whether to charge people for its use. **Mrs. Earhart** added that the 94 TIF dollars could be used for installation and maintenance. **Mrs. Stone** stated that she was a firm believer that people should be charged for its use. **Mr. Magna** pointed out that Mr. Bowers's memo from 2020 referenced a high number of registered EV's in the Township but there were no public charging stations. **Mr. Sievers** stated that the Township had not received calls regarding this matter. **Mrs. Earhart** added that she had received call regarding if the Township had any charging stations and if they were going to provide any in the future. **Mr. Gerth** questioned if these were calls from people visiting the Township. **Mrs. Earhart** stated it was from people

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
May 5 & 6, 2022

planning at visit to Anderson Center. **Mrs. Stone** felt it made more sense to have at EV charging station located on Kellogg Avenue, right off the highway. **Mrs. Lausten** agreed that it made more sense than Anderson Center. **Mr. Sievers** suggested waiting to see if the grant comes through and make the decision at that point. **The Board** agreed.

Greenspace Management – **Mrs. Clingman** stated that when she started with the Township in 2001 the Greenspace Committee was actively reviewing possible property acquisitions. The Greenspace Committee was setup as a committee to look at possible acquisition and advising the Board on whether to acquire said properties. The Committee itself had never been involved with any kind of management of Greenspace. She has been receiving numerous calls about what the Committee was doing to manage the invasive species. There had been discussions regarding hiring landscapers, using the Township's Public Works Department, and the use of volunteers but that had limitations. The Environmental Protection Agency advised volunteers could not apply herbicides on public properties. Essentially, a plan was needed if the Township wanted to get involved with eliminating invasive species. She did not believe an attempt should be made to clear honeysuckle from every one of our 700 acres of Greenspace. **Mrs. Lausten** asked if there were Greenspace areas where honeysuckle was so overgrown it restricted walking, and if so, could it be cleared by a contractor. **Mrs. Clingman** responded it should be cleared by someone who was more of an environmental contractor. A decision needed to be made regarding what should be done with the invasive species. **Mr. Sievers** pointed out that there were only a few members left on the Greenspace Committee. He questioned if a committee should be formed to help provide some guidance on the best way to approach removing the invasive species or was this something that staff should attempt. He pointed out that funding would be needed which ever approach was taken. **Mrs. Clingman** stated that the Greenspace Committee had asked that no new members be added since they were not evaluating as many potential properties for acquisition. She believed one land manager was needed to provide maintenance and upkeep to the Greenspace properties. **Mrs. Lausten** asked how often the properties should be evaluated. **Mrs. Clingman** responded it should be a continually ongoing process. **Mrs. Earhart** asked if that person should be full or part time. **Mrs. Clingman** felt a full-time person would be best, and suggested outsourcing if for year. **Mr. Sievers** stated that there was \$314,000 currently in the Greenspace fund. **Mrs. Clingman** explained that those funds were for acquisitions. **Mrs. Stone** felt property acquisitions should stop if they could not be properly maintained. **Mr. Sievers** felt that the Greenspace Committee should remain in place, but the Committee needed to be informed that staff was taking the maintenance issues seriously, in hopes of diminishing the concerns that residents had brought up. **Mrs. Earhart** stated that she was concerned with the conflicts between the Greenspace Committee and the Board. If the Committee was to stay in place, she felt that their responsibilities would need to be rewritten. **Mrs. Lausten** agreed adding that there needed to be clarification as to what their role was, the support they were giving, and who was responsible for specific decisions that were being made. **Mr. Sievers** believed that the Greenspace Committee was still helpful in vetting property. **Mrs. Lausten** felt the Committee should be informed that the demand for vetting property was decreasing and the focus would be shifting to maintenance. **Mrs. Clingman** did not feel comfortable informing them of that

direction. The Committee members were vetted for acquisitions, not land management. **Mrs. Stone** stated that she liked the idea of hiring a land manager/contractor for a year to see how it would work. **Mrs. Clingman** pointed out that a knowledgeable landscape contractor, familiar with invasive plants would need to be hired. **Mrs. Stone** acknowledged that they would need some direction. **Mrs. Clingman** added that the direction needed to be done through staff. **Mr. Sievers** agreed and stated that he would discuss with staff.

Waste Disposal Contract for Services – **Mr. Sievers** explained that in late 2016, to avoid aggregation, Rumpke offered residents the “Anderson Rate” for waste, trash, and recycling at a quarterly cost of 5 cents below the rate at that time for just waste. In essence they were providing free recycling. When that when into effect in early 2017 the rate per service was \$60.19 quarterly. The current bills is \$81.91 per quarter, a 31% increase in the last 5 years. Rumpke no longer offers just waste disposal, recycling and waste were grouped together in one price. Republic was less expensive but did not offer recycling. He asked if the Board would like to look at other options. He pointed out that the Center for Local Government (CLG) had a program where bids were solicited from waste haulers. Some communities, namely Colerain and Springdale, go through the aggregation price. Columbia Township had a waste levy that was paid by taxes. There were pros and cons to that approach, for instance, the higher an individual’s property evaluation the more they would pay. At some point when residents realize what they were paying more inquiries would start. **Mrs. Stone** wanted to ensure recycling was included in which ever course was taken.

Recycling Update Including Possibility of Food Waste Recycling – **Mr. Sievers** pointed out that last year the Township received approximately \$70,000 in revenue back from Hamilton County through a program where fees paid to Rumpke were reallocated to the communities based upon their recycling rate. That revenue could only be used on specific things. Last year approximately \$50,000 was spent for the recycling center and *Anderson Insights* and \$20,000 on litter cleanup. He pointed out that the Township was now paying more for recycling than was coming back through that program. Essentially 90% of the \$70,000 comes from curbside recycling. The Township was completely subsidizing the drop off recycling center by residents that had curb side recycling.

Mr. Sievers stated that since Simple Recycling, the company operating the curbside clothing recycling program, had pulled out of the market and unfortunately there was no other company to replace it. There was a group doing food waste recycling, which had been a big initiative of Hamilton County. The organization would pick up food waste once a week and the Township could help facilitate that opportunity by placing several roll off containers in a strategic location. The program had been well received in the Columbus area. It would cost the Township approximately \$7,000 a year **Mrs. Stone** asked how the food waste recycling program worked. **Mr. Sievers** explained that there were several roll off containers at a given location where residents could drop their food waste. **Mrs. Lausten** was concerned with the smell. **Mr. Sievers** replied that they would be serviced three times a week. **Mrs. Stone** asked what they did with the food waste. **Mr. Sievers** replied that it would be used on farms. There currently was a location

in Mariemont, and Colerain was just starting the program as well. **Mrs. Stone** stated that she would like to have the ability to recycle textiles in conjunction with food waste. **Mr. Sievers** explained that the only reason the recycling center at the Operations Center was still functioning was to provide service for those that did not have curbside recycling, such as apartment and condo complexes. He felt it may be worth having a discussion with Rumpke to see if they now had an option for those residents, and if so, he would like to revisit eliminating the recycling center. He pointed out that there were many people who do not live in Township use it. Clermont County no longer has drop off centers, and City of Cincinnati collects recycling biweekly. **Mrs. Stone** stated that the WeThrive Committee was discussing having specialized recycling days for electronics ran by volunteers. **Mrs. Earhart** was concerned with confidential information being left on computers being recycled. **Mrs. Stone** would like to have a central drop of location in the Township where an informal network of volunteers could pick up the material and take it to Cincinnati Recycles.

Need for Public Works Materials Area – **Mr. Luginbuhl** stated that the Boatsmith property was the last piece of property that the Township had and could use for storage. If a major storm occurred there were few areas to dump debris, and if Boatsmith was sold it narrows down debris staging sites even more. Therefore, he contacted John Eckert, Facilities Manager at the Forest Hills School District (FHSD) and they came up with a plan to use of the baseball fields at the elementary schools in addition to the Anderson Park District (APD) sites if a situation arose. The Township had a few pieces of property left that could be utilized as well, those included the YMCA and the ANCOR areas, which was a total of approximately four acres, along with the center section of the Old Fort property. He requested that an agreement be drawn up with the FHSD allowing the Township to place storm debris on school property. **Mrs. Earhart** stated that an agreement had to be in place prior to using any location not owned by the Township to have the ability to receive any FEMA funding to restore any property. **The Board** was comfortable with moving forward with agreements between the FHSD and APD.

Possible Noise Restrictions – **Mrs. Earhart** explained that there were three resolutions established that addressed noise. The first was adopted in 1991 regarding barking dogs. Then in 2000 restrictions were placed on radios or other sound generating devices from vehicles. In 2008, a Home Rule Resolution was adopted that addressed construction noise, stating that construction could not start before 7 a.m. and that it had to end at 11 p.m. There was no resolution in place that covered noise from bands or neighbors. Complaints had been received regarding the hard surface tennis courts at Coldstream. On rare occasions complaints had been received regarding Riverbend Music Center, Immaculate Heart of Mary's Festival, and Greater Anderson Days. Complaints had also been received regarding residential properties on Windy Hill Terrace and Eden Cross Court. Staff had investigated what other communities had done and investigated how the Township could regulate noise. The Board did have the authority to enact a resolution for "D" liquor license permit holders, which would also include Riverbend Music Center. A noise resolution could be enacted restricting loud music between the hours of 11 p.m. and 7 a.m. **Mrs. Lausten** felt that was very subjective, what was loud to some may not be loud others. **Mrs. Earhart** pointed out that Mr. Gerth had been receiving numerous complaints

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

May 5 & 6, 2022

regarding Anderson Township Pub (ATP) on Clough Pike. **Mr. Gerth** added that ATP had new owners, and more activity. **Mrs. Earhart** stated that she had reached out to Marisa at the Ohio Township Association to see if there were any updates regarding noise restrictions. She informed her that there was, in the Omnibus Bill, but the Legislature removed it because they were concerned that it was going to be used to regulate firearms. There was no legislation on the horizon; therefore, if the Board would like something drafted, she would need some direction. She pointed out that adopting a resolution restricting noise between the hours of 11 p.m. to 7 a.m. would codify what residents believe already exists, and to some residents it would show the Township was doing something. **Mr. Gerth** asked if the restriction of 11 p.m. to 7 a.m. could be applicable only Monday thru Thursday. **Mrs. Lausten** asked what happens if a resident complained. **Lt. McElroy** replied since there was no resolution in place all the Sheriff's Department could do would be to speak with the parties involved. **Mrs. Lausten** asked what if there was a resolution. **Lt. McElroy** responded the Sheriff's Department would take the same approach. **Mr. Stone** questioned if there was a need for a resolution. **Mrs. Earhart** replied that the Board had asked her to explore the possibility of some type of restrictions. **Mr. Gerth** believed that there was the impression that there was a resolution in place restricting music after 11 p.m. **Mrs. Stone** agreed. **Mr. Gerth** asked what the Township's legal power was if music was played after 11 p.m. **Mrs. Comey** responded that there was a section in the Ohio Revised Code that states a Board of Township Trustees may adopt regulations and orders that were necessary to control noise within the unincorporated territories of a Township. One of the issues with that regulation was determining what was reasonable. Her recollection was that it related to the number of decibels. Federal law would question if the regulation was arbitrary and capricious. **Mrs. Stone** stated that she did not believe any regulations or restrictions should be put in place. **Mr. Drury** would like the Board to consider changing the resolution regarding construction noise to the hours of 6 a.m. to 10 p.m. because the current 7 a.m. did not match construction schedules. **Mrs. Earhart** stated that the Board would need to rescind the existing resolution dealing with construction noise and adopt a new one. **Mr. Gerth** asked if the Board were to pass a general noise resolution restricting the hours between 11 p.m. and 7 a.m. would it show residents that the Board took the initiative to address the situation. **Mrs. Stone** asked what the consequences were if the resolution was violated. **Mrs. Comey** replied that the statute states an injunction and civil fine. **Mrs. Lausten** pointed out that loud sounds were subjective. Garage pickup and construction noise was black and white and could be addressed easier. **Mrs. Comey** stated that Miami Township had set up punitive fines of \$50 for the first violation, \$500 for the second, and \$750 thereafter. **Mrs. Earhart** pointed out that the Township's construction noise violation fee was \$100 for first offensive, \$500.00 for the second within one year, and \$1,000 for the third offensive within one year. **Mr. Gerth** asked if that action had ever been enforced. **Mr. Sievers** replied it had not. **Mr. Gerth** liked what was put in place dealing with habitual false alarm offenders and the fees they incurred, and questioned if the same principal could be applied to venues that were not willing to abide to the regulations. Some type of policy, ordinance, or resolution would need to be put in place to allow the Township to invoke fees for violations. **Mr. Sievers** pointed out that there had been no issues to date; therefore, there may be no justification to create rules and regulations. When and if problems begin that would be the time to act. **Mr.**

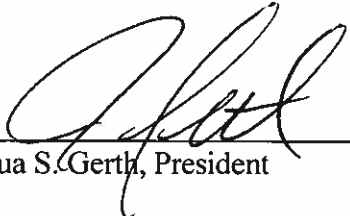
ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

May 5 & 6, 2022

Gerth asked even with no regulation in place if someone refuses to stop playing music after 11 p.m. would that constitute disturbing the peace. **Lt. McElroy** replied it could be. **Mr. Gerth** stated at this point nothing should be done.

As there was no further business, the meeting adjourned at approximately 2:50 p.m.

These minutes were approved at the meeting of July 28, 2022.



Joshua S. Gerth, President



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 special meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 5th and 6th of May, 2022, and that said minutes have been duly entered upon the Journal of said Township.

This 28th day of July, 2022.



Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

May 19, 2022

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on May 19, 2022, at 5:30 p.m., in Anderson Center Board Room. Present were the following Board members:

Joshua S. Gerth
R. Dee Stone
Lexi Lausten

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.

EXECUTIVE SESSION - There was no executive session for this meeting.

Mr. Gerth called the meeting to order and welcomed the additional attendees, including a number of citizens and other public officials including: Planning & Zoning Director Paul Drury, Fire Chief Rick Martin, Public Works Director Eric Luginbuhl, Hamilton County Sheriff’s District 5 Lt. Dan McElroy, Law Director Margaret Comey, and Administrative Assistant Molly Mohrfield. He asked them to join him in the Pledge of Allegiance.

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

There was no further discussion.

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

PUBLIC HEARINGS

Mr. Gerth opened the public hearing for Case 1–2022 Anderson, 1949 Wolfangel Road

Case 1–2022 Anderson, 1949 Wolfangel Road – **Mr. Drury** stated that this was a public hearing for a substantial modification for case 1-2022 Anderson. The location was 1949 Wolfangel Road, and the applicant was Doug Smith of McGill, Smith, Punshon on behalf of Beaver Creek Investments, LLC for Our Lady of Mercy of Mariemont who was the property owner. The zoning was “C-CUP” Residence Community Unit Plan, and the request was for a modification of two previously placed conditions on the zone change regarding maintaining trees in the open space parcel as well as a specific species. Those were conditions #3 and #8 of the resolution that approved the zone change.

Condition #3 recommended that the existing woods to remain designation on lots 17-35 be expanded to preserve any large significant trees. The applicant stated in their substantial modification application letter that extensive grading was required to create buildable lot pads on lots 17-35. Due to the necessary grading, they were unable to expand the “woods to remain” on those lots.

May 19, 2022

Condition #8 recommended a certain species be planted in the buffer area to the north. The applicant noted that it was difficult to locate these specific species and requested that similar substitutions be permitted if the American Basswood and Tulip Poplar could not be found.

The applicant was back before the Board requesting a substantial modification to conditions #3 and #8 of Trustee Resolution 22-0317-01. **Mrs. Lausten** asked if it would be the same number of trees in total, just different species. **Mr. Drury** explained that the developer was planning on clearing some of the vegetation. Once the grading was refined it was determined that they were not able to increase the existing woods, as some of the area was eliminated for more grading outside of the buildable lots. The landscaping plan identified a buffer along the northern property line, while there were a few existing trees identified to remain. The majority of the trees that were proposed were ornamental trees and some evergreen trees as well as shade trees along the northern border line. Some of the trees along the edge line were already proposed to be removed and they were requesting to go a little further back. **Mrs. Stone** asked how much further back. **Mr. Drury** stated that the entire building lot would be cleared. The clearing was required to level those lots off to make them a buildable site because of the topography down to the creek. **Mrs. Stone** pointed out that lots 17 thru 35 contained a lot of trees.

Mr. Drury reminded the Board that conditions, #3 and #8 were in part recommendations from the Township's Tree Committee and this was text taken from the Committee's review letter that was submitted to the Zoning Commission and then ultimately to the Trustees. It cited concerns of excessive tree removal along the southeastern portion of the site, and due to the amount of significant mature trees on the site the members of the Tree Committee recommended that lots 26 through 30 be removed from the plan. Ultimately, the plan was approved with those lots in there. The new configuration would consist of 32 single family lots. The Tree Committee also recommended specific species, but the applicant has stated that those species are very difficult to locate, and they were proposing a similar species of shade tree. **Mrs. Lausten** asked if the Tree Committee had any comments about the applicant's proposed tree specifics. **Mr. Drury** replied that staff had not routed this back to the Tree Committee. This was the reason the applicant was requesting a modification, due to the necessary grading and the inability to expand the woods to remain on lots 17 thru 35. The applicant stated that it was difficult to know the exact placement of the homes and the driveways on the smaller lots. They felt that the proposed buffer outside these lots on the open space parcel met the intent of the condition. Condition #8 recommended a certain species to be planted in the buffer area to the north and the applicant noted it was difficult to locate these species and requested that similar substitution be permitted. Staff did acknowledge the difficulty complying with conditions #3 and #8 now that the grading plan has been refined. Staff's recommendation was substituting the ornamental trees with shade trees to help make up for some of the existing shade trees that would be removed, and reforesting some of those grading areas that would go back into the open space area. Staff agreed that there were similar species that could be substituted for the American Basswood and Tulip Poplar that would still meet the intent. The rest of the conditions would remain the same. **Mrs. Stone** asked what was the grade that led down to that creek. She questioned if the trees were removed what was holding that land from falling into the creek.

Mr. Smith, McGill, Smith, Punshon, Civil Site Engineer, stated that the developer had no issues complying with the modifications to conditions #3 and #8. He pointed out that staff had

also added a condition #10 which was to add shade trees in the open space area, and to substitute some of the lower growth, smaller, plants and trees with shade trees on the north property line, which the updated plan reflected. He also pointed out that several of the lots were 100 feet from the creek. He stated that after reviewing the grading plan, and the allowable street grades in reference to lots 17 thru 35, there was no way to keep as many trees on those lots as proposed. It was the developer's intent to keep as many trees as possible because trees did create more desirable, more marketable lots. Some trees in those areas would remain but the developer could not identify which ones at this point.

Mr. Gerth invited members of the audience to comment on Case 1-2022 Anderson, 1949 Wolfangel Road.

Karen Miller, 7473 Towerview Lane, asked who the builder was. **Mr. Smith** responded Zicka Homes. **Mrs. Miller** asked what the value of the homes would be. **Mr. Smith** responded \$750,000 and above. **Mrs. Miller** asked if shade trees were proposed in the 30 ft. landscape buffer. **Mr. Smith** stated that the developer was not planning on removing any trees in that area and the buffer would contain many different types of trees. **Mrs. Miller** pointed out that her home would no longer be private when the homes were built, and she was trying to assess what kind of impact this development was going to have on the homes on Towerview Lane. **Mr. Bowling, McGill Smith, Punshon, Landscape Architect**, stated that some additional trees were proposed to augment the existing evergreens and other shades trees that currently exist in the area. Also proposed were lower, smaller, flowering trees which would give more of a buffer. There would be a good mix between the 25 flowering trees and the 38 evergreen trees.

Mr. Drury stated that this request was for a substantial modification to consider the conditions before the Board. The final development plan had been approved by the Zoning Commission.

Mrs. Stone stated that she was concerned about condition #3. The Township had been assured that the developer would do their best to keep some of the big trees on all the lots, now there were 18 lots being clear cut. She wanted more of a reassurance from the developer than "we'll do our best".

Mr. Gerth stated that everything was agreed upon with the understanding that all of these developments go through much more of an intense scrutiny once approved. **Mrs. Stone** pointed out that the topography had not changed. **Mr. Gerth** stated that there was initially no grading plan. **Mrs. Lausten** added now there was a grading plan, and that was a concern. She asked how many trees would be replaced or was it just based on the look. **Mr. Drury** stated that there was no specific number. It would not be a one for one because were dealing with mature trees versus new trees. **Mr. Gerth** pointed out that the complete removal of all trees was the worst-case scenario. The modifications presented would not allow that to occur, but there was clearly going to be an effort to try and save as many trees as possible. He did not believe potential buyers of \$750,000 homes would be willing to overlook Mercy Hospital's parking lot or the back of the building. **Mrs. Stone** stated that she wanted some assurances that on some of these lots, significant trees would be saved. **Mr. Sievers** pointed out that once a subdivision was established, and people began to move in, and pools and decks go up, trees come down. The open space was the area that staff historically focused on being able to protect.

Mr. Gerth closed the hearing.

May 19, 2022

Resolution 22-0519-01: Mrs. Lausten moved to adopt a resolution approving and adopting a substantial modification to conditions #3 & #8 of the zone change Resolution No. 22-0317-01 and adding condition #10 (Case 1-2022 Anderson) for the property located at 1949 Wolfangel Road as follows; Mrs. Stone seconded the motion:

**RESOLUTION NO. 22-0519-01
CASE 1-2022 ANDERSON SUBSTANTIAL MODIFICATION
1949 WOLFANGEL RD
(Book 500, Page 214, Parcels 26 & 10)**

Approving and Adopting a Substantial Modification to Conditions #3 & #8 of the zone change Resolution No. 22-0317-01 and adding Condition #10 (Case 1-2022 Anderson) for the property located at 1949 Wolfangel Road.

WHEREAS, this Board of Township Trustees (“Board”), on June 19, 2022 has discussed a Substantial Modification to Case 1-2022 Anderson, an application filed by Doug Smith, McGill Smith Punshon, on behalf of Beaver Creek Interests, LLC, for Our Lady of Mercy Mariemont, Ohio, property owner, requesting a modification to Conditions #3 & #8 of the zone change Resolution No. 22-0317-01 for property located at 1949 Wolfangel Road (Book 500, Page 214, Parcels 26 & 10), containing approximately 17.256 acres to effect, to remove language including the “existing woods to remain” requirement and allowing for flexibility in tree species; and

WHEREAS, this Board of Township Trustees (“Board”), on March 17, 2022, approved an amendment to the map of the Anderson Township Zoning Resolution for property located at 1949 Wolfangel Road (Book 500, Page 214, Parcels 26 & 10), containing 17.256 acres to effect, a modification to the Anderson Township Zoning Map from “OO” Planned Office District to “C-CUP” Residence, Community Unit Plan, to allow the construction of a 36-lot single family subdivision, with 35 buildable lots, 1 for open space, the open space parcel is 9.517 acres, which is approximately 55.15% of the total site acreage, and a density of 2.03 units per acre; and

WHEREAS, after allowing for public testimony and deliberating in public session, the Hamilton County Regional Planning Commission recommended approval of an application for a zone change to “C-CUP” on February 10, 2022; and

WHEREAS, after allowing for public testimony and deliberating in public session, the Anderson Township Zoning Commission recommended approval of Case 1-2022 Anderson, with 9 conditions on February 28, 2022; and

WHEREAS, on May 19, 2022, this Board reviewed the Application, the documents and testimony pertaining thereto;

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

May 19, 2022

SECTION 1. The Board hereby finds that the Application will not be in conflict with the best interest of the Township and the public, and therefore approves the Application, with conditions, for the following reasons:

1. The "C-CUP" zoning is consistent with the density of surrounding properties.
2. The proposed use is compatible with the surrounding neighborhood and furthers the ideas laid out in the Anderson Township Comprehensive Plan.
3. The health and safety of the neighborhood and the Township are maintained.
4. The proposed use of the site provides an opportunity for the applicant to realize a reasonable profit (not necessarily a maximum profit) from the applicant's use of the subject land.
5. The Board believes that modifying the original conditions is necessary after reviewing the additional information provided in the revised grading plan.
6. The Board believes that the application is still consistent with the intent of the original resolution.

SECTION 2. The Board further finds that the Preliminary Plan for the Application (the Plan) shall be subject to the conditions and declarations of Article 5.1, General Development Plan Provisions, Section 5.1 et. seq., inclusive, of the Anderson Township Zoning Resolution, and subject further to the following conditions:

This approval shall be based on the following conditions as approved by the Trustees in Resolution No. 22-0317-01, modified conditions #3 & #8, and additional condition #10:

1. That the development shall be limited to a maximum of 35 dwelling units.
2. That the landscape buffer area to the north shall be located on a separate open space parcel and not within a landscape easement. The dedicated open space parcel(s) shall be owned and maintained by a Homeowner's Association.
3. That the trees on lots 13-16 be surveyed for trees where no vegetation is proposed to be planted, and that additional trees be supplemented to provide a buffer.
4. That detailed signage and lighting plans in compliance with the Zoning Resolution shall be submitted as part of the Final Development Plan.
5. That further subdividing of the development shall be prohibited to assure conservation of all open space tracts.
6. That prohibitions/restrictions for the open space tracts shall be submitted as part of the Final Development Plan and approved by the Anderson Township Law Director to ensure preservation of existing trees and prohibit future development of the open space.
7. That the development shall comply with the Subdivision Rules and Regulations unless modified by the Regional Planning Commission.
8. That the landscaping plan submitted with the Final Development Plan include an increase in size of evergreens to 8'- 9' tall, include a mixture of trees including Tulip Poplar and American Basswood (or similar species), and that the plan notes the ANSI 300 standards for landscaping and tree planting.

May 19, 2022

9. A sidewalk shall be installed along the Wolfangel Road frontage and continue south to the mulch trail across the creek to the private drive on the Mercy Hospital property to connect to State Road. The location of the proposed trail shall be approved by the Township and be made of woodchips.
10. That the landscape plan be modified to include additional shade trees in lieu of some of the ornamental trees in the buffer area to the north, as well as include additional shade trees in the grading area that extends into the open space parcel.

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

SECTION 4. Final Development Plan: No Final Development Plan shall be approved by the Anderson Township Zoning Commission before:

1. All "Requirements for Submission" have been completed;
2. Building and parking setbacks, building heights, floor area, density, construction limits and impervious surfaces are in conformance with those which are specified or depicted on the approved Preliminary Development Plan;
3. A landscape plan for perimeter buffers and other required areas is prepared by a registered landscape architect, complete with all necessary details and specifications for new landscaping features, a depiction of existing landscaping and tree mass that is to remain, and specifications for soil erosion and sedimentation control, and submitted to and approved by the Anderson Township Zoning Commission.
4. The plan complies with applicable recommendations of:
 - (1) The County Engineer regarding site distance analysis, right-of-way and access improvements and circulation concept;
 - (2) Hamilton County Planning and Development regarding surface drainage concept;
 - (3) The Metropolitan Sewer District and/or O.E.P.A. regarding sewerage concept;
 - (4) The Natural Resource Conservation Service regarding erosion and sedimentation control concept; and
 - (5) The authorized Fire Prevention Officer under the jurisdiction of the Board regarding Fire Prevention concepts.

SECTION 5. Construction Permits: No Zoning Certificate or building permit for actual construction shall be issued before a Final Development Plan has been approved by the Anderson Township Zoning Commission.

SECTION 6. Occupancy Permit

1. No Certificate of Occupancy shall be issued before the following documents are submitted to or received from the following officials or agencies:
 - (a) A letter from the County Engineer certifying that the approved plans and specifications for right-of-way and access improvements, on-site and off-site, have been completely implemented;
 - (b) A summary report from the Applicant's registered engineer or surveyor as required by and addressed to the Director of Public Works certifying that the approved plans and specifications for storm drainage improvements have been completely implemented; Director of Public Works shall inform the Anderson Township Zoning Inspector when such report is received and accepted.
 - (c) A letter from the Metropolitan Sewer District or O.E.P.A. certifying that the approved Plan and specifications for sanitary sewer and wastewater treatment have been completely implemented;
 - (d) A summary report from the registered landscape architect who prepared the landscape plan, attesting to completion of the landscape plan and soil erosion and sedimentation control measures, noting any deviations and the reasons for such deviations;
 - (e) A letter from the authorized Fire Prevention Officer under jurisdiction of the Board, certifying that the approved plan and specifications for fire prevention have been completely implemented;
 - (f) A letter from the Ohio Department of Transportation stating that all applicable requirements have been fulfilled.
2. No Certificate of Occupancy shall be issued before the development complies with all of the terms, covenants, and conditions of approval, as imprinted on the Final Development Plan and contained in this Resolution.

SECTION 7. Maintenance of Improvements:

1. All landscaping, ground cover and other property improvements shall be maintained by the subject owner of the property or its successors in title in perpetuity or until the approved use ceases to exist.
2. All specifications, conditions, and limitations, which are imprinted on the Final Development Plan or contained in this Resolution shall be enforced throughout the life of the development by the Anderson Township Zoning Inspector.

SECTION 8. A certified copy of this Resolution be directed, by the Fiscal Officer, to the Applicant and its Agent for this Amendment, to the Anderson Township Zoning Commission, to the Township Zoning Inspector, the Department of Public Works, the County Engineer Permit Department, the Metropolitan Sewer District, and the Ohio Department of Transportation, and a certified copy be filed with the Hamilton County Recorder and Hamilton County Regional Planning Commission within five (5) days after the effective date of this Resolution.

SECTION 9. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this resolution.

SECTION 10. 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. Stone, yes; Mrs. Lausten, yes

PRESENTATIONS AND RECOGNITIONS

Denise Scretchen, Senior Manager at the Anderson Branch Library, 7450 State Road, thanked the Board for the opportunity to address them and the community. She stated that the Anderson's Branch Library went through a recent upgrade that included an updated children's area with flexible play space and STEM toys and a new more inviting entryway to the library. Additions include more small meeting spaces, an updated large meeting room and the inclusion of a fireplace area with a reading space. Teens will enjoy a new open seating concept area with more displays, including moveable displays throughout the building. The library made Southwest Ohio magazine's top 12 places for kid friendly places to visit. They were also in the initial stages of planning programs for the library's Future Ready Initiative which would help prepare teens for the future.

Megan Hartley, Branch Supervisor of Youth Services, Anderson Library, stated that a recent study found that third to fifth graders lose 20% of their reading skills during the summer. The library's annual summer reading program was focused on building an intrinsic love of reading through a journey of self-discovery for ages birth to 18. Starting on June 1st families can pick up a booklet along with a free prize book. Booklets contain prompts that are meant to spark enthusiasm and interest and help children discover their passion for learning. She hoped to see everyone at the library this summer.

PUBLIC FORUM

Mr. Gerth invited members of the audience to address the Board. No one came forward.

TRUSTEE COMMENTS

Mrs. Stone reminded everyone that May was Mental Health Awareness Month.

FISCAL OFFICER

Financial Reports – **Mr. Dietz** presented the Board with the end of April financial reports for their review. He broke these down, noting that 90% of property taxes were from residential properties. The Forest Hills Local School District received approximately 54% of the dollars collected. The other 46% went to various sources, including Hamilton County. The Township's portion was 16.4%, Anderson Township Park District received 2.8%, Hamilton County Parks received 2.5%, and the Hamilton County Library received 2.4%. Adding in commercial properties changes the percentages slightly because only 10% of property taxes collected in the Township were from commercial properties.

Minutes –

Resolution 22-0519-02: **Mrs. Stone** moved to approve the minutes of March 3, 2022, with minor corrections. **Mrs. Lausten** seconded the motion.

There was no further discussion.

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

LAW DIRECTOR

Ms. Comey had nothing requiring Board action.

PLANNING & ZONING

Resolution Authorizing Grant Application to Construct Intersection Improvements at Clough Pike and Eight Mile Road and Committing Local Matching Funds –

Resolution 22-0519-03: **Mrs. Lausten** moved to adopt a resolution authorizing grant applicant to construct intersection improvements at Clough Pike and Eight Mile Road and committing local matching funds as follows; **Mrs. Stone** seconded the motion:

RESOLUTION NO. 22-0519-03

**AUTHORIZING GRANT APPLICATION TO CONSTRUCT INTERSECTION
IMPROVEMENTS AT CLOUGH PIKE AND EIGHT MILE ROAD AND
COMMITTING LOCAL MATCHING FUNDS**

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

May 19, 2022

WHEREAS, the Board of Township Trustees of Anderson Township (“Township”), Hamilton County, Ohio (“Board”), believes it is important to create planning documents, guiding development decisions and decision-making activities, so as to improve the public safety and the transportation network along Clough Pike; and

WHEREAS, the Board has repeatedly demonstrated its support for quality of life services including the provision of leisure-time opportunities for healthy exercise and the establishment of alternatives to motor vehicle transportation; and

WHEREAS, along Clough Pike lies the Clough and Eight Mile neighborhood business district, the center of commercial activity for the northeastern part of the Township, in addition to other key destinations in our community; and

WHEREAS, in 2019 and 2020, the Township undertook a study of Clough Pike, involving a tremendous amount of public input and engineering analysis, and ultimately adopted the Clough Pike Transportation Improvement Study in January 2021 (“Study”); and

WHEREAS, this Study recommended the installation of right turn lanes from Eight Mile Road onto Clough Pike, as a high priority project to improve vehicular safety and reduce travel delay and congestion in this area; and

WHEREAS, preliminary engineering for these right turn lanes was completed by Stantec, Inc., and this determined that the project was feasible from right-of-way, environmental, engineering and financial perspectives;

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

SECTION 1. That the Board hereby authorizes the preparation and submission of a grant application for Surface Transportation Block Grant Funds through the Ohio Kentucky Indiana Regional Council of Governments, in an amount not to exceed \$322,388 in construction funding and \$80,000 for right-of-way acquisition/services, to construct right turn lanes from Eight Mile road onto Clough Pike within or near the Hamilton County right-of-way, per the preliminary engineering study, with matching Anderson Township 1994 TIF funds of up to \$80,597, an additional \$100,000 for engineering and environmental activities, and an additional \$20,000 for right-of-way acquisition/services, to be provided in the event that such grant is received.

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. 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

May 19, 2022

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. Stone, yes; Mrs. Lausten, yes

Resolution Authorizing Grant Application to Construct Intersection Improvements at Clough Pike and Newtown Road, and Anderson Trails Link Along Clough Pike from Newtown Road to Copperleaf Drive, and Committing Local Matching Funds –

Resolution 22-0519-04: Mrs. Stone moved to adopt a resolution authorizing grant application to construct intersection improvements at Clough Pike and Newtown Road, and Anderson Trails link along Clough Pike from Newtown Road to Copperleaf Drive, and committing local matching funds as follows; Mrs. Lausten seconded the motion:

RESOLUTION NO. 22-0519-04

AUTHORIZING GRANT APPLICATION TO CONSTRUCT INTERSECTION IMPROVEMENTS AT CLOUGH PIKE AND NEWTOWN ROAD, AND ANDERSON TRAILS LINK ALONG CLOUGH PIKE FROM NEWTOWN ROAD TO COPPERLEAF DRIVE, AND COMMITTING LOCAL MATCHING FUNDS

WHEREAS, the Board of Township Trustees of Anderson Township (“Township”), Hamilton County, Ohio (“Board”), believes it is important to create planning documents, guiding development decisions and decision-making activities, so as to improve the public safety and the transportation network along Clough Pike; and

WHEREAS, the Board has repeatedly demonstrated its support for quality of life services including the provision of leisure-time opportunities for healthy exercise and the establishment of alternatives to motor vehicle transportation; and

WHEREAS, along Clough Pike lies the Township’s second largest business district, the center of commercial activity for the northwestern part of the Township, in addition to other key destinations in our community; and

WHEREAS, the Anderson Township Transportation Advisory Committee prepared an update to the Anderson Trails Plan in 2018, which identifies a potential future extension of the sidewalk network on Clough Pike from Newtown Road to Copperleaf Drive, connecting to the Turpin Hills neighborhood; and

WHEREAS, in 2019 and 2020, the Township undertook a study of Clough Pike, involving a tremendous amount of public input and engineering analysis, and ultimately adopted the Clough Pike Transportation Improvement Study in January 2021 (“Study”); and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

May 19, 2022

WHEREAS, this Study identified the installation of sidewalks on the south side of Clough Pike, between Newtown Road and Copperleaf Drive, connecting into the forthcoming sidewalks at the Harmony Senior Living development, as a high priority project to improve pedestrian accessibility; and

WHEREAS, this Study recommended the installation of a left turn lane for eastbound Clough Pike accessing Newtown Road, as a high priority project to improve vehicular safety and reduce travel delay and congestion in this area; and

WHEREAS, preliminary engineering for this sidewalk segment and left turn lane was completed by Stantec, Inc., and this determined that the project was feasible from right-of-way, environmental, engineering and financial perspectives;

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

SECTION 1. That the Board hereby authorizes the preparation and submission of a grant application for Ohio Department of Surface Transportation Block Grant Funds through the Ohio-Kentucky-Indiana Regional Council of Governments, in an amount not to exceed \$313,444 in construction funding, and \$50,000 for right-of-way acquisition/services to construct a sidewalk and left turn lane within or near the Hamilton County right-of-way along Clough Pike, per the preliminary engineering study, with matching Anderson Township 1994 TIF and/or Harmony TIF funds of up to \$313,443, an additional \$100,000 for engineering and environmental activities, and an additional \$50,000 for right-of-way acquisition/services, to be provided in the event that such grant is received.

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. 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. Stone, yes; Mrs. Lausten, yes

SHERIFF'S OFFICE

Liquor License Transfer Request for Speedup 2 LLC located at 6090 Salem Road –

Resolution 22-0519-05: Mrs. Lausten moved not to object to a liquor license transfer request for Speedup 2 LLC, located at 6090 Salem Road. Mrs. Stone seconded the motion.

There was no further discussion.

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

Liquor License Transfer Request for Mary's Clubhouse LLC dba Mary's Clubhouse located at 6520 Batavia Pike –

Resolution 22-0519-06: Mrs. Stone moved not to object to a liquor license transfer request for Mary's Clubhouse LLC dba Mary's Clubhouse, located at 6520 Batavia Pike. Mrs. Lausten seconded the motion.

There was no further discussion.

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

PUBLIC WORKS DEPARTMENT

Mr. Luginbuhl had nothing requiring Board action.

FIRE & RESCUE

Chief Martin had nothing requiring Board action.

ADMINISTRATION

Consideration of Fire Station 6 Driveway Replacement Design Services –

Resolution 22-0519-07: Mrs. Lausten moved that this Board hereby accept the proposal of \$8,900.00 from Choice One Engineering for the Fire Station 6 Driveway Replacement, together with a 10% contingency, for a maximum appropriation of \$9,790.00 funded from 1994 TIF funds; and further, the Board hereby authorizes and directs the Township Administrator, after consultation with the Law Director, to enter into contract with Choice One Engineering for the Fire Station 6 Driveway Replacement. Mrs. Stone seconded the motion.

There was no further discussion.

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

Consideration of Maintenance Garage/HCSO District 5 Roof Replacement Design Services –

Resolution 22-0519-08: Mrs. Stone moved that this Board hereby accept the proposal of \$10,700.00 from KBA, Incorporated for the Maintenance Garage/HCSO District 5 Sheriff Roof Replacement, together with a 10% contingency, for a maximum appropriation of \$11,770.00 funded from 1994 TIF funds; and further, this Board hereby authorizes and directs the Township Administrator, after consultation with the Law Director, to enter into

contract with KBA, Incorporated for the Maintenance Garage/HCSO District 5 Sheriff roof. Mrs. Lausten seconded the motion.

There was no further discussion.

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

Recommendation to Award Bid for Holiday Hills Drive and Clough Pike Sidewalk Project –

Resolution 22-0519-09: Mrs. Lausten moved that this Board hereby accepts the bid of \$122,142.50, from Fred A. Nemann Company, deemed to be the best and lowest responsible/responsive bidder for the Holiday Hills Drive and Clough Pike Sidewalk project in accordance with the bid plans and specifications, together with a 10% contingency, for a maximum appropriation of \$134,356.50 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 Fred A. Nemann Company in accordance with their bid for the Holiday Hills Drive and Clough Pike sidewalk project. Mrs. Stone seconded the motion.

There was no further discussion.

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

Recommendation to Award Bid for Bartels Road Sidewalk Project –

Resolution 22-0519-10: Mrs. Stone moved that this Board hereby accepts the bid of \$106,051.73, from Prus Construction Company, deemed to be the best and lowest responsible/responsive bidder for the Bartels Road sidewalk project in accordance with the bid plans and specifications, together with a 10% contingency, for a maximum appropriation of \$116,656.73 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 Prus Construction Company in accordance with their bids for the Bartels Road sidewalk project. Mrs. Lausten seconded the motion.

There was no further discussion.

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

Request to Update Hotel Study, HVS Proposal –

Resolution 22-0519-11: Mrs. Lausten moved to authorize the Township Administrator, after consultation with the Law Director, to enter into contract with HVS for a Hotel

Feasibility Study, in an amount not to exceed \$14,000, including a 10% contingency of \$1,400. Mrs. Stone seconded the motion.

There was no further discussion.

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

A Resolution Amending Resolution No. 21-1216-21 to Reflect An Earlier Commencement Time of the Board's Regular Interim Workshop Meetings During the Remainder of Fiscal Year 2022 –

Resolution 22-0519-12: Mrs. Stone moved to adopt a resolution amending Resolution No. 21-1216-21 to reflect an earlier commencement time of the Board's Regular Interim Workshop Meeting during the remainder of fiscal year 2022 as follows; Mrs. Lausten seconded the motion:

RESOLUTION NO. 22 – 0519 - 12

A RESOLUTION AMENDING RESOLUTION NO. 21-1216-21 TO REFLECT AN EARLIER COMMENCEMENT TIME OF THE BOARD'S REGULAR INTERIM WORKSHOP MEETINGS DURING THE REMAINDER OF FISCAL YEAR 2022

WHEREAS, by prior legislative action of this Board, the Board's regular interim workshop meetings held on the first Thursday of each month in Fiscal Year 2022 commence at 3:00 p.m. and this Board desires to commence its regular interim workshop meetings at an earlier time;

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 Resolution 21-1216-21 be amended to reflect that the regular meetings of this Board in June through December 2022 be held on the third Thursday of each month at 5:00 p.m., beginning with Executive Session, with the public portion of the meetings commencing at 5:30 p.m., and that regular interim workshop meetings of this Board be held on the first Thursday of each month commencing at 2:00 p.m., both unless notice indicating otherwise is duly given. Further, the practice and procedure of adopting the agenda (including the rules pertaining to public forum) at each regular meeting of this Board shall continue to be the practice and procedure at meetings in Fiscal Year 2022.

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

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

May 19, 2022

SECTION 3. That 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.

There was no further discussion.

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

Items Arising from Executive Session Discussion –

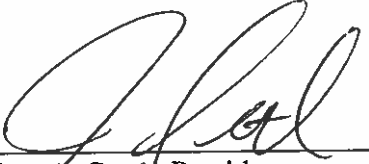
Resolution 22-0519-13: Mrs. Lausten moved to appoint Steve Sievers as Anderson Township's representative on the Intermodal Coordinating Committee of the Ohio-Kentucky-Indiana Regional Council of Governments and Brad Bowers as alternate for FY 2023, both to be installed by the OKI President. Mrs. Stone seconded the motion.

There was no further discussion.

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

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of August 18, 2022.



Joshua S. Gerth, President



Kenneth G. Dietz, Fiscal Officer

May 19, 2022

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 May 2022, and that said minutes have been duly entered upon the Journal of said Township.

This 18th day of August, 2022.



Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

June 2, 2022

The Board of Township Trustees of Anderson Township (“Board”) held its regular Interim Workshop Meeting on June 2, 2022, at 2:00 p.m., in the Large Conference Room at Anderson Center. 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, Assistant Township Administrator for Operations Steve Sievers, Assistant Township Administrator for Human Resources Suzanne Parker, Planning & Zoning Director Paul Drury, Planner 1 Brad Bowers, Public Works Director Eric Luginbuhl, Facilities Manager Mark Magna, Fire Chief Rick Martin, Hamilton County Sheriff’s District 5 Commander Lt. Dan McElroy, Fiscal Office Manager Jennifer Baker, Law Director Margaret Comey, Office Manager Betty Cowan, and Administrative Assistant Molly Mohrfield.

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

There was no further discussion.

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

TRUSTEES/FISCAL OFFICER

The **Trustees** had nothing requiring discussion.

DISCUSSION ITEMS

Kellogg Gateway Plan Update – **Mr. Sievers** stated that the next Kellogg Gateway Plan open house would be in June and would cover potential changes to the existing interchanges and the possible addition of roundabouts. He pointed out that all aspects of the plan were moving forward. The Ohio Department of Transportation (ODOT) was on track to begin their traffic analysis and study. The City of Cincinnati had no issues moving forward. He stated that Mr. Gerth still wanted to meet with the Mayor of Cincinnati.

Phone System - **Mrs. Earhart** introduced Mrs. Cowan, and Aaron Witt with ROI Technologies, Inc. **Mr. Witt** stated that he had done his due diligence in researching each of the platforms of Ring Central, and CBTS, and how it interacts with 911 and overall usability. Ring Central had more features, was more affordable, and easier to interface with existing systems. All proposed solutions include their own mix of handsets and required hardware to implement the solutions. The Township would be subscribing to the service and would not own the equipment. Additionally, all the proposals had “similar” call features such as call forwarding, voicemail to email, music on hold, call routing, etc. All included a desktop app as well that can be used to manage individual user settings as well as make/receive calls from other devices. As for system

June 2, 2022

“up time”, Ring Central had a 99.999% record based on the last reporting date; therefore, there was virtually no service interruptions with this solution. Ring Central was by far one of the nicer solutions that he had worked with. The pricing was very competitive for the features that the Ring Central solution comes with, and it would fit with the requirements the Township had moving forward. He pointed out that the separate and existing system at the Senior Center could be eliminated, because the system only needed an internet connection and no additional hardware. ROI Technologies had the most confidence in the Ring Central solution compared to the others. **Mrs. Earhart** asked how many phones the Township had. **Mrs. Cowan** stated 102. **Mr. Witt** added that Ring Central was a more versatile system. **Mrs. Stone** asked how Ring Central would interface with the public. **Mr. Witt** stated it would interface the same as the current system. **Mrs. Earhart** asked how long would it take the system to be implemented. **Mr. Witt** replied 60 to 90 days. **Mrs. Lausten** asked how much the Township was paying for Cincinnati Bell monthly. **Mrs. Baker** replied that she would get the figure to Mrs. Lausten.

Anderson Park District Funding Request – **Mrs. Earhart** stated that the Anderson Township Park District (ATPD) was requesting that the Board of Trustees consider funding a portion of park improvements. She pointed out that at the Planning Meeting the Board had discussed funding Pickleball Courts at Kellogg Park in conjunction with the Kellogg Gateway Improvement project. **Mrs. Stone** stated that she agreed with that direction but was also interested in funding restrooms at Lavery Park, pointing out that every other park in the Township had restroom facilities. **Mrs. Earhart** added that the ATPD may seek voter approval in the fall of 2022 for a capital improvement levy to fund improvements. **Mrs. Lausten** believed the Township should not fund any portion of the ATPD improvements and felt it should be left in the hands of the taxpayers. They should be afforded the opportunity to choose. **Mrs. Stone** reiterated that parks should have restrooms. **The Board** requested that this topic be delayed until the July Interim meeting.

Possible Noise Restrictions – **Mrs. Earhart** stated that staff was dealing with two different noise issues. The first involved concern from Mr. Franco on Royalview Court regarding noise emanating from the Anderson Township Pub on Clough Pike. She and Mr. Sievers had met with Mr. Franco who stated that the noise was coming from patrons playing cornhole, yelling, and car doors slamming, in addition to live music. She had explained to Mr. Franco the restrictions and limitations the Township had as cited in the Ohio Revised Code. She stated that Mr. Franco informed them that there had been no issues to date in 2022. The second issue was from residents in the Mt. Washington area regarding the live music emanating from Big Ash Brewery after 8:30pm. With regards to construction noise, the current resolution stated that construction activities could not start before 7 a.m. and that had to cease by 11 p.m. She asked if the Board would like to change the hours from 6 a.m. to 10 p.m., pointing out that staff had concerns with that proposed change. **Mr. Sievers** felt that the 7 a.m. to 11 p.m. was a good balance. **The Board** agreed to not change the time. **Mrs. Stone** asked if the construction noise resolution applied to landscapers. **Mr. Sievers** replied that it did. **Mrs. Stone** asked if there were any restrictions regarding the hours fireworks could be setoff. **Chief Martin** replied that there were set times for holidays.

Township Collaboration and/or Membership and Participation with Various Organizations –

Mrs. Earhart stated that Mr. Gerth had suggested that the Township join First Ring Suburbs Consortium of Southwest Ohio. The consortium members typically shared common trends, including declining populations, aging residential housing, a declining tax bases, a drug epidemic, and construction and infrastructure changes such as new pipelines. The group pushed for legislation or funding to make First Ring Suburbs financial stable. **Ms. Lausten** felt that a lot of the matters that First Ring Suburbs dealt with the Township was handling. **Mrs. Earhart** pointed out that First Ring Suburbs only did lobbying. In her research she discovered that other townships were not getting much out of their membership with First Ring Suburbs. She believed it was more relevant that Mrs. Stone was a member of Coalition of Large Ohio Urban Townships (CLOUT), and Mr. Gerth was on the Ohio Township Association (OTA) Board. The other membership in question was the dual membership with the Cincinnati USA Regional Chamber and the Anderson Township Area Chamber of Commerce (AACC). The yearly dues for the dual membership were over \$1,000. She pointed out that she does not attend many of the Cincinnati USA Regional Chamber meetings. **Mrs. Stone** did not feel that the Cincinnati USA Regional Chamber did much for the Township, as they were more focused on the city. **Mrs. Earhart** suggest dropping the Cincinnati USA Regional Chamber membership and only renewing the AACC which would be \$120.00 a year. **Mr. Sievers** added that the Township's advertisements in the AACC magazine were \$6,000 a year, the Township receives little from it and suggested dropping that advertising as well. **The Board** agreed.

Mr. Bowers stated that he was a member of the Tri-State Trails Regional and Bikeway Committee which included a membership in the Green Umbrella Regional Sustainability Alliance. The Midwest Regional Sustainability Summit brings together hundreds of businesses, nonprofits, governments, and community leaders to share forward thinking and solution-oriented ideas for a healthier, more resilient, sustainable and equitable future. The Green Umbrella Regional Sustainability Alliance holds bi-monthly meetings promoting events and supporting recreational enhancement projects. For the Township to become a member a resolution would need to be passed along with a monthly membership fee of \$100. **Mrs. Stone** stated that it was costly membership but as the entertainment district began to grow along Kellogg Avenue and the Ohio River that the Ohio River Way organization could be helpful in promoting and supporting events. **Mr. Sievers** suggested trying it for a couple of years, believing there would be a lot to gain from the alliance. **Mrs. Lausten** pointed out that in relationship to the cost of other memberships she believed it was worth it. **Mr. Sievers** added that it would help promote the Township as a leader in Ohio River oriented efforts. **Mrs. Stone** agreed.

Mr. Drury stated that the Hamilton County Planning Partnership was opened to all political jurisdictions in the county and to affiliate members in the public, private and civic sectors. It was an advisory board that worked to harness the collective energy and vision of its members to effectively plan for the future of the county. Rather than engaging in the Planning Commission's short-range functions such as zoning reviews, the Planning Partnership took a long range, comprehensive approach to planning, working to build a community that worked for families, for businesses and for the region. The partnership firmly believed that collaboration was the key to

a positive, competitive, and successful future for Hamilton County. He reminded the Board that the Township dropped its membership a few years ago due to staff turnover at the Planning Partnership. Since that time the Township has opted to rejoin. There may be issues that the Township could have that the Partnership could advance. **Mrs. Earhart** believed when the Township dropped out, it hit home with the Partnership, and changes were made. **Mr. Sievers** agreed pointing out that the Township was now getting more attention.

Mrs. Earhart presented to the Board the list of partnership efforts with the Forest Hills School District (FHSD) and the Anderson Township Park District (ATPD). She had asked over the years for a collaboration list from both the FHSD and ATPD and has received nothing. She has also reached out several times recently to set up a joint meeting and has received no response. Staff continued to work with all entities. She added that Mr. Gerth was also aware of the numerous attempts that had been made. She stated that she was going to wait until the new superintendent of the FHSD was in place before she reached out again.

Mrs. Earhart stated that staff had serious concerns that the Forest Hills School District (FHSD) School Safety Meetings were not occurring. **Mrs. Stone** felt it needed to be a community effort. **Mrs. Lausten** asked if there were some types of standards/regulations in place. **Mrs. Earhart** stated that the Township follows the National Incident Management System (NIMS) training, which identified courses critical to train personnel capable of implementing all functions of emergency management. **Mr. Sievers** added that the full School Safety Committee had not met since 2019. The Township was not on any other FHSD committees. **Mrs. Stone** felt that the Township needed to take the lead in implementing some type of program because she feared that if something would happen the Township could be blamed. **Chief Martin** noted that the Fire and Rescue Department was removed from any FHSD Training but added that the Fire Department did have a plan in place. **Mrs. Lausten** felt the Township should be involved in drills so weak spots could be discovered. **Mrs. Earhart** pointed out that the School Resource Officer (SRO) responsibilities had consistently been expanded and he was overwhelmed. **Mrs. Comey** felt there needed to be a letter from the Board of Trustees to the FHSD Board of Education going on record with the concerns the Township has regarding safety. **Mrs. Stone** added that there was an entire lack of leadership when it came to school safety, and felt the Township needed to take charge. **Mrs. Lausten** felt that the public did not realize the Township was funding the School Resource Officer. **Mrs. Earhart** noted that the FHSD did not share that information. She had written to the FHSD beginning in 2016 and moving forward, notifying them of the need for more SROs. **Mrs. Stone** felt the need to show a comparison to the FHSD of how many SRO's other school districts had. **Lt. McElroy** stated that the FHSD had no desire to increase the number of SROs. **Mrs. Earhart** stated that she would like to see the FHLSD pay for the SROs and the Township pay for the sheriff vehicles through TIF. **Mrs. Comey** asked since the Township funds the SRO who do they report to. **Lt. McElroy** responded that since the Township was paying the bill the SRO reported to the Township, though he was responsive to whoever needed something. **Mrs. Earhart** pointed out that since 2001 the Township has paid for the SRO, though ultimately that position was controlled by Lt. McElroy. She stated that safety drills were only one aspect of communication. The FSHD lacked in every facet of communication with the

June 2, 2022

Township. **Mrs. Stone** stated that she would communicate with the head of the search committee for the new superintendent the needs of the Township. **Mrs. Earhart** added that she would create a letter outlining the issues. **Mrs. Lausten** suggested communicating to them that the Township needs to be their partner. **Mr. Sievers** stated that the FHSD has often viewed partnership efforts as the Township being intrusive. **Mrs. Stone** felt that it was the Township's job to be intrusive when it came to safety.

Clarification of Board Expectations for Staff and Committee Reports – **Mrs. Earhart** asked the Board what they would like to receive from committees and departments. She pointed out that the Tree Committee supplied an annual report, which none of the other committees do. **Mrs. Lausten** felt less was more. She would like for there to be a way for residents to see all the hard work the committees did. She added that it was very impressive what the committees accomplish. **Mrs. Stone** stated that she did not need to see a report at every meeting. **Mrs. Earhart** pointed that the Economic Development Committee along with other staff reports were on the Township's website. **Mrs. Sievers** suggested listing out the committees once a year, what they did throughout the year, and what they were going to be doing in the upcoming year. **Mrs. Stone** recommended that when staff puts a call out for new committee members that should be the time to detail the activities of each committee id. **Mrs. Lausten** stated that she liked that idea and hoped it would generate excitement.

Wrap Up – **Mrs. Earhart** stated that the only feedback that she has received regarding the annual Planning Meeting was that two full days were too much. **Mrs. Stone** disagreed. **Mrs. Lausten** stated that she appreciated the meeting being longer because she had many questions. **Mrs. Stone** suggested ending at 3 p.m. on the second day. **Mr. Dietz** stated that he enjoyed the driving tour and seeing how things had changed.

Mrs. Stone moved to retire to Executive Session to consider the compensation of a public employee 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 review negotiations or bargaining sessions with public employee 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.

There was no further discussion.


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

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

There was no further discussion.

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

These minutes were approved at the meeting of August 18, 2022.



R. Dee Stone, Vice 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 2nd day of June 2022, and that said minutes have been duly entered upon the Journal of said Township.

This 18th day of August, 2022.



Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

June 16, 2022

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on June 16, 2022, at 5:30 p.m., in Anderson Center Board Room. Present were the following Board members:

Joshua S. Gerth
R. Dee Stone
Lexi Lausten

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

Mr. Gerth called the meeting to order and moved to retire to Executive Session to consider the employment, promotion, or compensation of a public employee as permitted by Ohio Revised Code Section 121.22(G)(1). Mrs. Stone seconded the motion.

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

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

Mr. Gerth 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, Fire Chief Rick Martin, Facilities Manager Mark Magna, Hamilton County Sheriff’s District 5 Lt. Dan McElroy, Law Director Margaret Comey, Fiscal Office Manger Jennifer Baker, and Administrative Assistant Molly Mohrfield. He asked them to join him in the Pledge of Allegiance.

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

There was no further discussion.

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

PUBLIC HEARINGS

Mr. Gerth opened the public hearing for the 2023 Tax Budget.

2023 Preliminary Tax Budget – **Mr. Dietz** explained that each year the Township was required to submit a tax budget for the next fiscal year. He went on to explain in detail, and asked for approval of the 2023 tax budget.

Mr. Gerth asked if anyone would like to comment on the 2023 Tax Budget.

Hearing no comments **Mr. Gerth** closed the public hearing.

June 16, 2022

Resolution 22-0616-01: Mrs. Lausten moved to adopt a resolution approving and adopting the 2023 Tax Budget and authorizing its filing with the Hamilton County Budget Commission as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 22-0616-01

RESOLUTION APPROVING AND ADOPTING THE 2023 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 2023 Tax Budget as presented by the Fiscal Officer and authorizes the Fiscal Officer to file the 2023 Tax Budget with the Hamilton County Budget Commission no later than July 20, 2022, as generally set forth in Attachment A hereto.

SECTION 2. That due to a recent amendment to Ohio Revised Code Section 507.021, the Fiscal Officer may set compensation of those persons hired or appointed by the Fiscal Officer without the prior approval of this Board; provided that the compensation of an assistant appointed under Ohio Revised Code Section 507.021 shall be included in the estimate of contemplated expenditures for the township fiscal officer's office that is submitted to the board of township trustees for approval as provided in Ohio Revised Code Section 5705.28. The expenditures of the Fiscal Officer's Office are not segregated in the 2023 Tax Budget but are estimated as set forth below:

Fiscal Office Manager

Annual Salary	\$ 96,000.00
---------------	--------------

June 16, 2022

PTO Cash Value (173 hours)	8,000.00
Insurance Cost	32,302.65
Twp. Retirement Contribution	13,440.00
TOTAL	\$ 149,742.65

Fiscal Office Assistant

Annualized Hourly Wages (\$27/hr)	\$ 56,160.00
Estimated Overtime (10 hrs.)	405.00
PTO Cash Value (209 hours)	5,654.00
Insurance Cost	23,566.00
Twp. Retirement Contribution	7,862.00
TOTAL	\$ 93,647.00

SECTION 3. That the preambles to this Resolution are deemed to be 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 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.

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

PUBLIC FORUM

Mr. Gerth 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 May financial reports for their review.

Minutes –

Resolution 22-0616-02: Mr. Gerth moved to approve the minutes of April 18, 2022, Special Meeting, with minor corrections. Mrs. Stone seconded the motion.

There was no further discussion.

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

Resolution 22-0616-03: Mrs. Stone moved to approve the minutes of April 21, 2022, Special Meeting; and April 21, 2022, with minor corrections. Mrs. Stone seconded the motion.

There was no further discussion.

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

LAW DIRECTOR

Mrs. Comey had nothing requiring Board action.

PLANNING & ZONING

Kellogg Gateway Traffic Study – Lanham Engineering Contract –

Resolution 22-0616-04: Mrs. Lausten moved to authorize the Township Administrator to enter into an agreement with Lanham Engineering, LLC to provide design traffic services for the Kellogg Gateway Study project for a cost of 425,375, together with a 10% contingency, for a maximum appropriation of \$27,912 funded out of the Ohio Riverfront I TIF funds.

There was no further discussion.

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

Beechmont Avenue Crosswalk Projects – SORTA Transit Fund Application –

Resolution 22-0616-05: Mrs. Stone moved to adopt a resolution authorizing grant application to construct two crosswalks with pedestrian refuge islands and solar powered rectangular rapid flashing beacon (RRFB) signage on Beechmont Avenue near Voll Road and the Anderson RecPlex, and committing local matching funds as follows; Mrs. Lausten seconded the motion:

RESOLUTION NO. 22-0616-05

AUTHORIZING GRANT APPLICATION TO CONSTRUCT TWO CROSSWALKS WITH PEDESTRIAN REFUGE ISLANDS AND SOLAR POWERED RECTANGULAR RAPID FLASHING BEACON (RRFB) SIGNAGE ON BEECHMONT AVENUE NEAR

**VOLL ROAD AND THE ANDERSON RECPLEX, AND COMMITTING LOCAL
MATCHING FUNDS**

WHEREAS, the Board of Township Trustees of Anderson Township ("Board") has repeatedly demonstrated its support for quality of life services including the provision of leisure-time opportunities for healthy exercise and the establishment of alternatives to motor vehicle transportation; and

WHEREAS, Anderson Township has been recognized as a pedestrian and bicycle-friendly community, and

WHEREAS, this Board has supported the planning of the Five Mile Trail, and inter-jurisdictional 14-mile Ohio River Trail, has officially adopted a citizen-prepared Anderson Trails Plan (including six updates) for a network of walking and/or biking routes around the Township, has constructed over twenty-five miles of links in this network, and has applied for and been awarded grants to fund other Anderson Trails sections; and

WHEREAS, the pedestrian safety project for which grant funds are sought represents key connections from households and destinations on Beechmont Avenue near Voll Road and the Anderson RecPlex to existing bus stops on Beechmont Avenue ("Beechmont Project"); and

WHEREAS, in 2021 and 2022, Township Staff worked with the Ohio Department of Transportation District 8 ("ODOT") to complete a traffic analysis to determine if a potential road diet on Beechmont Avenue from Salem Road to the City of Cincinnati border would be warranted to improve pedestrian safety, and ODOT concluded a road diet should not be implemented due to Level of Service (LOS) standards and the amount of traffic in this section of Beechmont Ave; and

WHEREAS, in 2021, Township Staff successfully secured a Transit Infrastructure Grant through Southwest Ohio Regional Transit Authority ("SORTA") for \$306,472, providing a 10% local match for the Little Miami Scenic Trail ("LMST") Elstun Connector project; and

WHEREAS, preliminary engineering for the Beechmont Project, completed by Choice One Engineering, determined that the Beechmont Project was feasible from right-of-way, environmental and engineering perspectives;

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 \$157,454 in construction funding for the Beechmont Project, to include construction of two crosswalks with pedestrian refuge islands and solar powered rectangular rapid flashing beacons within or near ODOT right-of-way along

June 16, 2022

Beechmont Avenue, per the preliminary engineering study, with matching Anderson Township 1994 TIF funds of up to \$15,746, plus costs associated with engineering and environmental activities, and right-of-way acquisition/services, in the event that such grant is received.

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.

There was no further discussion.

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

Nuisance Abatement Resolution 780 Sutton –

Resolution 22-0616-06: Mrs. Lausten moved to adopt a resolution determining existence of subsequent nuisance on land owned by 555 Church Street LLC, located at 780 Sutton Road, in Anderson Township, and providing for Notice and Remediation pursuant to Section 505.87(C) of the Ohio Revised Code as follows; Mrs. Stone seconded the motion:

RESOLUTION O. 22-0616-06

RESOLUTION DETERMINING EXISTENCE OF SUBSEQUENT NUISANCE ON LAND OWNED BY 555 CHURCH STREET LLC, LOCATED AT 780 SUTTON ROAD, IN ANDERSON TOWNSHIP, AND PROVIDING FOR NOTICE AND REMEDIATION PURSUANT TO SECTION 505.87(C) OF THE OHIO REVISED CODE

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"); and

WHEREAS, by Resolution No. 21-1105-03, this Board previously determined the existence of nuisance within the meaning of the Statute on land owned by 555 Church Street, located at 780 Sutton Road, in Anderson Township, which nuisance was remediated by the Township pursuant to proceedings taken under the Statute; and

WHEREAS, pursuant to Section 505.87(C) of the Ohio Revised Code (the "Subsequent Nuisance Statute"), if a board of township trustees determines within twelve (12) consecutive months after a prior nuisance determination that the same owner's maintenance of vegetation, garbage, refuse, or other debris on the same land in the township constitutes a nuisance, at least

June 16, 2022

four (4) days before providing for the abatement, control or removal of any vegetation, garbage, refuse, or other debris, the board shall give notice of the subsequent nuisance determination to the owner of the land and to any holders of liens of record upon the land in accordance with the Subsequent Nuisance 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 Subsequent Nuisance 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 first class mail to the owner of the land 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 posted on the Board's internet web site for four (4) consecutive days.

Section 3. If, within four (4) 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 has been entered into with the Board under Section 505.87(D) of the Ohio Revised Code to perform the abatement, control, or removal in accordance with the Subsequent Nuisance Statute, then the Zoning Inspector, on behalf of this Board, shall provide for such abatement, control, or removal and, on behalf of this Board and may employ the necessary labor, materials, and equipment to perform the task. All expenses to be incurred are hereby approved by the Board, shall be to be paid from the Township General Fund from moneys not otherwise appropriated. Those expenses shall be recovered by the Township pursuant to Section 505.87(F) of the Ohio Revised Code.

Section 4. That the preambles to this Resolution are hereby deemed to be integral 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.

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

Consideration of Heritage Center Arboretum Master Plan –

Resolution 22-0616-07: Mrs. Stone moved to adopt a resolution establishing a master plan for the Heritage Center Arboretum as follows; Mrs. Lausten seconded the motion:

RESOLUTION NO. 22-0616-07

ESTABLISHING A MASTER PLAN FOR THE HERITAGE CENTER ARBORETUM

WHEREAS, the Board of Township Trustees of Anderson Township, Hamilton County, Ohio, believes it is important to maintain and enhance natural areas, so as to maintain a high quality of life in the community; and

WHEREAS, in December 2020, the Heritage Center Arboretum was designated as a Level I accredited Arboretum through ArbNet for achieving standards of professional practices deemed important for arboreta at this level; and

WHEREAS, the Heritage Center Arboretum is one of only 527 arboreta accredited globally; and

WHEREAS, the Tree Committee and Township staff feel it is important to develop a Heritage Center Arboretum Master Plan (“Plan”) to clearly define goals and projects to improve the Heritage Center Arboretum; and

WHEREAS, the recommendations of the Plan reflect a strategic approach to maximize the site potential to meet the goals of both the Tree Committee and Anderson Township; and

WHEREAS, the Plan was developed through collaboration among members of the Tree Committee, the Greenspace Committee, Trustee Lexi Lausten, Township Events Coordinator Jennifer Sanders, Township Facilities Manager Mark Magna, Township Greenspace Inspector Suzanne Clingman, and Bob Buck representing the Forest Hills School District; and

WHEREAS, Anderson Township desires to be a leader in and model of natural resource protection and to provide public educational opportunities for residents of all ages; 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 adopts the Heritage Center Arboretum Master Plan recommendations, which are set forth in Exhibit A attached hereto, which by this reference is incorporated herein and made part of this Resolution.

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

SECTION 3. 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.

There was no further discussion.

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

SHERIFF'S OFFICE

Lt. McElroy had nothing requiring Board action.

PUBLIC WORKS DEPARTMENT

Recommended Acceptance of Coldstream Club Drive – Block D –

Resolution 22-0616-08: Mrs. Lausten moved to support the Hamilton County Engineer's acceptance of Coldstream Club Drive, Block D, which lies in the Parke Place at Coldstream Subdivision, as a Township roadway. Mrs. Stone seconded the motion.

There was no further discussion.

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

Recommended Acceptance of Forestedge Drive – The Woods of Forest Hills Phase 2 –

Resolution 22-0616-09: Mrs. Stone moved to support the Hamilton County Engineer's acceptance of Forestedge Drive Phase 2, which lies in The Woods of Forest Hills Subdivision, as a Township roadway. Mrs. Lausten seconded the motion.

There was no further discussion.

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

June 16, 2022

Recommended Acceptance of Forestedge Drive & Stage Run – The Woods of Forest Hills Phase 3 –

Resolution 22-0616-10: Mrs. Lausten moved to support the Hamilton County Engineer’s acceptance of Forestedge Drive Phase 3 and Stags Run, which lie in The Woods of Forest Hills Subdivision, as a Township roadway. Mrs. Stone seconded the motion.

There was no further discussion.

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

FIRE & RESCUE

Announce Deployment of Bariatric Unit – Chief Martin announced that the Fire & Rescue Department completed a two-year project creating a Bariatric Unit. The current cots handled a weight limit of approximately 700 pounds. The new recently purchased cot will hold up to 1,000 pounds and included a separate loading system. There was only one other unit in the entire greater Cincinnati area.

ADMINISTRATION

Request Participation in Sedgwick Retrospective Program Renewal –

Resolution 22-0616-11: Mrs. Stone moved to authorize payment of \$23,800 to Sedgwick for Anderson Township’s participation in the 2023 Ohio Township Association’s group retrospective program. Mrs. Lausten seconded the motion.

There was no further discussion.

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

Consideration of Center for Local Government Benefits Pool Employee Medical Insurance Plan Renewal –

Resolution 22-0616-12: Mrs. Lausten moved to authorize the Assistant Township Administrator for Human Resources to renew the Township’s employee medical insurance plan through the Center for Local Government Benefits Pool as presented. Mrs. Stone seconded the motion.

There was no further discussion.

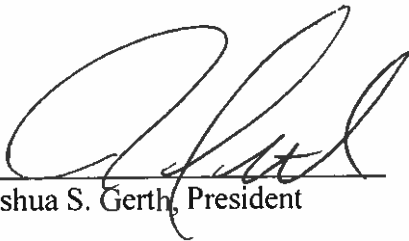
Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Stone, yes; Mrs. Lausten, yes.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
June 16, 2022

Items Arising for Executive Session Discussion – Mrs. Earhart announced that there were no decisions coming out of Executive Session discussions.

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of August 18, 2022.



Joshua S. Gerth, President


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 16th day of June 2022, and that said minutes have been duly entered upon the Journal of said Township.

This 18th day of August, 2022.


Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

July 7, 2022

The Board of Township Trustees of Anderson Township (“Board”) held its regular Interim Workshop Meeting on July 7, 2022, at 3:00 p.m., in the Anderson Center Board Room. Present were the following Board members:

Joshua S. Gerth
R Dee Stone
Lexi Lausten

Mr. Gerth 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, Facilities Manager Mark Magna, Public Works Director Eric Luginbuhl, Fire Chief Rick Martin, Hamilton County Sheriff’s District 5 Commander Lt. Dan McElroy, Fiscal Office Assistant Michelle Moxley, Law Director Margaret Comey, Administrative Assistant Lisa Farrar, Secretary Shellie Hobbs, Events Coordinator Jennifer Sanders, Assistant Event Coordinator Matthew Szekeresh, Office Manager Betty Cowan and Administrative Assistant Molly Mohrfeld.

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

There was no further discussion.

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

TRUSTEES/FISCAL OFFICER

Mr. Dietz explained that the property revenues were starting to come in. He also announced that the Township would be receiving the second round of funding from the American Rescue Fund. **Mrs. Lausten** asked why the Township was receiving that funding. **Mrs. Earhart** explained that on March 11, 2021, the President of the United States signed into law the American Rescue Plan Act (ARPA) to provide continued relief from the impact of the COVID-19 pandemic. Last year the Township received \$2,300,000 in the first traunch, and another \$9,000 at the end of the year. The second traunch of \$2,300,000 was scheduled for July 15th. The 133rd General Assembly granted permission to utilize 1994 TIF dollars in lieu of operating dollars due to the pandemic. The Township was able to utilize those dollars for Public Works expenses. \$234,000 would be allocated towards the purchase of a street sweeper to fulfill commitments with regards to the Clean Water Act. A large portion of the money, approximately \$2,500,000 would go towards reimbursement of the 1994 TIF for funds used for Public Works operations during 2020 and 2021. The required reimbursement means an additional \$2,758,234.83 for TIF-eligible projects such as paving and sidewalks. After deducting these expenditures, the Township would have an uncommitted balance of \$1,594,305.35 which could be utilized to further extend the need for new Road and Bridge Levy and help preserve the General Fund.

DISCUSSION ITEMS

Mrs. Sanders introduced Matthew Szekeresh the new Assistant Event Coordinator.

Fiscal Officer's Office – Statutory Changes – **Mrs. Earhart** explained that there had been some significant changes in Legislation which would affect operations of the Township Fiscal Office. Mrs. Earhart presented the Board with a timeline outlining the changes.

Legislative Change to Ohio Revised Code Section 507.021

Timeline outlining actions taken by 134th General Assembly

- April 21, 2021
 - Sub. H. B. No. 110, a 2,759-page bill which created appropriations for FY 2022-2023 passed the House; it did not contain amendments to ORC Sec. 507.021
- June 9, 2021
 - The Senate approved Am. Sub. H. B. No. 110 which had grown to 3,307-pages; this version of the bill did include amendments to ORC 507.021 as incorporated by the Senate Finance Committee (Exhibit A)
- June 15, 2021
 - Am. Sub. H. B. No. 110 went to Conference Committee
- June 28, 2021
 - Conference Report was agreed to
- September 30, 2021
 - Am. Sub. H.B. No. 110 which allows township fiscal officers to set the compensation of their hired assistants without prior approval from the board of township trustees, which was required under prior law, takes effect (Exhibit B)

Timeline outlining actions taken by Township Administrator

- June 14, 2022
 - Township Administrator became aware of change in legislation and brought the change to the attention of the Assistant Administrator for HR and Law Director.
 - A Resolution Approving and Adopting the 2023 Tax Budget which had been previously prepared for the Board's June 16th meeting was revised to reflect the need to include the estimate of contemplated expenditures for the township fiscal officer's office as provided in Ohio Revised Code Section 5705.28.
- June 15, 2022
 - Township Administrator, Assistant Administrator for HR, and Law Director met with the Fiscal Officer to inform him of the legislative change and to share the revised Resolution
- June 16, 2022

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

July 7, 2022

- Fiscal Officer provided estimate of contemplated expenditures for his office for inclusion in the Resolution
- Legislative change and revised Resolution were shared with the Board of Trustees
- June 17, 2022
 - Township Administrator consulted with labor and employment law attorney Tom Allen regarding necessary changes to statutory duties, employee supervision, Employee Handbook, policies, organizational chart, etc.
- June 28, 2022
 - Township Administrator and Law Director meet with Fiscal Officer to further discuss legislative change and revisions to Township operations (Exhibit C)

Mrs. Earhart explained that the Legislature removed the phrase “the prior approval of the Board of Township Trustees”. The change became effective on September 30, 2021, and it was not widely advertised. She had spoken with 10 to 12 different township administrators and there was only one administrator who was aware that the change had been made. The change was more impactful than what it would seem. Based on the change in the Legislature there needed to be a change to the resolution that had previously been prepared for the Board's consideration with regards to the tax budget. She met with Mr. Dietz and went over the legislative change and the need to include what was referred to as the Fiscal Officer's office budget in the resolution that the Board approved for the tax budget. Because of this change in the statute Mr. Dietz had to identify expenses for his office in a separate line by line item. The change was made in the resolution, which was then presented to the Board. **Mr. Dietz** pointed out that the Hamilton County Auditor's Office was unaware of this change to the Legislation as well. **Mrs. Earhart** stated that in further discussions with Mr. Allen, the Township's Labor Council, there was a section of the Ohio Revised Code (ORC) that defined the powers and duties of the Township Administrator. Those powers and duties, as stated in the statute, were to supervise and direct the activities of the affairs of the divisions of Township government under the control or the jurisdiction of the Board. Since the Board's authority was effectively removed from the statute regarding Mr. Dietz's staff, the Fiscal Office and staff were no longer under the jurisdiction of the Board. Mr. Dietz now had the authority to hire, to fire, and to set compensation. This change led to further questions regarding the employee handbook. The employee handbook that currently exists was for employees that fall under the jurisdiction of the Board. Mr. Allen had confirmed that the employee handbook no longer applied to Mr. Dietz's staff. Other items being updated was the organizational chart. After seeing the statutory change's, she reviewed the responsibilities of Township Administration and the Fiscal Office.

EXHIBIT C	
ANDERSON TOWNSHIP FINANCIAL ACTIVITIES	
Fiscal Officer Currently Performs	Township Administration Currently Performs
Preparation and filing of annual financial report of the township per ORC 117.38	
Submit monthly financial report to Board	

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

July 7, 2022

Accounts payable/receivable	
Payroll and Pension Reporting	
Required to sign all checks per ORC 507.11	
<i>Responsibility of Fiscal Officer per ORC 507.04, 507.05</i>	Record of proceedings of the Board of Trustees at all meetings (minutes and resolutions)
<i>Responsibility of Fiscal Officer per ORC 507.04, 507.05</i>	Record of official oaths and bonds of township officers
<i>Responsibility of Fiscal Officer per ORC 507.05</i>	Record of marks and brands including trademark filings (Township logo)
<i>Responsibility of Fiscal Officer per ORC 517.06, 517.07</i>	Keep cemetery plats, interment lots and rights, cemetery records
<i>Responsibility of Fiscal Officer per ORC 515.02, 515.04. 515.12 allows the fiscal officer to receive compensation for each annual assessment certified to the county auditor</i>	Accept petitions for lighting and undergrounding of utilities. Give notice of the petition to the Board of Trustees, notify landowners, set hearing, legal notices in newspaper, prepare assessments, etc.
	Moody's Credit Rating presentations to obtain bonds
	Annual Information Filing and continuing disclosure submission to MSRB's Electronic Municipal Market Access (EMMA)
	Advise Board on financial conditions of the township, prepare and submit a budget for next fiscal year. Administration and Management Team submit budget requests to Fiscal Office for inclusion in spreadsheet. Responsibility of Township Administrator per ORC 505.032
	Tax Incentive Review Council meeting notices, agenda preparation, TIF presentation, minutes, etc.
	TIF projections, negotiations, legislation, filings with State and County
	Meeting Notices for all Board of Trustee meetings per Open Meetings Act
Ensure Depository Agreements have been executed and file copy with Township Administration	Investment Policy
	Administration of Employee Benefits
	CARES Act and ARPA Funding recommendation and legislation. Fiscal Office assists with reporting and tracking expenditures.

July 7, 2022

	Annual Inventory per ORC 505.04 in conjunction with Property and Casualty Insurance
	Processing and tracking of Public Records Requests
	Records Retention Schedule and Records Commission Meeting notices, agenda, filings with State of Ohio
	Levy recommendations, presentations, legislation

Mrs. Earhart stated that this Legislature had drawn a line between the Trustee’s responsibilities and the Fiscal Officer’s responsibilities. She felt that the transition should occur to keep from blurring the lines between the responsibilities of the two elected bodies. **Mrs. Lausten** agreed. She believed that if the Fiscal Office was a separate budget line item there needed to be a clear line of demarcation of duties. **Mr. Dietz** noted that the required responsibilities that the Fiscal Office would be adopting would take time to learn and to determine if and how they would work. With the change in how compensation was handled, it was important to ensure all duties were correctly designated. **Mrs. Parker** pointed out that there needed to be a clear division of duties. **Mr. Gerth** asked out this change would affect the audit. **Mr. Dietz** replied that the Fiscal Office and Administration would work together. **Mrs. Lausten** asked where the checks and balances were, what would stop Mr. Dietz from hiring several additional employees. **Mrs. Stone** did not feel this was well thought out by the Legislators and they did not realize the ramifications. **Mrs. Lausten** pointed out that there was the potential for so much abuse. This legislation also took away being compensated, not just for your merits, but your performance, as well. It was very concerning to her that there were no constraints. She was very concerned. **Mr. Gerth** believed that staff would all work together to make sure those issues and concerns did not occur. The Board was comfortable with the changes.

Hillcrest Cemetery – **Mrs. Earhart** stated that staff was in the process of drafting a resolution to assume ownership and maintenance of the portion of Hillcrest Cemetery that was within the Township limits. Part of the process involved getting a survey on the cemetery since some of the parcels ran between the City of Cincinnati, Hamilton County, and the Township. Staff had been working with the Coalition to Save Hillcrest Cemetery and Hamilton County. Hamilton County has asked that the Township supply them with a letter requesting that the Township accept the parcel that Hamilton County currently owned and to relinquish any easements. Once the survey was completed the Township could take the action requested by the Hamilton County. Then the Board could move forward with accepting the cemetery. The Coalition met with the City Solicitor approximately a year ago. Staff has no idea where the city and the Coalition were in that process and there was nothing the Township could do to encourage that process to move forward. **Mrs. Stone** asked what the acreage was. **Mrs. Earhart** replied that the total cemetery was 14 acres, the city portion was approximately 6 or 7 acres. Once the Township took over ownership of the cemetery Hamilton Adult Probation would continue to cut grass at no cost to the Township. If there were unable to continue the cost would be \$35,000 a year to maintain.

Gas Aggregation Program for Anderson Township With Opt-Out Provisions Pursuant to Section 4929.26 of the Revised Code, and Directing the Hamilton County Board of Elections to Submit the Question of the Authority to Aggregate Competitive Retail Natural Gas Service for the Retail Natural Gas Loads that Are Located in the Township to the Electors of the Township –

Resolution 22-0707-01: Mrs. Stone moved to adopt a resolution authorizing all actions necessary to effect a governmental natural gas aggregation program for Anderson Township with opt-out provisions pursuant to Section 4929.26 of the Revised Code, and directing the Hamilton County Board of Elections to submit the question of the authority to aggregate competitive retail natural gas service for the retail natural gas loads that are located in the Township to the electors of the Township as follows; Mrs. Lausten seconded the motion:

RESOLUTION No. 22-0707-01

A RESOLUTION AUTHORIZING ALL ACTIONS NECESSARY TO EFFECT A GOVERNMENTAL NATURAL GAS AGGREGATION PROGRAM FOR ANDERSON TOWNSHIP WITH OPT-OUT PROVISIONS PURSUANT TO SECTION 4929.26 OF THE REVISED CODE, AND DIRECTING THE HAMILTON COUNTY BOARD OF ELECTIONS TO SUBMIT THE QUESTION OF THE AUTHORITY TO AGGREGATE COMPETITIVE RETAIL NATURAL GAS SERVICE FOR THE RETAIL NATURAL GAS LOADS THAT ARE LOCATED IN THE TOWNSHIP TO THE ELECTORS OF THE TOWNSHIP.

WHEREAS, Section 4929.26 of the Revised Code authorizes the legislative authorities of municipal corporations, townships and counties to aggregate automatically, subject to opt-out provisions, competitive retail natural gas service for the retail natural gas loads located in the respective jurisdictions and for which there is a choice of supplier of that service as described therein, and to submit the question of authority to aggregate to the electors of the respective jurisdictions; and

WHEREAS, such legislative authorities may exercise such authority jointly with any other legislative authorities; and

WHEREAS, the Anderson Township Board of Township Trustees (the “Board”) seeks to establish an automatic governmental natural gas aggregation program for competitive retail natural gas service for retail natural gas loads in Anderson Township, with opt-out provisions, pursuant to Section 4929.26 of the Revised Code (the “NG Aggregation Program”); and

WHEREAS, no such aggregation shall include the retail natural gas load of any person who: (i) is both a distribution service customer and a mercantile customer on the date of commencement of the service, or becomes a distribution service customer after that date and is also a mercantile customer; (ii) is supplied with commodity sales service pursuant to a contract

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

July 7, 2022

with a retail natural gas supplier that is in effect on the effective date of this resolution; or (iii) is supplied with commodity sales service as part of a retail natural gas load aggregation provided for pursuant to a rule or order that is adopted or issued by the PUCO under Chapter 4929 or Chapter 4905 of the Revised Code; provided, that nothing in Section 4929.26(A)(2)(a) of the Revised Code shall preclude a governmental aggregation from permitting the retail natural gas load of a person described in clause (ii) or (iii) herein from being included in the aggregation upon expiration of any contract or aggregation as described in clause (ii) or (iii) herein, or upon the person no longer being a customer as described in clause (i) herein or qualifying to be included in an aggregation described in clause (iii) herein; and

WHEREAS, if deemed advantageous to the Township, the Board may seek to establish the NG Aggregation Program in conjunction jointly with any other municipal corporation, township, county or other political subdivision of the State of Ohio, as permitted by law; and

WHEREAS, this Board seeks to put the question of whether to authorize the NG Aggregation Program to the electors of the Township; and

WHEREAS, if approved by a majority of the electors voting upon the question at the general election on November 8, 2022, then this Board will proceed pursuant to Section 4929.26 of the Revised Code to develop a plan with respect to the operation and governance of the NG Aggregation Program (the "NG-POG") so authorized and hold public hearings with respect thereto; and

WHEREAS, if approved by a majority of the electors voting upon the question at the general election on November 8, 2022, this Board will hold at least two public hearings with respect to the NG-POG after due publication of notice as required by Section 4929.26 of the Revised Code; and

WHEREAS, the Board would not aggregate any retail natural gas load located in Anderson Township without first clearly disclosing in advance to the person whose retail natural gas load is to be aggregated that the person will be enrolled automatically in the aggregation and will remain so enrolled unless the person affirmatively elects by a stated procedure not to be so enrolled; and any person opting-out of the aggregation pursuant to the stated procedure shall default to the natural gas company providing distribution service for the person's retail natural gas load, until the person chooses an alternate supplier; and

WHEREAS, a governmental aggregator is not a public utility engaging the wholesale purchase and resale of natural gas, and provision of the aggregated service is not a wholesale utility transaction; and

WHEREAS, a governmental aggregator is subject to supervision and regulation by the PUCO but only to the extent of any competitive retail natural gas service it provides;

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 finds and determines that it is in the best interest of Anderson Township, its residents, businesses and other retail natural gas consumers located within the Township to establish the NG Aggregation Program in Anderson Township if, and only if, the authorization of this Resolution to establish the NG Aggregation Program is approved by the electors of Anderson Township pursuant to Section 2 of this Resolution at the general election on November 8, 2022. If so approved by the electors, then Anderson Township is hereby authorized to aggregate in accordance with Section 4929.26 of the Revised Code, the competitive retail natural gas loads located within Anderson Township, and for that purpose to enter into service agreements to facilitate for those loads the sale and purchase of natural gas. Anderson Township may exercise such authority jointly with any other municipal corporation, township or county or other political subdivision of the State of Ohio to the full extent permitted by law if deemed by this Board to be financially advantageous to the electors of Anderson Township. The aggregation will occur *automatically* for each person owning, occupying, controlling, or using a natural gas load center proposed to be aggregated, other than those persons excluded pursuant to Section 4929.26 of the Revised Code, and will provide for the opt-out rights described in Section 3 of this Resolution.

SECTION 2. The Hamilton County Board of Elections is hereby directed to submit the following question to the electors of Anderson Township at the general election on November 8, 2022.

“Shall the Anderson Township Board of Township Trustees have the authority, alone or jointly with the legislative authority of any other township or municipal corporation or county, 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: (i) is both a distribution service customer and a mercantile customer on the date of commencement of the service, or becomes a distribution service customer after that date and is also a mercantile customer; (ii) is supplied with commodity sales service pursuant to a contract with a retail natural gas supplier that was in effect on July 7, 2022; (iii) is supplied with commodity sales service as part of a retail natural gas load aggregation provided for pursuant to a rule or order that is adopted or issued by the PUCO under Chapter 4929 or Chapter 4905 of the Revised Code; or (iv) affirmatively elects by a stated procedure to opt out of the retail natural gas aggregation program, as permitted by Section 4929. 26 of the Ohio Revised Code?”

This Resolution is passed pursuant to authority conferred in Section 4929.26 of the Revised Code. The Township Administrator, or her designee, shall file on behalf of this Board a certified copy of this Resolution and the proposed form of the ballot question with the Hamilton County Board of Elections not less than ninety (90) days prior to November 8, 2022. The NG Aggregation Program shall not take effect unless approved by a majority of the electors voting upon question at the election held pursuant to this Section 2 and Section 4929.26 of the Revised Code.

SECTION 3. Upon the approval of a majority of the electors voting at the election provided for in Section 2 of this Resolution, this Board, alone or jointly with the legislative authority of any municipal corporation, township, or county, shall develop a plan of operation and governance for the NG Aggregation Program. Before adopting the NG-POG, this Board shall hold at least two public hearings on the NG-POG. Before the first public hearing, notice of the hearings shall be published once a week for two consecutive weeks in a newspaper of general circulation in the Township or as provided in Section 7.16 of the Revised Code. The notice shall summarize the NG-POG and state the date, time, and location of each hearing. No plan adopted by this Board shall aggregate any retail natural gas load located in Anderson Township unless in advance it clearly discloses to the person whose retail natural gas load is to be so aggregated that the person will be enrolled automatically in the NG Aggregation Program and will remain so enrolled unless the person affirmatively elects by a stated procedure not to be so enrolled. The disclosure shall state prominently the rates, charges, and other terms and conditions of enrollment. The stated procedure shall allow any person enrolled in the NG Aggregation Program the opportunity to opt out of the program every two years, without paying a switching fee. Any such person that opts out of the NG Aggregation Program pursuant to the stated procedure shall default to the natural gas company providing distribution service for the person's retail natural gas load, until the person chooses an alternative supplier.

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

SECTION 5. Notice of the passage of this Resolution shall be posted to the Township's website.

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.

SECTION 7. This Resolution shall be effective on the earliest date permitted by law.

There was no further discussion.

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

Resolution Approving an Independent Agent Agreement for Natural Gas Aggregation Services with Energy Alliance, Inc. and Authorizing the Township Administrator to Execute and Delivery Said Agreement –

Resolution 22-0707-02: Mrs. Lausten moved to adopt a resolution approving an independent agent agreement for natural gas aggregation services with Energy Alliances,

July 7, 2022

Inc. and authorizing the Township Administrator to execute and deliver said agreement as follows; Mrs. Stone seconded the motion:

RESOLUTION No. 22-0707-02

A RESOLUTION APPROVING AN INDEPENDENT AGENT AGREEMENT FOR NATURAL GAS AGGREGATION SERVICES WITH ENERGY ALLIANCES, INC. AND AUTHORIZING THE TOWNSHIP ADMINISTRATOR TO EXECUTE AND DELIVER SAID AGREEMENT

WHEREAS, Section 4929.26 of the Revised Code authorizes the legislative authorities of municipal corporations, townships and counties to aggregate automatically, subject to opt-out provisions, competitive retail natural gas service for the retail natural gas loads located in the respective jurisdictions and for which there is a choice of supplier of that service as described therein, and to submit the question of authority to aggregate to the electors of the respective jurisdictions; and

WHEREAS, by passage of Resolution No. 22-0707-01, this Board determined to submit to the electors of the Township at the general election on November 8, 2022 the question of whether to authorize this Board to aggregate the retail natural gas loads located in the Township, and for the purpose to enter into service agreements to facilitate for those loads the sale and purchase of natural gas, such aggregation to occur automatically with limited exceptions including, among others, an opt-out provision, and thereby to establish a governmental retail natural gas aggregation program (the "NG Aggregation Program") under the Section 4929.26 of the Revised Code (the "Statute") for certain competitive retail natural gas customers in Anderson Township (the "Ballot Issue"); and

WHEREAS, if a majority of electors in the Township vote affirmatively on the Ballot Issue, the Statute requires that the Township thereafter develop a plan with respect to the operation and governance of the NG Aggregation Program so authorized and hold public hearings with respect thereto; and

WHEREAS, Energy Alliances, Inc., an Ohio corporation ("Energy Alliances"), is qualified to provide natural gas aggregation brokerage services to the Township if the Ballot Issue passes and offers consulting services with respect to the election process and establishment of the NG Aggregation Program; and

WHEREAS, this Board desires to engage the services of Energy Alliances on the terms and conditions set forth below;

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 form of the Independent Agent Agreement For Natural Gas Aggregation Services (the "Agreement") with Energy Alliances, in the form presented to this Board, under which Energy Alliances will provide consulting services to the Township in connection with the Ballot Issue and the establishment of the NG Aggregation Program, at no cost to the Township. Under the Agreement, Energy Alliances agrees to respond to all inquiries regarding the Ballot Issue by providing information with respect to competitive retail natural gas aggregation programs in general and the proposed NG Aggregation Program that may be implemented in the Township if the Ballot Issue passes.

SECTION 2. That the Township Administrator is hereby authorized to execute and deliver the Agreement in substantially the form presented to 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.

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 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.

There was no further discussion.

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

Anderson Park District Funding Request – **Mrs. Earhart** explained that the Board had engaged in discussion related to the request of the Anderson Township Park District (ATPD) for funding for park enhancements. The Board had considered funding pickleball courts and the trail extension around the exterior of Kellogg Park. The cost for six pickleball courts would be approximately \$300,000 and \$100,000 for the trail extension. Additional discussions occurred at the June interim meeting regarding the possibility of funding restrooms at Lavery Park. The restrooms would be an additional \$300,00, operations/maintenance support \$30,000 and parking improvements \$300,000. She was informed that the ATPD was not putting a \$24,000,000 capital levy request on the ballot this fall. They would be looking at doing it in the future, but they were concerned about the country's inflationary situation at this time. She asked for direction from the Board. **Mrs. Stone** stated that she was originally in favor of the pickleball courts but felt the bathrooms at Lavery Park were more important. **Mr. Gerth** believed that most people that used that specific park lived in that neighborhood. **Mr. Sievers** pointed out that

July 7, 2022

the baseball fields were used by various leagues throughout the Township. **Mr. Gerth** agreed with Mrs. Stone adding that it was a basic service. **Mrs. Lausten** did not agree with giving the ATPD \$250,000. She did not believe bathrooms were essential. She felt that the ATPD needed to ask for funding via a levy approved by the residents. **Mr. Gerth** stated that he wanted the Board's decision to be unanimous, and since it was not, he did not feel the Township should move forward with any funding. The fact that the ATPD decided not to put a level on the ballot showed their understanding the economic downturn was having on the residents and for that reason he was more inclined to grant them funding. He pointed out that the money the Township was spending on the Kellogg enhancements it would be a "no brainer" to fund 6 pickleball courts in that area. It would help surrounding businesses, and it would bring new people to the area. That was the reason the Township was spending \$1,000,000 on design and engineering. It could be an easily accomplished task for the Township to aid in funding the ATPD by spending TIF dollars. **Mrs. Stone** agreed, asking where funding would come from for the restrooms at Lavery Park. **Mrs. Earhart** replied that the funding for the Lavery Park restrooms would come out of the 94 TIF, and funding for the pickleball courts would come out of the Riverfront TIF. **Mr. Gerth** felt that those two projects would have a great impact on the community, though he would like to see the ATPD fund those projects but they unfortunately they were unable. **Mrs. Lausten** stated that she feared residents would misinterpret what the Township was attempting to do with the TIF dollars in a short time. **Mr. Gerth** pointed out that this issue was not going to be solve anytime soon. **Mrs. Earhart** stated that there was no deadline on giving the ATPD a decision. **Mr. Gerth** asked Mrs. Lausten if the ATPD were to match dollar to dollar would that change her mind. **Mrs. Lausten** replied no. She felt there was going to be a need for more maintenance that what had been projected thus requiring more funding. **Mr. Gerth** replied that may be, but those were two very specific projects that had redeeming features and pay back value for the whole community. The outcome of these two things had a broader appeal than just the ATPD.

Paddison Road Sidewalk Concerns – **Mr. Sievers** wanted to make the Board aware that the Paddison Road sidewalk construction project was in chaos. It was a grant project that was being ran by the State on a Hamilton County Road. Barrett Construction was the contractor, Ohio Department of Transportation (ODOT) was the inspector. Subpar work was preformed, and Barrett Construction had left the site. Hamilton County agreed to let Barrett close a lane of traffic for months, the Township had accommodated the request and steel plates were installed which have been in place for months annoying residents. Because of the subpar work water was runnng into garages where it never did before.

Stormwater Concerns Along Gungadin – **Mr. Sievers** stated that he, Mr. Luginbuhl and Hamilton County Soil & Water had inspected the excessive storm water runoff that was continuing to cause erosion problems along Mr. Wilson's property on Gungadin. They had discussed the possibility of the "Ditch Law" which was very similar to the underground utilities process. Hamilton County's ditch process provided a mechanism for landowners to cooperate with the county commissioners and engineer to solve drainage problems. The landowners in a watershed then pay for the construction and continued maintenance based on their acres of

July 7, 2022

benefits derived from drainage improvements. The Township could request changes in the state legislature which would allow the creation of an improvement district. The Township would fund the project, to address the situation, and then put it back on the taxes. It was an antiquated process. He felt the issue needed to be moved to the local level. The ideal fix would be to hire an engineer and include that cost into addressing the situation to the benefit of a larger area. He would like to work with legislatures to give the Township that power. **Mrs. Earhart** suggested starting with the Ohio Township Association (OTA) who could go the legislatures to make it permissive not obligatory. The OTA may know if something like this was tried in the past or they may have other suggestions. **Mr. Gerth** requested that Mr. Wilson be informed of the different options the Township was working on.

Resolution Approving a Professional Services Agreement and a Master Services Agreement, Together with an Initial Order Form for MVP Services and Related Documentation, with RingCentral, Inc. for the Planning and Implementation of the RingCentral Telephone Network for Township Facilities and Authorizing the Execution and Delivery of Said Agreements and Documents –

Resolution 22-0707-03: Mrs. Lausten moved to adopt a resolution approving a Professional Services Agreement and a Master Services Agreement, together with an initial order form for MVP Services and related documentation, with RingCentral, Inc. for the planning and implementation of the RingCentral Telephone Network for Township facilities and authorizing the execution and delivery of said agreements and documents as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 22 - 0707 – 03

RESOLUTION APPROVING A PROFESSIONAL SERVICES AGREEMENT AND A MASTER SERVICES AGREEMENT, TOGETHER WITH AN INITIAL ORDER FORM FOR MVP SERVICES AND RELATED DOCUMENTATION, WITH RINGCENTRAL, INC. FOR THE PLANNING AND IMPLEMENTATION OF THE RINGCENTRAL TELEPHONE NETWORK FOR TOWNSHIP FACILITIES AND AUTHORIZING THE EXECUTION AND DELIVERY SAID AGREEMENTS AND DOCUMENTS

WHEREAS, this Board finds it to be in the best interest of the Township to proceed with the planning and implementation of new telephone network services for Township facilities with RingCentral, Inc., a Delaware corporation with its principal offices located at 20 Davis Drive, Belmont, CA 94002, and its affiliates (together, “RingCentral”);

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

July 7, 2022

SECTION 1. That this Board hereby determines that it is in the best interest of the Township to enter into a Professional Services Agreement and a Master Service Agreement, together in each case with the attachments thereto and related documents, with RingCentral in the forms presented to this Board (collectively, the Agreements”), pursuant to which RingCentral will provide telephone network planning and implementation services and certain equipment for Township facilities upon the terms and conditions stated therein, which Agreements are hereby approved. That the aggregate purchase price for such services and equipment shall not exceed the cost of \$7500.00 for implementation services and \$42,400.00 for MVP services over a period of 24 months, which costs have been appropriated for the purposes.

SECTION 2. That the Township Administrator is hereby authorized to execute and deliver the Agreements 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. Stone, yes; Mrs. Lausten, yes.

Recommended Donation of Fire Hose –

Resolution 22-0707-04: Mrs. Stone moved to adopt a resolution authorizing the disposition of fire hose pursuant to Section 505.10(A)(7) of the Revised Code as follows; Mrs. Lausten seconded the motion:

RESOLUTION NO. 22 – 0707 – 04

RESOLUTION AUTHORIZING THE DISPOSITION OF FIRE HOSE PURSUANT TO SECTION 505.10(A)(7) OF THE REVISED CODE

WHEREAS, Section 505.10 of the Revised Code (the “Statute”) provides that a board of township trustees may provide for the disposition of 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

July 7, 2022

WHEREAS, division (A)(7) of the Statute provides that if a board of township trustees determines that township personal property is not needed for public use, or is obsolete or unfit for the use for which it was acquired, and that the property has no value, the board may discard or salvage that property; and

WHEREAS, the Township acquired and owns numerous items of fire hose which is used, worn and past its recommended ten-year life span as recommended by National Fire Protection Association (NFPA) Standards 1961 and 1962, and is not capable of being safely utilized for fire suppression activities; and

WHEREAS, this Board desires to dispose of the fire hose, listed in Exhibit A, attached hereto, which this Board hereby deems not to have monetary value to the Township because the life span standards of NFPA 1961 and 1962 are applicable to all fire agencies; and

WHEREAS, the Great Oaks Career Technical Educational District, of Hamilton County, Ohio (Great Oaks) is a non-profit entity that provides firefighting training has expressed an interest in acquiring the fire hose for firefighter training and other non-firefighting uses.

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 finds that the fire hose identified in Exhibit A is no longer needed for public use and has no monetary value to the Township. Therefore, this Board determines that it is in the best interest of the Township to dispose of the fire hose pursuant to the Statute, and particularly division (A)(7) of the Statute, "as is" by donation to Great Oaks.

SECTION 2. That the Township Administrator is authorized to sign all documents necessary to affect such disposition of the PPE on an "as is" basis so long as she obtains an acknowledgement of acceptance of the fire hose executed by Great Oaks, which acknowledgement shall evidence that Great Oaks accepts the fire hose by donation "as is" and without any warranties.

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) Section 121.22 of the Revised Code, except as otherwise permitted thereby.

There was no further discussion.

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

July 7, 2022

Resolution Determining Existence of Nuisance at 1123 Asbury Road, in Anderson Township, and Providing for Notice and Remediation Pursuant to ORC Section 505.87 –

RESOLUTION NO. 22-0707-05

RESOLUTION DETERMINING EXISTENCE OF NUISANCE ON LAND OWNED BY KAYLA B. SOUTH LOCATED AT 1123 ASBURY 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"); and

WHEREAS, Kayla B. South, the owner or owners of record (the "Owner") of land located at 1123 Asbury Road, in Anderson Township, Hamilton County, Ohio, and further identified on Schedule A (the "Property"), to maintain the Property and abate, control, or remove vegetation, on the Property as described on Schedule A constitutes a nuisance within the meaning of the Statute;

Now, therefore, be it resolved by the Board of Township Trustees (the "Board") of Anderson Township, Hamilton County, Ohio (the "Township"), that:

Section 1. Maintenance of the vegetation, garbage, refuse or other debris by 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 and Zoning Department ("PZD") to be a resident of the Township or a nonresident whose address is known, the PZD 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 the Property and photographing the posted notice with a camera capable of recording the date of the photograph on it. Such notice (the "Notice") shall also be sent, on behalf of this Board, by certified mail to each lienholder of record (each, a "Lienholder"). If such Owner's address is unknown and cannot reasonably be obtained, the PZD shall cause such Notice to be published once in a newspaper of general circulation in the Township.

Section 3. If, within seven days of providing the Notice to the Owner and Lienholders as aforesaid, the Owner and/or the Lienholders fail to abate, control, or remove the vegetation, garbage, refuse or debris, and no agreement is entered into with this Board under the Statute to provide for the abatement, control, or removal thereof, then the PZD, on behalf of this Board, shall provide for such abatement, control, or removal and may employ the necessary labor, materials,

July 7, 2022

and equipment to perform the task. The expenses to be incurred in that regard are hereby authorized and appropriated to be paid from the Anderson Township General Fund from monies not otherwise appropriated.

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

Wolfangel Road and Clough Pike Sidewalk Project –

Resolution 22-0707-06: 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 Road and Clough Pike sidewalk project for a cost not to exceed \$21,700, using 1994 TIF funds in the 2022 Anderson Trails budget. Mrs. Stone seconded the motion.

There was no further discussion.

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

Art Plan Implementation Steering Committee – **Mr. Drury** explained that during the most recent Art Plan Implementation, WeTHRIVE! Anderson subcommittee, meeting the subcommittee recommended creating a Steering Team. The Steering Team would be composed of both Township residents, experts in the fields, and appointed by the Board. **Mrs. Stone** would like to see residents recruited that were experts in art, and businesspeople. **Mrs. Lausten** asked who the facilitator would be directing the process. **Mr. Drury** stated that the Board would review candidates and appoint committee members. Someone from staff would be directing the process and a Trustee could be appointed as well. **The Board** agreed.

Request to Appoint Brian Johnson as Alternate 2 on Board of Zoning Appeals –

Resolution 22-0707-07: Mrs. Stone made a motion to appoint Brian Johnson as the 2nd Alternate to the Anderson Township Board of Zoning Appeals for 2022, fulfilling an unexpired term vacated by Amy Richardson. Mrs. Lausten seconded the motion.

There was no further discussion.

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

Liquor License Transfer Request for Salem Marathon Inc. dba Salem Express located at 6685 Salem Road –

Resolution 22-0707-08: Mrs. Stone moved not to object to a liquor license transfer request for Salem Marathon Inc. dba Salem Express, located at 6685 Salem Road. Mrs. Lausten seconded the motion.

There was no further discussion.

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

Liquor License Request (New) for Andersontaphouse LLC, dba Anderson Tap House located at 7480 Beechmont Avenue –

Resolution 22-0707-09: Mrs. Stone moved not to object to a new liquor license request for Andersontaphouse LLC dba Anderson Tap House, located at 7480 Beechmont Avenue. Mrs. Lausten seconded the motion.

There was no further discussion.

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

Liquor License Request (Stock Transfer) for CFFM, Inc. dba Country Fresh Farm Market located at 8315 Beechmont Avenue, Suite 15 –

Resolution 22-0707-10: Mrs. Lausten moved not to object to a liquor license (stock transfer) request for CFFM Inc. dba Country Fresh Market, located at 8315 Beechmont Avenue, Suite 15. Mrs. Stone seconded the motion.

There was no further discussion.

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

Liquor License Request (Stock Transfer) for Sai Laxmi Krupa LLC, dba Beechwood BP located at 3251 Mt. Carmel Road –

Resolution 22-0707-11: Mrs. Stone moved not to object to a liquor license stock transfer request for Sai Laxmi Krupa LLC dba Beechwood BP, located at 3251 Mt. Carmel Road. Mrs. Lausten seconded the motion.

There was no further discussion.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
July 7, 2022

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

Mr. Gerth 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. Stone seconded the motion.

There was no further discussion.

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

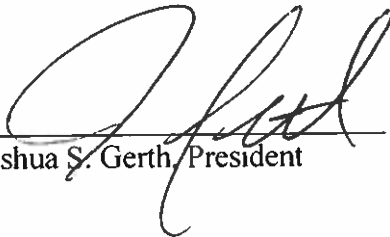
Resolution 22-0707-12: Mrs. Stone moved to authorize the Township Administrator to hire Cory Price as the Public Works Department mechanic at a starting rate of \$38.19/hours as well as all other benefits normally offered with full-time employment. Mrs. Lausten seconded the motion.

There was no further discussion.

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

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of September 22, 2022.



Joshua S. Gerth, President



Kenneth G. Dietz, Fiscal Officer

July 7, 2022

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 7th day of July 2022, and that said minutes have been duly entered upon the Journal of said Township.

This 22nd day of September, 2022.



Kenneth G. Dietz
Fiscal Officer

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
July 21, 2022*

The Board of Township Trustees of Anderson Township (“Board”) held a Special Meeting on July 21, 2022, at 12:30 p.m., in the Large Conference Room at Anderson Center. Present were the following Board members:

R. Dee Stone
Lexi Lausten

Also present when the meeting was called to order was Township Administrator Vicky Earhart

Mrs. Stone called the meeting to order.

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

There was no further discussion.

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

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). Mrs. Lausten seconded the motion. Mrs. Earhart called the roll: Mr. Gerth, absent; Mrs. Stone, yes; Mrs. Lausten yes.

Mrs. Stone moved to return from executive session. Mrs. Lausten seconded the motion.

There was no further discussion.

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

Decisions Arising from Executive –

Resolution 22-0721-01: Mrs. Lausten moved to:

- 1. Change the classification to the Assistant Event Coordinator position from part-time to full-time, and**
- 2. Authorize the Township to hire Matthew Szekeresh as the full-time, Assistant Event Coordinator, at a pay rate of \$20.00/hour as well as all other benefits normally offered with full-time employment.**

Mrs. Stone seconded the motion.

There was no further discussion.

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

Resolution 22-0721-02: Mrs. Stone moved to authorize the Township Administrator to hire Lauren Gleason as a Planner 1 in the Planning and Zoning Department, at a starting pay

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
July 21, 2022

rate of \$22.00/hour as well as all other benefits offered with full-time employment. Mrs. Lausten seconded the motion.

There was no further discussion.

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

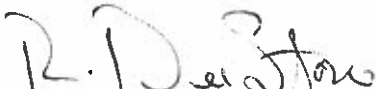
Mrs. Stone moved to adjourn the meeting. Mrs. Lausten seconded the motion.

There was no further discussion.

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

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of September 22, 2022.



R. Dee Stone, Vice 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 special meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 21st day of July, 2022, and that said minutes have been duly entered upon the Journal of said Township.

This 22nd day of September, 2022.



Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

July 28, 2022

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on July 28, 2022, at 5:20 p.m., in Anderson Center Board Room. Present were the following Board members:

Joshua S. Gerth
R. Dee Stone
Lexi Lausten

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

Mr. Gerth called the meeting to order and 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 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 seconded the motion.

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

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

Mr. Gerth 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, Fire Chief Rick Martin, Hamilton County Sheriff’s District 5 Sgt. Tom Lange, and Administrative Assistant Molly Mohrfield. He asked them to join him in the Pledge of Allegiance.

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

There was no further discussion.

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

PUBLIC FORUM

Mr. Gerth 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.

Appropriation Changes –

Resolution 22-0728-01: Mr. Gerth moved to adopt the appropriation changes as recommended by the Fiscal Officer. Mrs. Stone seconded the motion:

Appropriation Changes:

54.1100.99 +6,575.85 (One Ohio Opioid Settlement Expenses – due to receiving monies from State of Ohio AG – Opioid Settlement)

There was no further discussion.

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

Minutes –

Resolution 22-0728-02: Mrs. Lausten moved to approve the minutes of May 5 & 6, 2022, with minor corrections. Mrs. Stone seconded the motion.

There was no further discussion.

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

PLANNING & ZONING

Mr. Drury had nothing requiring Board action.

SHERIFF'S OFFICE

Sgt. Lange had nothing requiring Board action.

PUBLIC WORKS DEPARTMENT

Authorize Contract with Morton Salt, Inc. for Road De-Icing Salt under the Hamilton County Purchasing Contract –

Resolution 22-0728-03: Mrs. Stone 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 2022-23 winter season at a rate of \$80.27 per ton delivered. Mrs. Lausten seconded the motion.

There was no further discussion.

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

FIRE & RESCUE DEPARTMENT

Resolution Authorizing Acceptance of Donation of New Suction Fire Hose from the Village of Mariemont, Ohio for Township Use –

Resolution 22-0728-04: Mrs. Lausten moved to adopt a resolution authorizing acceptance

RESOLUTION NO. 22-0728-05

**RESOLUTION AUTHORIZING ACCEPTANCE OF
OHIO DIVISION OF EMS GRANT AWARD**

WHEREAS, the Ohio Division of EMS of the Ohio Department of Public Safety has notified Anderson Township Fire and Rescue Department of the approval and award of grant monies in the amount of \$661.23 to be used within the funding period July 1, 2022 to December 31, 2022 and described as 2022-2023 P1-Training and Equipment 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. That this Board hereby accepts the 2022-2023 P1-Training and Equipment Grant in the amount of \$661.23 awarded to the Anderson Township Fire and Rescue Department by the Ohio Division of EMS of the Ohio Department of Public Safety at no cost to the Township; and directs that said funds shall be used for the purpose of paying costs of EMS training and equipment within the funding period July 1, 2022 to December 31, 2022, as stated in the Notice of Contract Award provided to the Township by the Ohio Division of EMS of the Ohio Department of Public Safety.

SECTION 2. That the preamble hereto is and shall for all purposes be construed to be an integral and operative part 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) 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. Stone, yes; Mrs. Lausten, yes.

TOWNSHIP ADMINISTRATOR

Request to Enter into Contract for Design of Clough Pike Sidewalks – YMCA to Eight Mile and Juilfs Park Crossing –

Resolution 22-0728-06: Mrs. Stone moved to authorize the Township Administrator to enter into contract with Stantec, following review by the Law Director for the design of a Transportation Alternative grant funded enhanced crosswalk improvement on Clough

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
July 28, 2022

Pike at Endovalley Drive, in an amount not to exceed \$75,000, as well as a 10% contingency of \$7,500, using 1994 TIF funds. Mrs. Lausten seconded the motion.
There was no further discussion.

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

Recommendation to Enter Into Agreement with Cincinnati Bell for Fiopics High Speed Internet Service at the Heritage Center –

Resolution 22-0728-07: Mrs. Lausten moved that this Board hereby accept Service Agreement Q-00019265 from Cincinnati Bell; further, this Board hereby authorizes and directs the Township Administrator to enter into the Service Agreement Q-00019265 with Cincinnati Bell substantially in the form presented to this Board with changes thereto as she shall determine, after consultation with the Law Director, are not financially disadvantageous to the Township, such determination being evidenced by her execution of said agreement. Mrs. Stone seconded the motion.

There was no further discussion.

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

Items Arising from Executive Session –

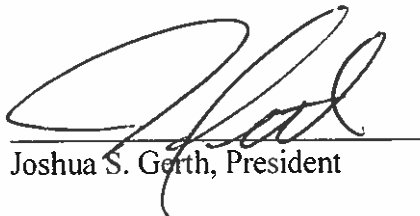
Resolution 22-0728-08: Mrs. Stone moved to authorize the Township Administrator to hire Christopher Cavallaro as a Planner 1 in the Planning and Zoning Department, with a compensation package as presented, including a starting pay rate of \$24.75/hour and all other benefits normally offered with full-time employment. Mrs. Lausten seconded the motion.

There was no further discussion.

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

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of September 22, 2022.


Joshua S. Gerth, President



Kenneth G. Dietz, Fiscal Officer

July 28, 2022

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 28th day of July 2022, and that said minutes have been duly entered upon the Journal of said Township.

This 22nd day of September, 2022.



Kenneth G. Dietz, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

August 4, 2022

The Board of Township Trustees of Anderson Township (“Board”) held its regular Interim Workshop Meeting on August 4, 2022, at 2:00 p.m., in the Large Conference Room at Anderson Center. 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, 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, Fire Chief Rick Martin, Hamilton County Sheriff’s District 5 Sgt. Tom Lange, Law Director Margaret Comey (via phone), Labor Attorney Tom Allen, and Administrative Assistant Molly Mohrfield.

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

There was no further discussion.

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

TRUSTEES/FISCAL OFFICER

The **Trustees** had nothing requiring discussion.

DISCUSSION ITEMS

2022 Beautification Award Nominees and Recommended Winners – **Mr. Drury** announced that the WeTHRIVE! Committee had been accepting nominations for the 2022 Beautification Awards. The committee planned to distribute only two awards this year. Previously, four awards had been presented, however, the committee restructured the awards to specific residential and commercial categories in 2020. The suggested 2022 winners were 824 Farmsworth for outstanding residential, and Don Rigo for outstanding commercial. The winners would be recognized at the August 18th Trustees Meeting, as well as on the Township’s website, Facebook page, and in the August edition of *Anderson Insights*.

Ohio River Way Membership – **Mrs. Earhart** explained that after several discussions the Board recognized that membership in the Ohio River Way organization could assist in promoting and supporting events along the Township’s riverfront area. **Mrs. Stone** noted that there were many influential people involved in that organization. **Mrs. Lausten** stated she would like to see the Township form a long-term collaboration partnership, pointing out that it would be good for the Township to have an official seat at the table. **Mrs. Earhart** stated that she would prepare a resolution for the August 18th Trustees Meeting.

August 4, 2022

American Rescue Plan Funding – **Mrs. Earhart** announced that the second tranche of funding was received in the amount of \$2,317,089 bringing the total allocation to \$4,634,177.87. The Township allocated \$234,000 towards the purchase of a street sweeper. A large portion of the money, approximately \$2,500,000 would go towards reimbursement of the 1994 TIF for funds used for Public Works operations during 2020 and 2021. The required reimbursement means an additional \$2,758,234.83 for TIF-eligible projects such as paving and sidewalks. The dollars needed to be incurred by 2024 and had to be expended by 2026. There would be approximately \$1,600,000 surplus that could be used for Public Works and General Fund salaries in 2023. That would alleviate the stress on the Road and Bridge and General Fund. **The Board** was comfortable proceeding with the recommendations presented by Mrs. Earhart.

Opioid Settlement – **Mrs. Earhart** announced that the Township recently received the first installment of payment from the OneOhio Opioid Settlement. The State of Ohio filed lawsuits against opioid drug manufacturers and distributors, Cardinal Health, McKesson, and AmerisourceBergen for damages caused by the opioid crisis in Ohio. The Township received the first payment of \$6,575.85, this was the first of 18 payments that the Township would receive. The rules regarding how this money could be utilized were very strict. It had to be used for drug prevention/drug rehabilitation. She suggested that under the drug prevention classification a portion of those funds could be used to offset the cost of the Regional Enforcement Narcotics Unit (RENU) Officer provided to the Township through the Hamilton County Sheriff's Office. She would also like to discuss with Chief Martin the allocation of funds towards the purchase of NARCAN or any other needs the Fire and Rescue Department may identify to help combat the drug issues in the Township. She did not feel the Township was going to receive enough money over the next 18 payment to start a new program the hope was to use it to supplement existing programs. She pointed out that the Township was a part of OneOhio Region 2 Recovery Foundation which was all of Hamilton County. One of the other options would be to give the Township's portion to Hamilton County Public Health. The total payments would be approximately \$118,000 and she has yet to find anything specific about deadlines for when the money was to be incurred or expended.

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). Mrs. Lausten moved to return from Executive Session.

There was no further discussion.

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

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

There was no further discussion.

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

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of September 22, 2022.



R. Dee Stone, Vice 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 4th day of August 2022, and that said minutes have been duly entered upon the Journal of said Township.

This 22nd day of September, 2022.



Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

August 18, 2022

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on August 18, 2022, at 5:00 p.m., in the Anderson Center Board Room. Present were the following Board members:

Joshua S. Gerth
R. Dee Stone
Lexi Lausten

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.

Mr. Gerth called the meeting to order and moved to retire to Executive Session 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 seconded the motion.

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

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

Mr. Gerth 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, Fire Chief Rick Martin, Hamilton County Sheriff’s District 5 Sgt. Tom Lange, Fiscal Office Manger Jennifer Baker, Law Director Margaret Comey, and Administrative Assistant Molly Mohrfield. He asked them to join him in the Pledge of Allegiance.

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

There was no further discussion.

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

PRESENTATIONS AND RECOGNITIONS

Beautification Awards – **Mr. Drury** announced the 2022 Beautification Award winners including: 824 Farmsworth for outstanding residential landscaping, and Don Rigo, 7725 Five Mile Road for outstanding commercial landscaping.

National Preparedness Month – **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 at any time. For links to social media toolkits and key messaging

August 18, 2022

for seasons and topics visit: www.ready.gov/calendar. Social media toolkits included preparedness tips for flood safety, wildfires, hurricanes, and extreme heat.

PUBLIC FORUM

Mr. Gerth invited members of the audience to address the Board.

Ben Sims, 1549 Hilltree Drive, stated that some issues with damaged drainage pipes, and sidewalks had emerged during the curb replacement project on Hilltree Drive. He observed the contractor preparing to pour the sidewalk with no curb cuts for his downspout drains. The contractor had explained to him that they install only four feet of drainage pipes under the sidewalk and connect to the curb, anything over and above that was the homeowner's responsibility. Mr. Sims stated that the replacement pipe that was installed was a few inches below the street, sloping upwards from his property, which could cause sediment accumulation which would eventually lead to a clogging issue. The other issue was in regard to the installation, the curbs were too high, and the fittings were not properly installed on the pipe. He was also concerned about the drainage issues that the neighborhood could start to experience. He pointed out that approximately 35 out of 56 downspout drains were not flowing. **Mr. Gerth** stated that he was aware of the numerous emails between Mr. Sievers, Mr. Luginbuhl, and Mr. Sims. He pointed out that if the contractor was not doing what was correct that would be addressed. **Mr. Sievers** acknowledged the efforts of Public Works Director Mr. Luginbuhl, who was responsible for work being done in front of 912 houses this year. That was an incredibly amount of hand holding in case-by-case situations when concerns arise.

FISCAL OFFICER

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

Appropriation Changes –

Resolution 22-0818-01: Mrs. Stone moved to adopt the appropriation changes as recommended by the Fiscal Officer. Mrs. Lausten seconded the motion.

50.1100.01	+23,236.36 (Due to receiving FEMA monies related to grant number EMW-2020-FG-01231 – reimbursement of expenses paid out of Fire Fund (10))
01.1100.2813	-15,000 Computer Consultants
01.1100.2630.01	+65,000 Misc Expenses
01.1100.1010	-25,000 Legal Counsel Other

01.1100.19

-25,000 State Examiner's Charges

There was no further discussion.

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

Minutes –

Resolution 22-0818-02: Mrs. Lausten moved to approve the minutes of May 19, 2022; June 2, 2022; and June 16, 2022, with minor corrections. Mrs. Stone seconded the motion.

There was no further discussion.

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

LAW DIRECTOR

Mrs. Comey had nothing requiring Board action.

PLANNING & ZONING

Resolution Certifying Written Report of Action of this Board and Unpaid Expenses in Connection Therewith Under Section 505.86 and 505.87 of the Revised Code to Hamilton County Auditor for Collection –

Resolution 22-0818-03: Mrs. Lausten moved to adopt a resolution certifying written report of action of this Board and unpaid costs in connection therewith under Sections 505.86, 505.87, and 505.871 of the Revised Code to the Hamilton County Auditor for collection as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 22-0818-03

RESOLUTION CERTIFYING WRITTEN REPORT OF ACTION OF THIS BOARD AND UNPAID COSTS IN CONNECTION THEREWITH UNDER SECTIONS 505.86, 505.87, and 505.871 OF THE REVISED CODE TO THE HAMILTON COUNTY AUDITOR FOR COLLECTION

WHEREAS, this Board of Township Trustees (the "Board") has undertaken nuisance proceedings under Sections 505.86, 505.87, and 505.871 of the Revised Code (collectively, the "Statute") to secure and/or remove unsafe structures, to abate, control or remove vegetation, garbage, refuse and/or debris, and to remove a junk automobile, 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 (each, a "Property," and together, the "Properties"), and pursuant to the respective Resolutions indicated in Appendix A, each duly passed by this Board; and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
August 18, 2022

WHEREAS, all owners of the respective Properties and all holders of liens of record upon the respective Properties were duly served notice and failed to complete, or to enter into an agreement with this Board for the completion of, the necessary securance and/or removal of structures, abatement, control, or removal of vegetation, garbage, refuse, and other debris, or removal of junk automobile, as applicable, and at the direction of this Board, the Township undertook the performance thereof in accordance with Ohio law; and

WHEREAS, pursuant to Section 505.86(F)(1) of the Revised Code, this Board may have the Fiscal Officer certify total costs incurred by the Township 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 providing for the securance or removal of insecure, unsafe buildings or structures on the respective Properties; and

WHEREAS, pursuant to Section 505.87(F) of the Revised Code, this Board shall make a written report to the County Auditor of the Board's action under the Statute, 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 providing for the abatement, control or removal of any vegetation, garbage, refuse, or other debris on the respective Properties; and

WHEREAS, pursuant to Section 505.871(E) of the Revised Code, this Board may direct the Fiscal Officer to certify the costs incurred by the Township and permitted under the Statute and a description of the land from which the junk motor vehicle was removed to the County Auditor; and

WHEREAS, in each case, the County Auditor shall place the costs upon the tax duplicate, which costs are a lien upon the land from and after the date of entry;

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 approves, 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 costs on the tax duplicate immediately for collection as permitted by the foregoing provisions of the Statute.

SECTION 3. The respective costs 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 respective unpaid costs shall be one annual payment.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
August 18, 2022

SECTION 4. The costs when collected shall be returned to the Township and placed in the Township General Fund.

SECTION 5. If the real estate taxes on any respective 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 those 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.

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

Resolution Determining Existence of Nuisance on Land Owned by Loren Real Estate Located at 7127 Beechmont Avenue and Providing for Notice and Remediation Pursuant to Ohio Revised Code Section 505.87 –

Resolution 22-0818-04: Mrs. Stone moved to adopt a resolution determining existence of nuisance on land owned by Loren Real Estate, LLC located at 7127 Beechmont Avenue in Anderson Township, and providing for notice and remediation pursuant to Ohio Revised Code Section 505.87 as follows; Mrs. Lausten seconded the motion:

RESOLUTION O. 22-0818-04

**RESOLUTION DETERMINING EXISTENCE OF NUISANCE ON LAND OWNED BY
LOREN REAL ESTATE, LLC LOCATED AT 7127 BEECHMONT AVENUE IN
ANDERSON TOWNSHIP, AND PROVIDING FOR NOTICE AND REMEDIATION
PURSUANT TO OHIO REVISED CODE 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, the Board of Township Trustees of Anderson Township, Hamilton County, Ohio (the "Township"), hereby resolves that:

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

August 18, 2022

Section 1. Maintenance of the vegetation, garbage, refuse or other debris on land located at 7127 Beechmont Avenue, in Anderson Township, Ohio (the "Property") by Loren Real Estate LLC (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 and Zoning Department (the "Zoning Department") to be a resident of the Township or a nonresident whose address is known; the 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 (the "Lienholders"). If such Owner's address is unknown and cannot reasonably be obtained, the Zoning Department shall cause such notice to be published once in a newspaper of general circulation in the Township.

Section 3. If, within seven days after the giving of the notice or notices provided for in Section 2 hereof, the Owner and/or the Lienholders fail to abate, control, or remove the vegetation, garbage, refuse and debris, and no agreement is entered into with this Board to provide for the abatement, control, or removal thereof, then the Zoning Department, on behalf of this Board, shall provide for such abatement, control, or removal and 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 Anderson Township General Fund from monies 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) Section 121.22 of the Revised Code, except as otherwise permitted thereby.

There was no further discussion.

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

SHERIFF'S OFFICE

Liquor License Stock Transfer Request for API Mini Mart Inc. located at 6730 Clough Pike -

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
August 18, 2022

Resolution 22-0818-05: Mrs. Lausten moved not to object to a liquor license stock transfer request for API Mini Mart Inc. located at 6730 Clough Pike. Mrs. Stone seconded the motion.

There was no further discussion.

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

PUBLIC WORKS DEPARTMENT

Resolution Awarding Contract and Confirming Assessments for Raibourne Lighting District –

Resolution 22-0818-06: Mrs. Stone moved to adopt a resolution awarding contract and confirming assessments for Raibourne Lighting District pursuant to Revised Code Sections 9.30, 515.081, 515.11 & 515.08 as follows; Mrs. Lausten seconded the motion:

RESOLUTION NO. 22-0818 –06

**AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR
RAIBOURNE LIGHTING DISTRICT**

~~P~~ PURSUANT TO REVISED CODE SECTIONS 9.30, 515.081, 515.11 & 515.08

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 has previously approved the execution of a contract with Cinergy (now known as 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

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

August 18, 2022

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 \$5,430.90 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 \$4,650.00 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$581.25 in inflationary cost increases projected over said five-year period, plus \$199.65 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 \$5,430.90 (which equates to \$25.26 per parcel per year or \$12.63 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

August 18, 2022

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.
7. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.
8. 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. Stone, yes; Mrs. Lausten, yes.

Resolution Awarding Contract and Confirming Assessments for Coldstream Manor Lighting District –

Resolution 22-0818-07: Mrs. Lausten moved to adopt a resolution awarding contract and confirming assessments for Coldstream Manor Lighting District pursuant to Revised Code Sections 9.30, 515.081, 515.11 & 515.08 as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 22-0818 -07

**AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR
COLDSTREAM MANOR LIGHTING DISTRICT
PURSUANT TO REVISED CODE SECTIONS 9.30, 515.081, 515.11 & 515.08**

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 has previously approved the execution of a contract with Cinergy (now known as 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

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
August 18, 2022

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 \$12,356.40 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 \$10,806.00 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$1,350.75 in inflationary cost increases projected over said five-year period, plus \$199.65 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 \$12,356.40 (which equates to \$205.94 per parcel per year or \$102.97 per parcel per semiannual assessment), are hereby levied and assessed upon the lots and lands located within the District, which assessments are in

August 18, 2022

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.
7. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.
8. 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. Stone, yes; Mrs. Lausten, yes.

Resolution Awarding Contract and Confirming Assessments for Williams Creek Lighting District –

Resolution 22-0818-08: Mrs. Stone moved to adopt a resolution awarding contract and confirming assessments for Williams Creek Lighting District pursuant to Revised Code Sections 9.30, 515.081, 515.11 & 515.08 as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 22-0818-08

**AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR
WILLIAMS CREEK LIGHTING DISTRICT
PURSUANT TO REVISED CODE SECTIONS 9.30, 515.081, 515.11 & 515.08**

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

August 18, 2022

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 has previously approved the execution of a contract with Cinergy (now known as 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 \$24,333.40 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

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

August 18, 2022

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 \$21,450.00 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$2,681.25 in inflationary cost increases projected over said five-year period, plus \$202.15 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 \$24,333.40 (which equates to \$53.48 per parcel per year or \$26.74 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.
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.
7. 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. Stone, yes; Mrs. Lausten, yes.

FIRE & RESCUE DEPARTMENT

August 18, 2022

Authorization for Township Administrator to Executive Clinical Training Agreement with Great Oaks Career Campuses and Butler Technology and Career Development Schools –

Resolution 22-0818-09: Mrs. Lausten moved to authorize the Anderson Township Administrator, to execute a Clinical Training Agreement with Great Oaks Career Campuses for its Public Safety Services Program. Mrs. Stone seconded the motion.

There was no further discussion.

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

Resolution 22-0818-10: Mrs. Stone moved to authorize the Anderson Township Administrator to execute a Clinical Training Contract with Butler Technology and Career Development Schools. Mrs. Lausten seconded the motion.

There was no further discussion.

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

TOWNSHIP ADMINISTRATOR

Resolution Authorizing Ohio River Way Membership –

Resolution 22-0818-11: Mrs. Stone moved to adopt a resolution supporting the Ohio River Way and its mission; authorizing financial support for the Ohio River Way, Inc.; and authorizing and approving related matters, as follows; Mrs. Lausten seconded the motion:

RESOLUTION NO. 22-0818-11

**RESOLUTION SUPPORTING THE OHIO RIVER WAY AND ITS MISSION;
AUTHORIZING FINANCIAL SUPPORT FOR THE OHIO RIVER WAY, INC.;
AND AUTHORIZING AND APPROVING RELATED MATTERS**

WHEREAS, Anderson Township (County of Hamilton), Ohio (the “Township”) lies on the north bank of the Ohio River; and

WHEREAS, the Ohio River and its tributaries provide and/or enhance natural resources, recreation opportunities, increased tourism, transportation, culture, and economic development opportunities within the Township; and

WHEREAS, the citizens of and visitors to the Township greatly value, enjoy, and benefit from the myriad opportunities afforded by the Township’s location along the Ohio River and the Ohio River itself; and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

August 18, 2022

WHEREAS, trails, paths, greenways, and urban passages create and enhance interconnectivity among the political subdivisions, neighborhoods and communities along the Ohio River and its tributaries; and

WHEREAS, trails, paths, greenways, and urban passages are freely accessible community assets offering opportunities for transportation, recreation and exercise to everyone, including children, youth and families, and provide safe places for people to experience a sense of community and create stronger ties to the community; and

WHEREAS, increased accessibility to a clean Ohio River and a strengthened network of interconnected communities along the Ohio River will positively impact the health and economic viability of the Township and other communities in the region through encouraging active lifestyles, increased levels of tourism, enhanced property values, increased employment opportunities, increased use of cultural assets, economic development opportunities, and a generally improved quality of life; and

WHEREAS, the Township is committed to maintaining and enhancing quality of life for its citizens and visitors, as well as the inhabitants throughout the region and the state; and

WHEREAS, the mission of the Ohio River Way is to connect Ohio River communities, events and people; to expand and improve recreational, ecological, cultural and commercial opportunities along the Ohio River; and to promote a healthy riparian system along the Ohio River; and

WHEREAS, to further its mission and enhance the forementioned opportunities for the Township and neighboring communities, the Ohio River Way intends to support and facilitate a strong, unified, and clearly identifiable network of trails, access points and paths along the Ohio River and through the communities on its shores, including the Township; and

WHEREAS, the Township deems it to be in the best interest of the Township and its citizens to support the Ohio River Way and its mission;

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

SECTION 1. Support of Ohio River Way Mission. That this Board hereby determines that it is in the best interest to the Township and its citizens to support the Ohio River Way in its mission and its efforts to enhance interconnectivity among the communities along the Ohio River through the creation of a strong, clearly identifiable, and continuous network along, and with increased access to, the Ohio River and its tributaries for the purposes of promoting land and river based recreation, enhancing natural resources through ecologically friendly activities, recreation opportunities, increased tourism, transportation, culture, and economic development opportunities.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

August 18, 2022

SECTION 2. Financial Support of Ohio River Way. That this Board hereby authorizes a grant of funds to The Ohio River Way, Inc., in an amount not to exceed \$2,500 for membership dues for 2022, and such funds are hereby appropriated by this Board for such purpose.

SECTION 3. Further Actions. That the Township Administrator is hereby authorized to take such actions, or to cause such actions to be taken, on behalf of the Township, including signing and approving agreements or other instruments in furtherance of the purposes of this Resolution such as ensuring our community serves on the Ohio River Way Coalition and will collaborate with other river communities as deemed necessary or appropriate to accomplish the purposes of this Resolution.

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.

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

Set Date for Halloween Trick-or-Treat –

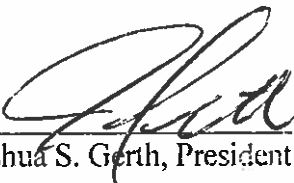
Resolution 22-0818-12: Mrs. Lausten moved to set Monday, October 31, 2022, from 6:00 p.m. to 8:00 p.m. as Halloween Trick-or-Treat in Anderson Township. Mrs. Stone seconded the motion.

There was no further discussion.

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

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of November, 17, 2022.



Joshua S. Gerth, President



Kenneth G. Dietz, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

August 18, 2022

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 August 2022, and that said minutes have been duly entered upon the Journal of said Township.

This 17th day of November, 2022.



Kenneth G. Dietz, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

September 1, 2022

The Board of Township Trustees of Anderson Township ("Board") held its regular Interim Workshop Meeting on September 1, 2022, at 2:00 p.m., in the Large Conference Room at Anderson Center. 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, Assistant Township Administrator for Operations Steve Sievers, Assistant Township Administrator for Human Resources Suzanne Parker, Planning & Zoning Director Paul Drury, Planning & Zoning Assistant Director Sarah Donovan, Planner 1 Chris Cavallaro, Planner 1 Lauren Gleason, 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 Administrative Assistant Molly Mohrfield.

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

There was no further discussion.

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

TRUSTEES/FISCAL OFFICER

Mr. Dietz stated that fuel costs had almost doubled from what was anticipated. As a result, budget increases would be needed for the Sheriff's Office, Public Works, and Fire and Rescue Departments. The plan was to move funds into the gasoline line item to avoid raising the budget

2:15 P.M. Mr. Gerth arrived.

DISCUSSION ITEMS

EV Charging Stations – **Ms. Donovan** announced that the Township did not receive the grant for the Electric Vehicle (EV) Charging Stations proposed at the Anderson Parks RecPlex and Kellogg Avenue sites. She asked the Board for direction on the next steps. **Mrs. Lausten** asked what the reason for the denial was. **Mr. Sievers** replied that the State of Ohio had 10 times the number of requests than there was money available. **Mr. Magna** added that part of the grant provision was an 800-amp charging stations. The proposed Kellogg Avenue site currently had no power, and having 800-amp service for one charger plus future expansion would require a substantial amount of power be generated to the site. He pointed out that if the Board would like to consider the Kellogg Avenue site for installation using only Township funds, the amount of power generated could be reduced to the basic minimum since there would be no requirements for a fast charging station like would have been required with the grant.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
September 1, 2022

Mrs. Stone pointed out that the Ohio, Kentucky, Indiana Regional Council of Governments (OKI) would be procuring charging stations along the I-275 and S.R. 32 corridors. **Mr. Sievers** believed that Anderson Parks RecPlex or Anderson Center would be better locations for charging stations. He felt that the Kellogg Avenue proposed location was too isolated and lacked visibility. **Mr. Magna** stated that there could be dual head charging stations, *i.e.*, two spaces, at both locations. **Mrs. Lausten** asked what the installation cost would be. **Mr. Magna** stated for dual heads the cost would be approximately \$45,000. **Mrs. Stone** asked where the funding would come from. **Mr. Magna** replied the 1994 Tax Increment Financing Fund (TIF). **Mr. Sievers** pointed out that the Vehicle Committee was in the process of researching the possible purchase of an Electric Vehicle to be used as a replacement for an existing pool car. **Mrs. Stone** added that a charging station located at Anderson Center seemed like an obvious choice if an EV was purchased.

Mrs. Lausten felt it was premature since no EV had been purchased to date. She questioned who would get immediate use out of EV charging station. **Mr. Sievers** replied that Anderson Center had many visitors that could potentially utilize the charging stations. **Mrs. Lausten** believed that there were many added layers that were not being considered. A better narrative would be that the Township was considering, after extensive research, investing in EV vehicles in the future. She would also like to see a cost analysis presented, to show the potential savings. **Mr. Magna** pointed out that having a charging station at Anderson Center would be a courtesy for visitors. **Mr. Sievers** added that there would be charges associated with its use. **Mrs. Stone** agreed.

Mr. Drury believed that there would be some EV charging stations located in the garage at Vantage at Anderson Towne Center as well. He also received an inquiry from Walgreens at the corner of Salem Road and Beechmont Avenue, about installing a charging station. Kroger had submitted plans for stations as well, but never moved forward with installation. **Mrs. Lausten** stated that she just wanted to make sure Anderson Center was the best place, it was the best time, and it was purposeful. **Mrs. Stone** felt that the Township needed to move forward with installation. **Mrs. Lausten** stated if there were a grant available, she would be more inclined to move forward but she did not feel the rush to pursue it currently. **Mr. Sievers** pointed out that it would be several years before the charging stations would be installed at Vantage Anderson. He pointed out that in the public portion of the garage conduit had been run for Cincinnati Metro's possible use. **Mrs. Stone** stated it would be four or more years before that would occur.

Mr. Gerth questioned why if Metro was installing EV charging stations should the Township install them as well. **Mr. Sievers** replied it would be two or more years for that to come to fruition and those were removed from Anderson Center. **Mr. Gerth** asked if staff could check with Metro to see if they were going to move forward with installation. He also asked what the timing was to purchase a new EV for the Township. **Mr. Sievers** replied that there was a purchase order in place for two pool vehicles to replace the sign truck and the Ford Explorer. **Mrs. Lausten** stated if the Township purchased electric vehicles, then obviously there would be a need for charging stations. She did not feel comfortable installing charging stations under the guise of helping the environment. She did not see the link between saving the earth and putting charger stations in the back of Anderson Center. Over the long-term smart decisions would need to be made regarding replacing Township vehicles. They should not all be replaced just to make a statement. As Township vehicles were replaced charging stations would then become a requirement, which would make sense. **Mr. Sievers** confirmed with the Board that installation of charging stations

September 1, 2022

should be in conjunction with the Township fleet. The Vehicle Committee would begin looking at electric vehicle options.

Special Meeting to Review the Kellogg Gateway Plan – **Mr. Drury** explained that the Kellogg Gateway Plan was nearing the stage where numbers could be presented along with a discussion regarding the level of the plan that the Board would like to submit to the Ohio Department of Transportation (ODOT) for permitting. The plan had called for an art feature in the interchange area at the exit ramp on west I-275 and Kellogg Avenue. Kleingers Group had suggested that the base for the art feature, if not the art itself, be included in the plans submitted to ODOT for permitting, pointing out that it would be more cost effective to install the base at the same time when the work was being done. **Ms. Donovan** explained with the application for permitting being submitted in November an expedited schedule for the art selection was required. Therefore, she was requesting that Designing Local be brought back as the consultant to assist with selecting an artist, choosing the art, fabrication, installation, all the way through to the unveiling. Staff believed it would be helpful to have someone that was familiar with the process, familiar with ODOT, and can guide the process from start to finish.

Mrs. Stone asked, if hired, would Designing Local work with the new Art Plan Implementation Steering Committee. **Mrs. Donovan** replied that due to the accelerated time frame staff was leaning toward a direct purchase. A request for quotes (RFQ) would be disseminated, staff would narrow it down to three potential artists, and those selections would then be presented at a public open house to the stakeholders in the surrounding area, as well as the California Community Council. **Mrs. Lausten** asked if it was three options of artists, or the renderings of art. **Mrs. Donovan** replied both. The desire would be to have something that reflects the Township. Through the entire Kellogg process, three leaves had been the trademark, so the preference would be a piece of art that reflects that concept. **Mr. Drury** pointed out that in an ideal setting staff would take all selections before the steering committee but unfortunately, he did not feel there would be ample time to get the Art Plan Implementation Steering Committee formed and in place. **Mrs. Stone** stated that she would like some of the people that had advocated for an art committee be made aware of the process and involved at some level. **Mrs. Lausten** agreed. **Mr. Drury** announced that to hire Designing Local as the consultant the cost would be approximately \$15,000. **Mrs. Donovan** pointed out that similarly, in 2006, a consultant was hired at the cost of \$2,800 to find an artist for art on the elevator shaft at Anderson Center. Designing Local would be communicating with the artist through the entire process. **Mrs. Stone** would like to see Designing Local fee to be around \$10,000. **Mr. Sievers** stated that funding would come from the Riverfront TIF.

Mr. Drury introduced the new planners, Lauren Gleason and Chris Cavallaro.

Resolution Accepting and Approving the Annual Information Filing of the Township for Fiscal Year 2021 and Directing its Filing with the MSRB for Continuing Disclosure Purposes –

Resolution 22-0901-01: **Mrs. Lausten** moved to adopt a resolution accepting and approving the annual information filing of the Township for Fiscal Year 2021 and directing its filing with the MSRB for continuing disclosure purposes as follows; **Mrs. Stone** seconded the motion:

RESOLUTION NO. 22-0901-01

RESOLUTION ACCEPTING AND APPROVING THE ANNUAL INFORMATION FILING OF THE TOWNSHIP FOR FISCAL YEAR 2021 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 2021 (the "Annual Information Filing"), be 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.

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

Operation Center Campus Reconfiguration and Renovation – Mr. Sievers explained that the original space planning for the Operations Center site over 15 years ago included a new Sheriff's building, access to Nagel Road, a new recycling center, and an expanded Public Works garage. Unfortunately, when the loss of the Local Government Fund occurred all upgrades and changes were deferred. With Congressman Wenstrup ending his service in Anderson due to redistricting and vacating the entire second floor of the Operations Center there was additional opportunity there as well. Staff had been incredibly frugal, and cost-minded over the years, but it was now time to invest back into that facility. Mrs. Earhart, Mr. Magna, and himself had discussed going out for a request for quotations (RFQ) to hire a design/engineering firm and a space planning firm to look at what was possible at the site. In addition to remodeling those spaces, staff had


ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

September 1, 2022

discussed expanding the public works garage as well. There were a couple of areas where that could be accomplished and would help to accommodate an expanded Sheriff's office, and a much different Public Works operation. The added ability to use the vacated second floor, in the front building, would help with future flexibility at the site as well. He pointed out that the Stonegate Tax Increment Financing (TIF) and the 1994 TIF would provide a funding source for the upgrades. Mrs. Stone asked if the footprint would remain the same. Mr. Sievers replied the area would, with the possible exception of relocating the recycling center in the future. The first step was to have a preliminary analysis of the building performed. Staff was optimistic about what could be done with the site which would address many of the essential needs.

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of November 17, 2022.



Joshua S. Gerth, 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 1st day of September 2022, and that said minutes have been duly entered upon the Journal of said Township.

This 17th day of November, 2022.



Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

September 8, 2022

The Board of Township Trustees of Anderson Township ("Board") held a Special Meeting on September 8, 2022, at 3:00 p.m., in the Lower-Level Meeting Room at Anderson Center. Present were the following Board members:

Joshua S. Gerth
R. Dee Stone
Lexi Lausten

Also present when the meeting was called to order was Fiscal Officer Ken Dietz and Township Administrator Vicky Earhart

Mr. Gerth called the meeting to order.

Mr. Gerth moved to adopt the agenda. Mrs. Stone seconded the motion.

There was no further discussion.

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

Mrs. Gerth moved to retire to executive session to investigate complaints against a public employee as permitted by Ohio Revised Code Section 121.22(G)(1). Mrs. Stone seconded the motion. Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Stone, yes; Mrs. Lausten, yes.

Mr. Gerth moved to return from executive session. Mrs. Stone seconded the motion.

There was no further discussion.

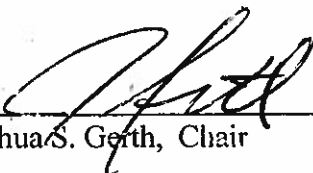
Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Stone, yes; Mrs. Lausten, yes.

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

There was no further discussion.

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

These minutes were approved at the meeting of November 17, 2022.


Joshua S. Gerth, Chair


Kenneth G. Dietz, Fiscal Officer

September 8, 2022

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 8th day of September 2022, and that said minutes have been duly entered upon the Journal of said Township.

This 17th day of November, 2022.



Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

September 22, 2022

The Board of Township Trustees of Anderson Township ("Board") held its regular monthly meeting on September 22, 2022, at 5:00 p.m., in Anderson Center Board Room. Present were the following Board members: _____

Joshua S. Gerth
R. Dee Stone
Lexi Lausten

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.

Mr. Gerth called the meeting to order and moved to retire to Executive Session 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).

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

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

Mr. Gerth 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, Fire Chief Rick Martin, Hamilton County Sheriff's District 5 Lt. Dan McElroy, Law Director Margaret Comey, and Administrative Assistant Molly Mohrfield. He asked them to join him in the Pledge of Allegiance.

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

There was no further discussion.

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

PUBLIC HEARING

Mr. Gerth opened the public hearing for 780 Sutton Road.

780 Sutton Road – **Mrs. Comey** stated that this hearing concerned the removal of a structure at 780 Sutton Road, which would be referred to as the "property". Pursuant to the proceeding that the Board had undertaken in compliance with Section 505.86 of the Ohio Revised Code. This hearing convened on September 22nd during the regular meeting of the Board of Township Trustees by agreement, which was effective September 6, 2022, between this Board and Tax Ease Ohio LLC as lien holder with respect to the property. They were represented by and through their council Sandhu Law Group. She asked if there was someone present from Sandhu

September 22, 2022

Law Group. **Ilana Linder, Manley Burke, 225 W. Court Street**, introduced herself stating that she was present on behalf of Sandhu Law Group.

Mrs. Comey stated that the record should reflect that this hearing had previously been scheduled for September 7, 2022, a date within the prescribe time period during which such a hearing was to be held under the statute. At the request of Sandhu Law Group, the hearing was rescheduled to September 22, 2022, as mutually agreed to by the Board of Trustees and Sandhu Law Group. A transcript of this hearing would include a copy of the statute, a fully executed copy of the agreement and other documents that may be included in the record during this hearing.

Mrs. Comey explained that this property was a long-troubled property in the Township. **Mr. Drury**, Director of Planning and Zoning, would provide testimony to substantiate that fact. While the property had been subject to nuisance abatement proceedings and conditioning nuisance abatement proceedings under section 505.86 of the Ohio Revised Code and securance under 505.87 of the Ohio Revised Code, copies of the resolutions related to those proceedings and applicable Legal Notices would be entered into the record. This hearing related to the question of removal of the structure located on the property. Only Tax Ease Ohio LLC, as the lien holder and party of interest, requested a hearing under the statute. The statute permitted a Board of Township Trustees to provide for the removal of a structure if certain procedural steps had been complied with.

On February 28, 2022, Hamilton County Public Health issued a Notice of Violation and Notice of Condemnation with respect to the property and structure, providing notice to the owner of the property that the home was then currently in violation of ORC 3701.01, and stating in addition, that the home was condemned and considered unfit for human habitation under the authority of the Hamilton County General Health District. On March 2, 2022, the Anderson Township Fire and Rescue Department issued a letter addressed to the Anderson Township Planning and Zoning Department and declared "that such structure to be an insecure and an unsafe structure, and in a condition dangerous to life and health." The statute authorized the Board to provide, by resolution, the removal, repair or securance of buildings or other structures in the Township that had been declared insecure, unsafe, structurally defective or a condition dangerous to life and health or unfit for human habitation by the Board of Health through the General Health District of which the Township was a part. In the case of the structure at 780 Sutton, the Board undertook the 505.86 proceedings after receiving both such declarations and having been provided with photographs of the structure.

Mr. Brodi Conover, Bricker & Eckler LLP, swore in anyone who wished to testify.

Mr. Drury stated that he had been sworn in. He pointed out that his testimony would be focused on the inspection of the property. He stated that he, the Assistant Chief of the Anderson Township Fire and Rescue Department (ATFD) Robert Herrlinger, a Hamilton County Building Inspector along with a Township planner inspected the property in February 2022. He showed pictures of the exterior and interior of the structure. The pictures indicated that there was a hole in the roof in the top left corner, and the bay window, on the second floor, was missing which allowed water to seep through the house. The leak in the roof had caused mold throughout the

house and it had also caused the floor joist to become soft and unstable. There was a temporary wall constructed, which blocked ingress and egress out of the home. There were no working smoke detectors in the home. There was also storage of garbage on the inside of the home, the garbage that was stored on the outside of the home had been abated by the Township.

Mrs. Comey asked Mr. Drury if he could confirm that the ATFD was the fire department under contract with the Township. **Mr. Drury** replied they were. **Mrs. Comey** asked if the Hamilton County Public Health was the general health district of which the Township was a part of. **Mr. Drury** replied they were. **Mrs. Comey** asked if the Planning and Zoning Department had provided the photographs of the structure as evidence. **Mr. Drury** replied that the current pictures Mr. Sievers had provided. **Mrs. Comey** asked if the Township's Planning and Zoning Department undertook securance and initiated the proceeding for removal of the structure based on visual inspections of the property and structure with Robert Herrlinger of the ATFD and Tucker Stone with the Hamilton County Public Health Department along with a letter and notices of those respective entities. **Mr. Drury** replied yes. **Mrs. Comey** asked if Mr. Drury had any reason to disagree with the findings and declarations of the ATFD or Hamilton County Public Health Department. **Mr. Drury** stated that he agreed with the finding based on his walk through the house.

Mr. Sievers stated that he had been sworn in. He pointed out that he was on site on Monday, July 11th and believed all the photos, in evidence, he had taken. He added that he did not go all the way through the house, though Sheriff Officers, as indicated in some of the photographs, did. He indicated those were photographs that he was able to get without exposing himself to some of the elements inside. **Mr. Conover** asked Mr. Sievers to briefly described his view of the home. Mr. Sievers stated that he concurred with the findings Mr. Drury found on February 11th. The property had not improved since that time.

Ilana Linder, Manley Burke, pointed out that Sandhu Law Group was not disputing the condition of the property. The client, Tax Ease Ohio LLC, had gone through the court proceedings to foreclose on the property, and contracted with Prodigy Properties, a private selling company, to proceed with having the property sold to a potential buyer that would renovate the property. She pointed out that under Ohio Revised Code, Section 5721.40 the Township would most likely never be able to recoup the money that would be spent to demolish the property. Unlike traditional mortgage foreclosures, with tax lien foreclosures, if the property was demolished and the Township attempted to put a lien on the property for the cost of demolition, and the property did not sell, the property reverts to Tax Ease Ohio LLC. Tax Ease would take it free and clear of any liens or encumbrances except for any federal tax liens that existed prior to the time that the tax lien certificates were issued. Any demolition lien that the Township had would essentially be washed out. Therefore, Township funds would not need to be expended for demolition when there was another option to have Prodigy Partners sell the property for renovation.

Jeff Lane, Prodigy Properties, 5254 Ridge Avenue, stated that he wanted to make himself available if there were procedural questions regarding the appointment of Prodigy Properties by Hamilton County Court of Common Pleas to sell the property in question. If the property did not

September 22, 2022

sell it would then revert to Tax Ease Ohio and any taxes or assessments would be abated and they would acquire the property free and clear.

Mrs. Stone stated that she was reviewing the photos but pointed out that there was a large amount of garbage and she questioned if the property could even be renovated. **Ms. Linder** responded that she could not answer that question. She did question if it was in the Townships best interest to demolish the structure now or allow the sale to proceed. If the buyer did not bring the property to code the Township could then proceed with demolition at a later date. Her understanding was that the Township would have to put out a request for bids to find a demolition contractor. She pointed out that the amount of time that process would take it would take just as long to find a buyer who would be willing to renovate it. Ultimately, a new buyer may decide to demolish the property, but it would not be the Township's funds being expended.

Mrs. Lausten stated that the concern was not just with trash or bags of garage being unsightly and attracting vermin, she was worried that the process of selling, and the renovation could be lengthy. She felt that the property looked unsafe and worried that it would bring an unnecessary burden to the homes that surrounded it.

Ms. Linder stated that she understood the concern and that was why the client went through the foreclosure process. The client had no desire to let the property sit there unmaintained, they were ready to proceed once the Courts acted. She pointed out that the distance to the street was extremely narrow and attempting to demolish the structure could be hazardous to the neighboring homes as well. She felt it would not be a prudent use of Township funds to authorize demolition of the structure.

Mr. Conover turned over consideration to the Board regarding the removal of a structure at 780 Sutton.

Mr. Gerth closed the testimonial part of the hearing and recommended that consideration be moved to the October 6, 2022, Interim Board meeting.

Resolution 22-0922-01: Mrs. Lausten moved to move consideration regarding the removal of a structure at 780 Sutton Road to the October 6, 2022, Interim Board Meeting. Mrs. Stone seconded the motion.

There was no further discussion.

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

PRESENTATIONS AND RECOGNITIONS

Proclamation Resolution Designating Childhood Cancer Awareness Month –

Resolution 22-0922-02: Mrs. Stone moved to adopt a proclamation resolution designating Childhood Cancer Awareness Month as follows; Mrs. Lausten moved to adopt the resolution:

September 22, 2022

RESOLUTION NO. 22-092202
PROCLAMATION RESOLUTION DESIGNATING
CHILDHOOD CANCER AWARENESS MONTH

WHEREAS, the American Cancer Fund for Children and Kids Cancer Connection report cancer is the leading cause of death by disease among U.S. children between infancy and age 15. This tragic disease is detected in nearly 16,000 of our country's young people each and every year.

WHEREAS, one in five of our nation's children loses his or her battle with cancer. Many infants, children and teens will suffer from long-term effects of comprehensive treatment, including secondary cancers; and,

WHEREAS, an estimated 400,000 children and adolescents are diagnosed with cancer globally each year; and,

WHEREAS, under the leadership of Steven Firestein, a member of the philanthropic Max Factor cosmetics family, the American Cancer Fund for Children, Inc. and Kids Cancer Connection, Inc. along with Lions Clubs International are dedicated to helping these children and their families; and,

WHEREAS, the American Cancer Fund for Children and Kids Cancer Connection provide a variety of vital patient psychosocial services to children undergoing cancer treatment at Nationwide Children's Hospital in Columbus, Cincinnati Children's Hospital Medical Center, Dayton Children's Hospital, Shriners Children's Ohio in Dayton, as well as participating hospitals throughout the country, thereby enhancing the quality of life for these children and their families; and,

WHEREAS, the American Cancer Fund for Children and Kids Cancer Connection also sponsor toy distributions, family sailing programs, pet assisted therapy, Laughtermoon – Laughter is Healing, KCC Supercar Experience, positive appears programs and hospital celebrations in honor of a child's determination and bravery to fight the battle against childhood cancer.

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 designate September 2022 as

CHILDHOOD CANCER AWARENESS MONTH

in Anderson Township, Hamilton County, Ohio.

September 22, 2022

SECTION 2. That a copy of this Resolution shall be certified by the Township Fiscal Officer to Steven Firestein, Volunteer Director of the American Cancer Fund for Children, Inc.

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

Corey Bower, Oath of Office – **Chief Martin** introduced Firefighter Corey Bower. **Mr. Dietz** administered the oath of office for the rank of Lieutenant.

PUBLIC FORUM

Mr. Gerth invited members of the audience to address the Board.

Kevin Misiak, 8433 Holiday Hills stated on behalf of Summit Estates he would like to thank Mr. Drury and Mr. Sievers for their efforts in completing 1,000 feet of sidewalk that “had taken 5 decades to install”.

Tara Burke 8242 Eastdale Drive, stated that it had been alluded that a school consolidation plan was under way which involved selling Anderson High School for profit, and placing all high school students in one building. She was concerned that this plan would create a seismic shift that would have an astronomical impact on roads, services, and other issues that fall within the Trustees’ purview. She asked for some solid information regarding the sale and what the Township leadership had been doing behind the scenes. She asked the Board to explain what each of their involvement had been along with the involvement of the Township Administration and whether the Board was in favor of selling Anderson High School to a private developer.

Ruth Hardy, 7757 Anderson Oaks, asked if any of the Trustees been involved in any of the discussions regarding the rezoning of the Anderson High School site. She also asked what was the current balanced owed from the 2014 Forest Hills School District (FHSD) bond levy. **Mrs. Stone** replied that was a question for the FHSD. **Mrs. Hardy** stated that the residents were facing a huge obstacle and needed to be informed regarding a possible consolidation. She pointed out that the FHSD Board of Education was not being transparent and accountable as promised. They were refusing to answer questions, they were making decisions without forethought and study. There were multiple issues regarding consolidation to the Turpin High

September 22, 2022

School campus, which included the additional traffic volume to Clough Pike, and square footage requirements for high schools. The future growth of the student population must be accounted for and the cost to accommodate those greater numbers in each school. The impact to students included fewer opportunities for participation in sports, arts, and other student activities, along with diminished access to counselors and mental health specialists. It was known that when there was diluted attention to student needs there was a greater chance for a disaffected student to become a security threat. Property values and the reputation as a desirable community was dependent on maintaining an excellent school system.

Jason Simmons, 7727 Heatherglen Drive, stated that his family moved to the Township nine years ago in large part due to the reputation of the schools. The issues surrounding the FHSD Board of Education had created division and chaos in the community. The FHSD Board of Education members were not acting in good faith as representatives of the community. Their actions reflect the will of special interest and lobbying groups and prove to be wildly unpopular not only here in the Township but nationally. A recent poll showed Diversity, Equity, and Inclusion (DEI) related content from educational criteria did have public support even among Republican voters. Therefore, regardless of beliefs, there was a serious division in the community. He stated residents want to be included, to be acknowledged and heard. Over the last few months parents and students had been sharing their personal stories, data, and opposition to the FHSD Board of Education resolution but it repeatedly had been ignored. There was uncertainty and a lack of transparency over school consolidation and redistricting. He asked the Trustees what they were willing to do to bring the community together and implored them to be transparent to the residents when it came to the issue of consolidation and redistricting.

Sarah Sudkamp, 8150 Capital Drive, stated that she was one of the founding chairpersons of Advocate FHSD. Last night the community was informed of plans that were being proposed to sell and develop Anderson High School forcing all high school students to the Turpin/Mercer campus and displacing hundreds of elementary school students into schools that cannot accommodate them. Advocate FHSD had been made aware that at least one Trustee had been involved in the plans to sell Anderson High School. By taking this approach the elected official, or officials had chosen the worst possible way to engage in this project. The FHSD Board of Education had shrouded the community by secretly interjecting the Trustees into FHSD Board of Education issues. That action had also decreased the trust that the community had in Township leadership. She put the Trustees on notice of potential litigation and as such anyone involved in the sale of Anderson High School must preserve all physical and electronically stored information, copies and backups, as defined by Rule 34 of the Federal Rules of Civil Procedures.

April Roush, 1825 Sandcliff Drive, stated that anyone with experience or who had researched consolidation knew a few main points about district culture and consolidation. Those points included never trying to force one half of the community to give up far more than the other half of the community in a consolidation. Never move one high school, that was an existing school, into another existing school. It could create hard feelings and imbalances that would never go

September 22, 2022

away. If redistricting multiple buildings, it should not involve a major sacrifice or loss by only one segment of the community. If consolidation was to occur, do so rather than renovate, not after renovating, while still paying for the renovation. Build when inflation was low and employment was high and materials were cheap, not the opposite. Make building improvements when incentives were available, such as matching funds from State funding sources. Make changes the community backs, do not fail to account for the outcome and impact that fewer buildings equate to longer bus rides, higher transportation costs, moving, reforming, and refitting buildings which could cost an incredible amount of money. Studies showed that in states that had discontinued funding, and a consolidation of high schools had more school violence. Studies had shown that larger high schools had lower desirability causing property values to go down. Residents should have the ability to voice their viewpoint any time a configuration of a district could be substantially changed. The most impactful negative action that a school district could do was to tell thousands of children that money was more important, and they had no voice in what was happening to their lives.

Adrienne Gutbier, 7909 Meadowcreek Drive, commented with regards to the FHSD Board of Education, she perceived the problem as being the individuals charged with the schools were not being transparent. They were not listening, they were not responding. She stated that she had sent numerous communications and no responses had been received. If redistricting was being considered, transparency was needed. If there was a plan to consolidate and redistrict the residents were trusting the Trustees to find the answer, and to make sure that the process was open. Residents were trusting the Trustees to bring honesty, openness, and transparency because those that were a part of this initiative. The School Board's motives were not pure, and they were not thinking about the children and the impact this would have on their lives.

Natalie Hastings, 7226 Cobblestone Court, stated that according to the Township's 2016 housing survey FHSD was the primary reason people relocated to Anderson. Additionally, other marketing materials cited the schools as one of the primary drivers for relocating to the Township. She asked how the Trustees had demonstrated that they value what the schools bring to the community as pointed out in external communications. It appeared that some of the Trustees had made a secret plan with the FHSD Board of Education to sell Anderson High School without informing the community. She pointed out that the most recent traffic study related to the Clough Pike corridor showed that Clough Pike at Bartels Road was at 86% compacity in the morning. There seemed to be substantial amount of focus placed on leveraging and making the most of taxes, and questioned why the Township and FHSD Board of Education gave up millions of dollars of TIF fundings to create/update the Beech Acres RecPlex.

Bonnie Dunkelman, 800 Old Orchard, stated that in *Anderson Insights* Mr. Gerth had conveyed his desire for a hotel to be built in the Township. The two locations under consideration was the area around Anderson Towne Center and the Kellogg entertainment district. She was unaware of any vacant land around Anderson Towne Center where a hotel could be built. Therefore, she echoed the question that had been raised, what did the Trustees know and when did they know it.

September 22, 2022

Stephanie Ricketts, 3340 River Hills Drive, stated that she would like transparency from the FHSD Board of Education. She had sent many emails, with not replies. The FHSD Board of Education had accountability to both the students and parents and do what was best for both, that was not happening. Parents were unable to speak with them, and they refused to have any type of commentary with the public. She asked for the Boards help in obtaining some answers.

Kristy Bryant, stated that she was saddened that the FHSD Board of Education chose not to allow public forum to occur at their last Board meeting. The fact that consolidation discussions were happening behind closed doors was a disappointment and she was concerned about the mental health of the children.

Kathy Mallanney, 7609 Forest Road, stated that she had concerns about the increase of traffic on Forest Road if a hotel were to be built. She desperately hoped that the Trustees would intercede on any planned development.

TRUSTEE COMMENTS

Mrs. Lausten stated that she liked seeing several people from the community in attendance. She pointed out that these were public meetings, and the meeting schedule was posted on the website. The Board of Trustees were public servants that work for the residents, that was how transparency worked, and residents' feedback was always welcomed. The Board did not make decisions in a vacuum, and residents could always schedule an appointment and meet with the Trustees individually.

Mrs. Stone thanked everyone for coming and appreciated the comments. As Mr. Gerth indicated earlier this was not a back-and-forth conversation. The Board would take questions and comments under advisement. She agreed that the community was very divided. She did view the most recent FHSD Board of Education meeting on *YouTube* and the behavior she witnessed from the community was despicable. She pointed out that many people did not vote in the last election, and it was imperative that the community pay attention to who they were electing. There was an election coming up in November and she suggested that everyone do their research before they decide who they were going to vote for.

Mr. Gerth stated that he would like to address a few questions that were asked. The resounding question surrounded if the Board of Trustees were involved in the selling of Anderson High School and how the Planning and Zoning Department was involved. No one on this Board had been involved in any discussions regarding the selling of Anderson High School or any zoning requests related to that. Mrs. Dunkelman had asked about the two proposed locations for a hotel. The Township had been working on a hotel study for many years and at no time was the Anderson High School property discussed. Mrs. Hastings had asked about collaboration between the Township and FHSD Board of Education. There were over three pages of documentation that showed everything the Township had done in regard to collaboration with the FHSD and the Anderson Park District. Mrs. Earhart would be happy to share that documentation, which included the \$1,000,000 used for the acquisition of the Beech Acres RecPlex, a facility that was used by many people in this community. In terms of transparency, the Trustees respond to all

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
September 22, 2022*

emails, and all our contact information was readily available. He stated he would meet with anybody, at any time. He wanted to make it very clear, from a transparency standpoint, that the Trustees were public officials and worked for the residents. He thanked everyone for coming.

FISCAL OFFICER

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

Appropriation Changes –

Resolution 22-0922-03: Mrs. Stone moved to adopt the appropriation changes as recommended by the Fiscal Officer. Mrs. Lausten seconded the motion.

Appropriation Changes:

04.1100.0501 (Supplies-Gas, Diesel)	+\$20,000.00
04.1100.1304 (Other Exp.-20% Money-County)	-\$20,000.00

Average fuel cost per month is approximately \$5,000.00 per month and only \$3,986.57 remaining in line item.

09.1100.0801 (Supplies-Gas)	+\$50,000.00
09.1100.1001 (Contr-Contracts)	-\$50,000.00

Average fuel cost per month is approximately \$12,000 per month and only \$2,727.81 remaining in line item.

10.1100.0901 (Supplies-Gas & Diesel)	+\$36,000.00
10.1100.1510 (Other Exp-Legal)	-\$36,000.00

Average fuel cost per month is approximately \$12,000 to \$13,000 per month and only \$11,470.71 remaining in line item.

There was no further discussion.

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

Minutes –

Resolution 22-0922-04: Mrs. Lausten moved to approve the minutes of March 17, 2022; April 7, 2022; July 7, 2022; with minor corrections. Mrs. Stone seconded the motion.

There was no further discussion.

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

Resolution 22-0922-05: Mrs. Lausten moved to approve the minutes of July 21, 2022; with minor corrections. Mrs. Stone seconded the motion.

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

Resolution 22-0922-06: Mrs. Lausten moved to approve the minutes of July 28, 2022; with minor corrections. Mrs. Stone seconded the motion.

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

Resolution 22-0922-07: Mrs. Lausten moved to approve the minutes of August 4, 2022; with minor corrections. Mrs. Stone seconded the motion.

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

LAW DIRECTOR

Mrs. Comey had nothing requiring Board action.

PLANNING & ZONING

Nuisance Abatement, 3085 Little Dry Run Road –

- Resolution 22-0922-08: Mrs. Stone moved to adopt a resolution providing for the securance and subsequent removal of structure declared to be insecure, unsafe, and structurally defective and unfit for human habitation, on land owned by Home Is Where the Heart Is Property Management LLC, and located at 3085 Little Dry Run Road, in Anderson Township, Ohio, pursuant to Section 505.86 of the Ohio Revised Code as follows; Mrs. Lausten seconded the motion:

RESOLUTION NO. 22-0922-08

RESOLUTION PROVIDING FOR THE SECURANCE AND SUBSEQUENT REMOVAL OF STRUCTURE DECLARED TO BE INSECURE, UNSAFE, AND STRUCTURALLY DEFECTIVE AND UNFIT FOR HUMAN HABITATION, ON LAND OWNED BY HOME IS WHERE THE HEART IS PROPERTY MANAGEMENT LLC, AND LOCATED AT 3085 LITTLE DRY RUN 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

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

September 22, 2022

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 3085 Little Dry Run Road, Anderson Township, Ohio 45244 (further identified as Hamilton County Auditor's Parcel No. 500-0151-0005-00) (the "Property") is Home Is Where The Heart Is Property Management LLC, a Georgia limited liability company (the "Owner"); and

WHEREAS, the last known mailing address of the Owner is, 1525 Earlham Drive, Dayton, OH 45406; and

WHEREAS, tax bills relating to the Property are mailed by the Hamilton County Auditor to the Owner at 1525 Earlham Drive, Dayton, OH 45406; and

WHEREAS, the Township's Zoning and Planning staff has visually inspected the structure on the Property (the "Structure") on numerous dates, commencing April 10, 2019, and since that date has conversed with Owner on numerous dates regarding the condition of the Structure; and

WHEREAS, Hamilton County Planning + Development ("HCPD") inspected the Structure on October 19, 2021 and posted a Field Order as Unsafe Building on the Structure on that date; and

WHEREAS, by Official Building Order/Nuisance Notification dated June 27, 2022 addressed to the Owner at the mailing address listed above, stated its observations that the Structure is open and unsecured, windows are broken, roof is severely leaking, rafters and floor joists are rotted and have lost their bearing capacity and the front porch has collapsed; and declared the Structure to be "insecure, unsafe and structurally defective" 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 July 28, 2022; and

WHEREAS, Hamilton County Public Health ("HCPH") conducted a site investigation of the Property on March 22, 2022 and by certified mail addressed to the Owner provided a Notice of Violation/Notice of Condemnation dated March 24, 2022 to Owner, in which HCPH stated that the Structure "is condemned and considered unfit for human habitation" for the reasons stated therein and advised Owner of required remedial actions required of Owner to be completed by April 25, 2022; and

WHEREAS, Owner has not performed those required remedial corrective actions;

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

September 22, 2022

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 securance of the Structure and subsequent removal of the insecure, unsafe and structurally defective Structure that has been condemned and declared unfit for human habitation 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 and unfit 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 securance and subsequent removal of the Structure.

SECTION 3. If the Board issues an order directing the securance and subsequent removal of the insecure, unsafe, structurally defective Structure that is unfit for human habitation which is not appealed as provided above, then unless the Structure has been secured and completely removed, or unless a Party in Interest shall have entered into an agreement with the Board to perform the securance and removal of the Structure, the Township Administrator shall proceed to provide for the securance and subsequent removal of the Structure, and the "total cost" of such securance and 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.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

September 22, 2022

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.

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

Kellogg Gateway Art Implementation – Designing Local –

Resolution 22-0922-09: Mrs. Lausten moved to authorize the Township Administrator to enter into agreement with Designing Local to implement the public art piece component of the Kellogg Gateway Implementation for a cost not to exceed \$12,500 funded out of Ohio Riverfront I TIF funds. Mrs. Stone seconded the motion.

There was no further discussion.

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

SHERIFF'S OFFICE

Lt. McElroy had nothing requiring Board action.

PUBLIC WORKS DEPARTMENT

Mr. Luginbuhl had nothing requiring Board action.

FIRE & RESCUE DEPARTMENT

Request to Accept a Port Security Preparedness Grant through the Department of Homeland Security – Federal Emergency Management Agency –

Resolution 22-0922-10: Mrs. Stone moved to accept, on behalf of Anderson Township, a Port Security Preparedness Grant award, managed by the Department of Homeland Security – Federal Emergency Management Agency in the amount of \$256,605.00, to be applied to the purchase of a watercraft as specified within said Award, and authorizes the expenditure of up to \$150,000, representing the local jurisdiction matching funds for said purchase, contingency funding, and delivery costs, which funds are hereby appropriated from the Ohio Riverfront TIF I for such purpose. The Township Administrator is hereby authorized to execute any documents necessary and appropriate to consummate the grant transaction. Mrs. Lausten seconded the motion.

There was no further discussion.

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

Request to Accept a Fire Prevention & Safety Grant through the Department of Homeland Security – Federal Emergency Management Agency –

Resolution 22-0922-11: Mrs. Stone moved to accept, on behalf of Anderson Township, a Fire Prevention and Safety Grant award, managed by the Department of Homeland Security – Federal Emergency Management Agency in the amount of \$23,571.42 to be applied to the purchase of smoke and carbon monoxide detectors as specified within the award, and authorizes the expenditure of up to \$1,178.58, representing the local jurisdiction matching funds for said purchase, which funds are hereby appropriated from Public Education funds for such purposes. The Township Administrator is hereby authorized to execute any documents necessary and appropriate to consummate the grant transaction. Mrs. Lausten seconded the motion.

There was no further discussion.

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

TOWNSHIP ADMINISTRATOR

OKI intermodal Coordinating Committee FY 2023 Appointment –

Resolution 22-0922-12: Mrs. Stone moved to appoint Paul Drury as Anderson Township's alternate representative on the Intermodal Coordinating Committee of the Ohio-Kentucky-Indiana Regional Council of Governments for FY 2023. Mrs. Lausten seconded the motion.

There was no further discussion.

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

A Resolution Amending the Anderson Township Cybersecurity Policy –

Resolution 22-0922-13: Mrs. Lausten moved to adopt a resolution amending the Anderson Township Cybersecurity Policy as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 22-0922-13

**A RESOLUTION AMENDING
THE ANDERSON TOWNSHIP CYBERSECURITY POLICY**

WHEREAS, this Board shares the concern of governmental entities and legislative bodies relating to the national and global threat to cybersecurity of governmental information, records and data; and,

WHEREAS, upon recommendation of the Township Administrator and the Township's independent technology consulting firm, this Board approved the Anderson Township Cybersecurity Policy ("Original Policy") by passage of Resolution No. 19-0919-16 and directed the Township Administrator to implement and enforce that Original Policy to mitigate the risk of cybersecurity incidents including, without limitation and only by way of example, attempts to gain unauthorized access to Township electronic records, unwanted denial of service, and attempts to cause information system failures, which could threaten the confidentiality, integrity and availability of Township information, records and data that are created, transmitted and stored by electronic means; and,

WHEREAS, the Township Administrator recommends that certain revisions be made to the Original Policy to enhance loss-prevention measures;

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

SECTION 1. This Board hereby amends the Anderson Township Cybersecurity Policy as presented to this Board (the Original Policy as so amended, the "Policy") and directs the Township Administrator to implement and enforce that Policy as soon as is practicable.

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 shall for all purposes be construed to be integral and operative parts of this Resolution.

There was no further discussion.

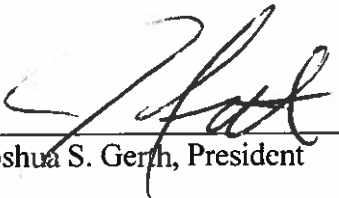
Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Stone, yes; Mrs. Lausten, yes.

Mrs. Earhart thanked the Board of Trustees for their incredible support of professional development for all of Township staff. For the last year the Board had allowed her to serve on the host committee for the International City County Management Association Annual Conference which was held over the five days in Columbus.

As there was no further business, the meeting adjourned.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
September 22, 2022

These minutes were approved at the meeting December 15, 2022



Joshua S. Gerth, President



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 22nd day of September 2022, and that said minutes have been duly entered upon the Journal of said Township.

This 15th day of December, 2022.



Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

September 27, 2022

The Board of Township Trustees of Anderson Township (“Board”) held a Special Meeting on September 27, 2022, at 9:00 a.m., in the Large Conference Room at Anderson Center. Present were the following Board members:

Joshua S. Gerth
Robin D. Stone
Lexi Lausten

Also present when the meeting was called to order were Fiscal Officer Kenneth G. Dietz, Township Administrator Vicky Earhart, Assistant Township Administrator for Operations Steve Sievers, Planning & Zoning Director Paul Drury, Assistant Director Sarah Donavon, Facilities Manager Mark Magna, Fiscal Office Clerk Libby McNulty, and Administrative Assistant Molly Mohrfield

Mr. Gerth called the meeting to order. Mrs. Stone seconded the motion.

There was no further discussion.

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

Kellogg Gateway Improvements – **Mr. Drury** introduced Lynne Nischwitz from the Kleingers Group. **Ms. Nischwitz** explained that the presentation would identify the improvements, and updates to the interchange at I-275 and Kellogg Avenue, as well as State Route 52 and Kellogg Avenue which included signage and cost estimation for the project. She showed the overall design of the northeast quadrant at the I-275 interchange area which included an updated landscaping plan. She pointed out that that area was primarily in the Ohio Department of Transportation (ODOT) right of way, therefore short planting was required by ODOT. That area was also susceptible to harsh conditions so the plantings that were selected would withstand the harsh conditions, and many of them were relatively short due to the ODOT requirement. There were several steep slopes at the interchange areas, especially underneath and between the two overpasses, a cedar mat would be utilized to help with erosion. Also, French Drains would be installed with storm pipes attached allowing the water to be piped into the inlets.

Mrs. Lausten asked how often the landscaped areas would need to be maintained/manicured. She pointed out that the Township had received complaints regarding plants not watered, or not being maintained, specifically trimmed. **Ms. Nischwitz** replied that the proposed plantings would require maintenance. It was a tough compromise, between the harsh conditions, lack of irrigation, road salt and wind. Therefore, the proposed plantings were tough, tolerant, hardy, and somewhat immune to those conditions, especially the ornamental grasses which would only require once a year maintenance. **Mr. Magna** pointed out that it could be potentially costly to maintain due to monthly checks, litter clean up and trimming as needed. **Mrs. Lausten** felt the Board needed to be realistic about what it was going to take to maintain these areas. **Mrs. Earhart** understood that maintenance could be potentially costly, but the Board was successful in getting legislation adopted to allow the use of the 94 Tax Increment Financing (TIF), pointing

September 27, 2022

out that if it was built with 94 TIF dollars therefore it could be maintained with 94 TIF dollars. **Ms. Nischwitz** asked if the Board was ok with the proposed amount of landscaping and the types of plantings. **Mrs. Stone** asked if the plantings would attract bees. **Ms. Nischwitz** replied they would, adding that there would be all kinds of pollinator types of plants that would attract both bees and butterflies. This was a good way to show that the Township was interested in sustainability. She pointed out that the one proposed meadow would require only once a year mowing.

Ms. Nischwitz stated that in regard to signage she had spoken with the City of Cincinnati's brand manager to make sure that they were in agreement with different aspects of the project since a small area was in their purview. They were drawn more towards the simple fonts of "Cincinnati" and "Anderson" on the walls, and they did not need or want their logo displayed. The sign would have led lights and the letters would be back lit. **Mrs. Stone** requested that the smaller Anderson Township signs be removed from the proposal. **Mr. Gerth** agreed. **Ms. Nischwitz** informed the Board that the proposed signage would not have the stone veneer like the other signs throughout the Township. To accommodate the lighting a shelf would need to be incorporated into concrete to provide a shelter from the weather. **Mr. Lausten** stated that aesthetically she liked the signage option with the wavy line. **Mrs. Stone** agreed. **Mr. Gerth** stated that he preferred the other option but ultimately agreed to go with the wavy line option.

Ms. Nischwitz reviewed the cost estimate, explaining that the cost was organized by quadrant, northeast, northwest, southeast, and southwest. In every area the cost for mobilization, layout, staking, and maintenance of traffic was itemized. She pointed out that all the lighting in the interchange areas had to be solar, an ODOT requirement. The solar panels would be located in the interchange areas. It was proposed that the I-275 underpasses would have aesthetic LED lighting with the ability to change colors. The approximate cost was \$324,000 which included the lighting, and landscaping on the steep slopes in between the bridge. The S.R. 52 interchange also included a wall, trees, and landscaping on the steep sloped areas. She pointed out that prices were volatile **Mr. Gerth** was concerned with the cost. **Mrs. Earhart** explained that was the reason to get all the required documents in place by the end of January to lock in prices. **Ms. Nischwitz** stated that Kleingers had been working with ODOT over the last several months to insure a smooth permitting process. **Ms. Nischwitz** felt the grass looked to be in good condition when it was professionally maintained. She suggested keeping the existing grass and asking the contractor to split seed instead of putting in all new grass. **Mrs. Earhart** stated that the funding source for this project would come from the Ohio Riverfront TIF, and she recommended using that funding for all the hard scape, and the 94 TIF for areas that required routine maintenance.

Mrs. Stone asked if the proposal included an option to elevate the roadway to prevent flooding. **Mr. Drury** replied it did not. **Ms. Nischwitz** pointed out that the sign at S.R. 52 and the surrounding area would be mounded up approximately five feet thus remaining out of the flood area.

Mrs. Earhart asked what the deadline was for the Board to make decisions on what portions or how much of the project they wish to fund so the permitting process could be started. **Ms.**

September 27, 2022

Nischwitz replied that ODOT needed the information by the beginning of November so that it the project could go out for bid in January. **Mr. Gerth** did not feel that a decision could be made on how to proceed until the bids came in. At this point he did not see anything in the proposal that he objected to. **Mrs. Lausten** felt that the projected \$6,000,000 cost did not take into consideration the cost of inflation, or labor or construction. She realized TIF funds would be utilized, but she was concerned with the increased maintenance costs over the years. **Mrs. Stone** asked if there was anyway to scale back the cost. **Mr. Gerth** believed there was. He pointed out that the landscaping alone was \$2,000,000. He did not want to cut back on the hardscape, lighting, or signage because those items would withstand over time, but he did question if \$2,000,000 in plants was necessary. **Mrs. Stone** agreed. **Ms. Nischwitz** pointed out that the area was huge, therefore it was crucial to have an adequate number of plantings, or the area would look unbalanced due to its size. **Mrs. Earhart** reiterated that the whole purpose of the Riverfront TIF was to benefit the businesses in that area. The TIF funding for the project could not be used for operating expenses for the Township. Those businesses in the Riverfront area were paying a significant amount of revenue to the Township and those dollars were statutory limited as to what they could be used for. It had to be utilized to benefit the business that are in the Ohio Riverfront TIF which will in turn benefit the Township by increasing the traffic to those businesses and by beautifying that area benefits everyone. **Mr. Sievers** pointed out that the funds that were expended in that area, had been used to resurface Kellogg Road, and Asbury Road, and to connect the Ohio River Trail from Sutton Avenue through the City of Cincinnati. Those were just some of the projects that had benefitted from the TIF. **Mrs. Earhart** added that funds were also used to purchase an ambulance and fire engine for Station 10 which serviced the Riverfront area, and to purchase Sheriff cruisers on a yearly basis. There was an offset to those costs that the Township incurs for servicing the Riverfront area. **Mrs. Stone** stated that the plan was beautiful but questioned if the cost could be reduced. **Mrs. Lausten** stated that the proposal was clearly a way to elevate the Kellogg Gateway area. She believed that there were ways to scale back the design but still provide the beauty, considering what needed to be maintained and other improvements that were needed in that area. She requested more time to review the proposal. **Mrs. Stone** stated that she was concerned that there was no plan, proposal, or discussion to elevate the road to address flooding concerns. She felt that would be the better use of the TIF dollars which would allow businesses to remain open. **Mrs. Earhart** pointed out that elevating the public roadway does not elevate structures, parking lots, and driveways. The section of roadway that would be elevated would theoretically give a couple of extra days to allow people to get to businesses in the area, but an elevated roadway would not prevent businesses from having to close. She stated that to elevate the entire roadway or to build a flood wall would be cost prohibited. **Mrs. Stone** questioned if the flooding concerns affected the plans for a hotel in that area. **Mr. Sievers** responded that hypothetically flooding occurs only one or two days every one or two years. The north side of Kellogg Avenue close to Five Mile Road was not subject to flooding. He pointed out that a hotel could be built for what the cost would be to elevate the road. Staff felt that the money would be best spent creating a “wow” factor at the interchanges. He asked, if the Board would be more comfortable, bidding the project in sections, but pointed out that overtime material cost would likely increase. **Mrs. Earhart** pointed out when the Board

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
September 27, 2022

began discussions regarding the Kellogg Gateway area, the emphasizes was that this was the Townships front door. This was where most residents and nonresidents came into the Township. She realized the Township was paying for this as opposed to the City of Cincinnati but the fact was if the Township did not do something it would not get done. **Mrs. Stone** agreed. **Mrs. Earhart** suggested that the Board take time to review the proposal and make their decision at the October 6th Interim Meeting. **The Board** agreed.


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

There was no further discussion.

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

As there was no further business, the meeting adjourned at 10:15 a.m.

These minutes were approved at the meeting January 19, 2023.


Joshua S. Gerth, 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 special meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 27th day of September, 2022, and that said minutes have been duly entered upon the Journal of said Township.

This 19th day of January, 2023.


Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

October 6, 2022

The Board of Township Trustees of Anderson Township (“Board”) held its regular Interim Workshop Meeting on October 6, 2022, at 9:30 a.m., in the Lower-Level Meeting Room. Present were the following Board Members:

Joshua S. Gerth
R. Dee Stone
Lexi Lausten

Mr. Gerth 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 Sarah Donavon, Public Works Director Eric Luginbuhl, Facilities Manager Mark Magna, Fire Chief Rick Martin, Hamilton County Sheriff’s District 5 Commander Lt. Dan McElroy, Law Director Margaret Comey, and Administrative Assistant Molly Mohrfield

Also in attendance were Anderson Area Chamber of Commerce Director of Member Services Brandy Uhlenbrock, Owner and CEO of The Goddard School Mark, Payroll Partners, Inc. Account Executive Matt Flynn, Melanie B. Hartong, Forest Hills School District Community Partnership Specialist & Occupational Therapist.

Mr. Gerth moved to adopt the agenda. Mrs. Stone seconded the motion.

There was no further discussion.

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

Accelerate Anderson Leadership Program – **Mrs. Uhlenbrock** explained that *Accelerate Anderson* was an eight-month course designed to educate, train, and encourage Anderson area professionals to take a leadership role in the community. Students would meet monthly for sessions covering topics such as History and Heritage, Wellness and Quality of Life, Local Government and Economy, Education and Diversity and Inclusion Training (DEI), and Personal and Professional Development. Each course instructor would be a local professional representing their area of expertise.

TRUSTEES/FISCAL OFFICER

Return of “Trustee Talk” – **Mrs. Earhart** explained that Anderson Area Community Television (ACTV) was a nonprofit community television organization. The Board and prior Boards had funded the operation to provide programming for the Anderson Park District, Forest Hills School District Board of Education, Board of Zoning Appeals and Zoning Commission meetings along with other informational and educational programming. The Township funded ACTV operations at approximately \$300,000 a year, until 2017 when a significant amount of revenue was lost due to the recession, and minimal usage. ACTV formerly did a monthly segment called “Trustee Talk” in which a Trustee would discuss topics that were current in the Township, projects that

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

October 6, 2022

were occurring, and answer general questions regarding Township operations. Since ACTV no longer existed there had been some interest in doing a *YouTube* version. Therefore, she was looking to the Board for some guidance on whether they wished to pursue this initiative. **Mr. Gerth** stated that he had initiated this request due to information that have been disseminated around the Township that seemed to be inaccurate especially on *Facebook* and social media channels. He pointed out that people seem to be misinformed, therefore he saw this as an opportunity for the Board to set the record straight on things or issues from the past that need to be clarified. **Mrs. Stone** stated that she was not opposed to the idea. Though she would like to see what the format would be, who the moderator would be, and the time frame. She felt that a 15-to-20-minute segment would be adequate. **Mr. Gerth** stated that he would like the segments to be less than 10 minutes. **Mrs. Lausten** was hesitant to call it "Trustee Talk" because there may be content that staff would like to present as well. **Mrs. Earhart** pointed out that staff could present some overarching topics regarding Township operations and the Board could reserve certain segments that were specific to the elected officials. She stated that staff would work up some ideas and present to the Board at a later date.

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. Dietz explained that every November, the County Auditor required the Fiscal Officer to review the tax rates that were in force and to certify them.

Resolution 22-1006-01: Mr. Gerth moved to accept the amounts and rates as determined by the budget commission and authorizing the necessary tax levies and certifying them to the County Auditor as follows; Mrs. Lausten seconded the motion:

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

Board of Township Trustees
Rev. Code, Secs. 5705.34

The Board of Township Trustees of Anderson Township, Hamilton County, Ohio, met in regular session on the 6th day of October 2022, at Anderson Center located at 7850 Five Mile Road, Anderson Township, Ohio 45230 with the following members present:

Joshua S. Gerth
Robin D. Stone
Lexi Lausten

Trustee Gerth moved the adoption of the following Resolution No. 21-1006-01:

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

October 6, 2022

WHEREAS, this Board of Township Trustees of Anderson Township, Hamilton County, Ohio, in accordance with the provisions of law, has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1, 2023; and

WHEREAS, 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 tax limitation; now, therefore,

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

SECTION 1. That the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted.

SECTION 2. That there be and is hereby levied on the tax duplicate of said Township the rate of each tax necessary to be levied within the ten-mill limitation as set forth as follows:

SECTION 3. 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.

SECTION 4. That the preamble hereto is and shall for all purposes be construed to be an integral and operative part 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) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

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

Continuation of Hearing for 780 Sutton Road – **Mrs. Comey** explained that at the request of a lien holder identified as Tax Ease a hearing was conducted on September 22, 2022, regarding the removal of the structure at 780 Sutton Road. The hearing was continued to allow more time for consideration. The Township had gone through all the statutory steps with regard to removal under 505.86 of the Ohio Revised Code. She instructed the Board to close the hearing and requested that action be taken. She explained that the actions the Board needed to consider were to proceed and order the removal of the structure or dismiss the matter. A third option would be to wait to take action but that would need to occur within 30 days of the September 22, 2022, hearing. **Mrs. Lausten** asked if the action was dismissed was there a time limit for the property to be sold. **Mrs. Comey** responded that the lien holder, Tax Ease, had bought tax certificates

October 6, 2022

with regard to that property and paid a certain value for those tax certificates and they were now foreclosing on those tax certificates. That process went through the Hamilton County Common Pleas Court and at the end of the proceedings the court appointed a private selling agent. She contacted that agent to check on the proposed sale date for the property and they advised her that a date had not been set. The representative for Tax Ease indicated that they did not disagree with the Townships assessment of the state of the property their argument was merely to attempt to dissuade the Township from proceeding with the removal, indicating that the Townships need of cost recovery for demolition was to put another lien on the property which would not be paid until the property was sold. Their argument was that the proceeds from the sale of the property after the tax certificates were paid were not likely if the structure was not there to cover additional liens. That could not be determined until the property was sold. It was possible that the site would sell more easily without a condemned structure on it. Tax Ease also argued that because the property was in the process of the foreclosure sale a subsequent owner might choose to rehab the structure. It should be noted that both the current property owner, and lien holder, including Tax Ease, who asked for the hearing could, and was entitled under the statute to enter into an agreement at any time with the Board, to correct the problems with property. Tax Ease nor the property owner had offer to do that, both were aware of that right. Neither want to undertake that expense. **Mrs. Stone** asked if there was any way to expedite the sale. **Mrs. Comey** stated that she had spoken with the private selling agent who informed her that the date had not been set by the court. **Mrs. Earhart** pointed out that even if there was a sale, even if there was a deadline for the sale, there was no deadline to repair the structure. **Mrs. Stone** asked if the property were sold would this process require the new owner to correct the problems in a timely manner. **Mrs. Comey** responded that the process under the statute tied to the property and all the legal notice go to the owner and lienholders. Therefore, the new owner could argue that they are not bound by those proceedings. **Mr. Drury** stated that the original condonation took place a year ago due to the malfunctioning septic system. The Hamilton County Building Department did go through the house and there were major structural repairs that needed to be done. The septic system would need to be brought up to current standards along with all the necessary repairs which would also be costly for the value of the property. **Mrs. Lausten** asked what the cost would be to remove the structure. **Mr. Drury** responded that the estimate was \$18,868.00. **Mrs. Earhart** added that staff looked at these types of issues from the perspective of what the neighbors had to deal with and how much longer were they going to have to deal with it. The property owner was out of state. This was also the home where staff had to evict people that were squatting on the property. **Mrs. Stone** believed it would be cost prohibitive for anyone to attempt to rehab it. **Mr. Gerth** asked how big the lot was. **Mr. Drury** responded less than quarter acre. **Mrs. Comey** pointed out that the property was deemed uninhabitable

Mr. Gerth closed the hearing for 780 Sutton Road.

Resolution 22-1006-04: Mrs. Lausten moved to adopt a resolution ordering the removal of structure declared to be in a condition dangerous to life or health and unfit for human habitation on land owned by 555 Church Street LLC, located at 780 Sutton Road, in Anderson Township, Ohio, pursuant to Section 505.86 of the Ohio Revised Code as follows; Mrs. Stone seconded the motion:

October 6, 2022

RESOLUTION NO. 22-1006-04

RESOLUTION ORDERING THE REMOVAL OF STRUCTURE DECLARED TO BE IN A CONDITION DANGEROUS TO LIFE OR HEALTH AND UNFIT FOR HUMAN HABITATION ON LAND OWNED BY 555 CHURCH STREET LLC, LOCATED AT 780 SUTTON 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 780 Sutton Road, Anderson Township, Ohio 45230 (further identified as Hamilton County Auditor's Parcel No. 500-0471-0007-00) (the "Property") is 555 Church Street LLC (the "Owner"); and

WHEREAS, the Township's Zoning and Planning staff visually inspected the structure located on the Property (the "Structure") on February 16, 2022, and found that the Structure has extensive water damage, roof damage and visible mold and is deemed unsafe and 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, the Department visually inspected the Structure on February 16, 2022, and in a letter to this Board dated February 28, 2022, declared the Structure to be insecure and unsafe; and

WHEREAS, by Notice of Violation and Notice of Condemnation dated April 20, 2021 issued after multiple site investigations, the Hamilton County Health Department ("HCHD") found the sewage treatment system ("STS") to be failing, that the STS had not been permitted, and that untreated wastewater was discharging from the STS into the environment causing a public health nuisance, and that after multiple correspondences, the owner had failed to take required corrective action; and

WHEREAS, further, HCHD noted numerous violations of the Ohio Administrative Code and condemned the Structure and considered [it] unfit for human habitation; and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

October 6, 2022

WHEREAS, after further inspection on February 16, 2022, by Notice of Condemnation dated February 28, 2022, the HCHD declared the Property to be condemned and unfit for human habitation; and

WHEREAS, by Resolution No. 22-0303-04, this Board provided for the securance of the Structure pursuant to the Statute; and

WHEREAS, on or about July 11, 2022, the Structure was secured by the Township;

WHEREAS, by Resolution No. 22-0804-01, 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, the statutory notice was sent by certified mail, return receipt requested as required by the Statute and Tax Ease Ohio IV, LLC, a lienholder and Party in Interest with respect to the Property, by and through its counsel, Sandhu Law Group, requested a hearing and entered into an Agreement with this Board with respect to the hearing; and

WHEREAS, no other Party in Interest requested a hearing; and

WHEREAS, Tax Ease Ohio IV, LLC and Sandhu Law Group were represented at the hearing, which was duly held on September 22, 2022, by the Manley Burke LPA; and

WHEREAS, the Statute requires that this Board shall make an order deciding the matter not later than thirty (30) days after the hearing, which order may dismiss the matter or direct the removal of the Structure, and a Party in Interest who requested and participated in the hearing, and who is adversely affected by the order of the Board, may appeal the order under Section 2506.01 of the Ohio Revised Code (the "Appeal Statute"); and

WHEREAS, Tax Ease Ohio IV, LLC, as Party in Interest, has not entered into an agreement with this Board to perform the removal or repair of the insecure, unsafe and unfit 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 after the running of the period for appeal of this order if this order is not appealed in compliance with the Appeal Statute.

SECTION 2. If the order directing the removal of the unsafe and unfit Structure 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 the removal of the unsafe

October 6, 2022

and unfit 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.

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

DISCUSSION ITEMS

Request for Guidance Related to Kellogg Gateway Improvements – **Mrs. Earhart** explained that due to the cost estimate for the Kellogg Gateway Improvements the Board had requested that staff review the proposal to see where possible cuts could be made. **Mr. Drury** presented the Board with Kleingers recommendations which included adjustments to plantings, hardscape and the removal of a wall and signage at the 1-275 and Kellogg exchange. Recommendations also included planting and hardscape be removed at the State Route 52 and Kellogg exchange. Through design elimination Kleingers was able to cut approximately \$985,000 of the initial proposal. A welcome sign and a tree grove would remain at the State Route 52 and Kellogg exchange. All other areas remained unchanged other than recalculating the quantities of the plants. **Mr. Magna** presented a timeline for the bidding purposes, and planning purposes, explaining the hope was to get the proposal submitted to the Ohio Department of Transportation (ODOT) and the City of Cincinnati for finalization by the end of the year so the bidding process could begin in January. **Mrs. Earhart** asked the Board if enough cuts had been made to reduce the overall cost and if they were comfortable with the proposal as presented. **Mrs. Stone** felt that some of the landscaping could be removed at the interchanges. She would like to see some additional landscaping added at the end of the exit ramps, across from the traffic lights, which would be more visible. **Mr. Drury** explained that the landscaping was removed at those locations until the outcome of the traffic study was determined, and if any improvements would be needed to be made at those intersections. If no improvements were required, including the roundabouts the landscaping would not be impacted. If the roundabouts were recommended the landscaped areas would have to be removed. **Mrs. Lausten** asked if the primary cost was for the landscaping only. **Mr. Drury** stated that the primary cost included drainage work as well, which was needed, regardless of whatever work was done in the area. The one area that could minimize cost would be to eliminate the artwork and the lighting for the artwork. ODOT was requiring the

October 6, 2022

lighting to be solar, therefore separate solar panels would be required for the welcome signs and artwork. **Mrs. Stone** stated that she would be agreeable to the elimination of the artwork. **Mr. Lausten** agreed and liked all the other recommended cost cuts. She asked if a decision was needed immediately. **Mr. Drury** explained that a decision was needed to submit for the required permits. The exact cost could not be determined until a request for quote (RFQ) was in place. **Mr. Gerth** pointed out that once the bids were obtained a decision could be made as to what to move forward with. **Mrs. Stone** would like to see additional cuts made in Northeast B, and Northeast A areas. **Mrs. Lausten** and **Mr. Gerth** agreed. **Mrs. Stone** stated that a different location for the sculpture could be determined at a later date. **Mrs. Earhart** pointed out that if the artwork was to be placed anywhere along the ODOT right of way it had to be in the plan for permit approval in November. **Mr. Gerth** would like to leave the artwork in the plan. **Mrs. Donovan** stated that the exact dimensions and weight had to be determined before the proposal was submitted to ODOT. **Mrs. Stone** asked if the artwork was left in the proposal did it have to be placed where it was indicated. **Mrs. Donovan** replied it did, there could be no deviation from what was submitted to ODOT.

Nuisance Abatement for 7866 YMCA Road –

Resolution 22-1006-02: **Mrs. Stone** moved to adopt a resolution providing for the removal of junk motor vehicle from real property located at 7866 YMCA Road in Anderson Township, Ohio, pursuant to Sections 505.871 and 505.173 of the Ohio Revised Code as follows; **Mrs. Lausten** seconded the motion:

RESOLUTION NO. 22-1006-02

RESOLUTION PROVIDING FOR THE REMOVAL OF JUNK MOTOR VEHICLE FROM REAL PROPERTY LOCATED AT 7866 YMCA ROAD IN ANDERSON TOWNSHIP, OHIO, PURSUANT TO SECTIONS 505.871 AND 505.173 OF THE OHIO REVISED CODE.

WHEREAS, Section 505.871 of the Ohio Revised Code (the “Statute”) provides that a board of township trustees may provide, by resolution, for the removal of any vehicle in the unincorporated territory of the township that the board determines is a junk vehicle, as defined in Section 505.173 of the Ohio Revised Code (the “Junk Vehicle Storage Statute”), not sooner than fourteen days after the board serves written notice of its intention to remove or cause the removal of the vehicle on the owner of the land and any holders of liens of record on the land; and

WHEREAS, the Junk Vehicle Storage Statute defines “junk vehicle” as “a motor vehicle that meets all of the following criteria: (1) Three model years or older; (2) apparently inoperable; and (3) extensively damaged, including, but not limited to, any of the following: missing wheels, tires, engine, or transmission;” and

WHEREAS, the Junk Vehicle Storage Statute provides that in addition to other remedies provided by law, the board of township trustees may institute an action for injunction, mandamus,

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

October 6, 2022

or abatement, or any other appropriate action or proceedings to prohibit the storage of junk motor vehicles in violation of that statute; and

WHEREAS, the owner of record of the Property is the Property Owner defined above; and

WHEREAS, the last known mailing address of the Owner is 7866 YMCA Road, Cincinnati, OH 45244; and

WHEREAS, the Ford Escape is deemed to meet the criteria in the Junk Vehicle Statute to constitute a "junk motor vehicle";

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

SECTION 1. This Board determines that the Ford Escape located on private property at 7866 YMCA Road in the Township constitutes a Junk Motor Vehicle within the meaning of the Junk Vehicle Storage Statute.

SECTION 2. This Board declares that if the Property Owner fails to remove the Ford Escape from the Property within 14 days after service of the Legal Notice attached hereto as Exhibit A and by this reference incorporated herein, then the Township Administrator and the Director of Planning and Zoning for the Township shall provide for the removal of Ford Escape and any costs the Board incurs in removing or causing the removal of the Ford Escape may be entered upon the tax duplicate and shall become a lien upon the land from the date of entry.

SECTION 3. The Director of Planning and Zoning, on behalf of this Board, shall give notice by certified mail, return receipt requested to the holders of legal or equitable liens of record upon the Property and to the Property Owner, of the Board's intention to provide for removal of the Ford Escape 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. If a Legal Notice sent by certified mail is refused or unclaimed, or if the Property Owner's address is unknown and cannot reasonably be obtained by the exercise of reasonable diligence, the Fiscal Officer, on behalf of this Board, shall cause the Legal Notice to be published once in a newspaper of general circulation in the Township before removal of the Ford Escape, and, if the land contains any structures, the Board shall cause the Legal Notice to be posted on the principal structure on the land. The Planning and Zoning Department shall cause the placement of the Legal Notice on such structure at 7866 YMCA Road to be photographed and time-stamped.

SECTION 4. Notice sent by certified mail shall be deemed served for purposes of the Statute on the date it was received as indicated by the date on a signed return receipt. Notice given by publication shall be deemed served for purposes of the Statute on the date of newspaper publication.

SECTION 5. All costs incurred in removing or causing the removal of the Ford Escape, when approved by this Board, shall be paid from the Township's general fund from moneys not

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

October 6, 2022

otherwise appropriated, except that if costs exceed five hundred dollars, the Board may borrow moneys to pay the costs in whole or in part. This Board may utilize any lawful means to collect costs incurred in removing or causing the removal of the Ford Escape, including any fees or interest paid to borrow moneys under the Statute. This Board may utilize all lawful means to collect the costs incurred in removing or causing the removal of the Ford Escape pursuant to the Statute. This Board directs the Fiscal Officer to certify such costs and a description of the Property Owner's land to the Hamilton County Auditor, who shall place said costs on the tax duplicate. The costs will be a lien upon said land from and after the date of entry. Said costs shall then be returned to the Township and placed in the Township's General Fund.

SECTION 6. Upon removal of any Junk Vehicle, including the Ford Escape, pursuant to the Statute, this Board is authorized by paragraph (F) of the Statute to cause the Junk Vehicle to be disposed of in accordance with the terms thereof. This Board directs the Township Administrator upon removal of the Ford Escape, to so dispose of the Ford Escape.

SECTION 7. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

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) Section 121.22 of the Revised Code, except as otherwise permitted thereby.

There was no further discussion.

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

Liquor License Stock Transfer Request for CFFM Inc. dba Country Fresh Farm Market –

Resolution 22-1006-03: Mrs. Stone moved not to object to a liquor license transfer request for CFFM Inc. dba Country Fresh Market located at 8315 Beechmont Avenue, Suite 15. Mrs. Lausten seconded the motion.

There was no further discussion.

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

Mr. Gerth 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). Mrs. Stone seconded the motion.

There was no further discussion.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
October 6, 2022

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

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

There was no further discussion.

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

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of January 19, 2023.



Joshua S. Gerth, 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 6th day of October 2022, and that said minutes have been duly entered upon the Journal of said Township.

This 19th day of January, 2023.



Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

October 20, 2022

The Board of Township Trustees of Anderson Township ("Board") held its regular monthly meeting on October 20, 2022, at 5:00 p.m., in Anderson Center Board Room. Present were the following Board members:

Joshua S. Gerth
R. Dee Stone
Lexi Lausten

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), to consider the purchase of property for public purposes as permitted by Ohio Revised Code Section 121.22(G)(2), and to review negotiations or bargaining sessions with public employees concerning their compensation of other terms and conditions of their employment as permitted by Ohio Revised Code Section 121.22(G)(4). Mr. Gerth seconded the motion.

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

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

Mr. Gerth 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, Fire Chief Rick Martin, Hamilton County Sheriff's District 5 Lt. Dan McElroy, Law Director Margaret Comey, and Fiscal Office Clerk Libby McNulty. He asked them to join him in the Pledge of Allegiance.

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

There was no further discussion.

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

PRESENTATIONS AND RECOGNITIONS

Community Planning Month – **Mr. Drury** announced that October was National Planning Month sponsored by the American Planning Association. On behalf of the Planning and Zoning Department he wanted to thank the Board of Trustees for continuously supporting planning efforts, specifically in 2021 to 2022, as staff worked towards adoption and implementation of the Kellogg Gateway Study, the Art Master Plan, and the Comprehensive Plan. The Planning and Zoning Department was looking forward to continuing to advance projects in those plans, as well as future planning updates.

October 20, 2022

PUBLIC FORUM

Ronald Keller, 7150 Ragland Road, Number 14, stated that he had concerns related to the planning on the Anderson High School property. He felt the Board needed to be open and honest with that recurring issue to keep the trust of the community and to avoid any uncertainty. He hoped the Board could stay opened and transparent related to that issue.

TRUSTEE COMMENTS

Mrs. Stone thanked Mr. Keller for his comments and encouraged him to speak with the Forest Hills Board of Education who were responsible for all governmental activities, decisions, and policymaking related to any proposal involving the schools and school property. The Township could not intervene in such matters. She announced that Beech Acres was leaving the Township after 73 years. They had been a great asset to the community and would be greatly missed. She also announced that Anderson Senior Center was having an open house on November 5, 2022, from 10 a.m. to 1 p.m.

Mrs. Lausten thanked Mr. Keller for his comments. She also thanked Mrs. Earhart for the letter to the community addressing the concerns of parents and students regarding the proposed consolidation of Anderson and Turpin High Schools. She reiterated that the Townships role was transparency.

Mr. Gerth stated that the Board could not be anymore open and honest than they had been and knew nothing regarding the Anderson High School site. They had meetings months ago with the potential developer who laid out the plans and have not heard anything since that time. There had not been any meetings with the School District, Board, or Administration. The Trustees had no idea what was going on and were not in charge of the plans of the School District.

FISCAL OFFICER

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

Appropriation Changes –

Resolution 22-1020-01: Mrs. Lausten moved to adopt the appropriation changes as recommended by the Fiscal Officer. Mrs. Stone seconded the motion.

Appropriation Changes:

15.1100.0104 (2019 Bond Anticipation Notes) +\$5,000.00

Increase due to principal bond payment due 12/1/2022 in the amount of \$50,000 and only \$45,000.00 originally budgeted.

There was no further discussion.

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

LAW DIRECTOR

Resolution 22-1020-02: Mrs. Stone moved to adopt a resolution accepting the report of the Law Director, as Compliance Officer, provided pursuant to the Anderson Township Credit Card Account Policy (November 18, 2021) as follows; Mrs. Lausten seconded the motion:

RESOLUTION NO. 22 – 1020 – 02

RESOLUTION ACCEPTING THE 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 April 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.

October 20, 2022

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.

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

PLANNING & ZONING

Resolution Determining Existence of Nuisance on Land Owned by Clint Conn, AKA Clint J. Conn and Clinton J. Conn, or the Estate of Clinton J. Conn, or Raymond A. Conn, Trustee of the Clinton J. Trust, Located at 7081 Salem Road, in Anderson Township, and Providing for Notice and Remediation Pursuant to ORC Section 505.87 –

Resolution 22-1020-03: Mrs. Lausten moved to adopt a resolution determining existence of nuisance on land owned by Clint Conn, AKA Clint J. Conn and Clinton J. Conn, or the Estate of Clinton J. Conn, or Raymond A. Conn, Trustee of the Clinton J. Trust, located at 7081 Salem Road, in Anderson Township, and Providing for Notice and Remediation Pursuant to ORC Section 505.87 as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 22-1020-03

RESOLUTION DETERMINING EXISTENCE OF NUISANCE ON LAND OWNED BY CLINT CONN, AKA CLINT J. CONN AND CLINTON J. CONN, OR THE ESTATE OF CLINTON J. CONN, OR RAYMOND A. CONN, TRUSTEE OF THE CLINTON J. TRUST, LOCATED AT 7081 SALEM 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:

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
October 20, 2022

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.

There was no further discussion.

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

SHERIFF'S OFFICE

Liquor License Stock Transfer Request for Long Holding LLC DBA Sizzling Wok located at 8257 Beechmont Avenue –

Resolution 22-1020-04: Mrs. Stone moved not to object to a liquor license stock transfer request for Long Holding LLC DBA Sizzling Wok located at 8257 Beechmont Avenue. Mrs. Lausten seconded the motion.

October 20, 2022

There was no further discussion.

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

PUBLIC WORKS DEPARTMENT

2022 Hamilton County/Township Snow Plow Road-ee – **Mr. Luginbuhl** announced that the Hamilton County Road Superintendents had a kick off to the snow season with a training session called the “Snow Plow Roadeo”. Thirty-Eight drivers from across the County participated in the training, which helps snowplow drivers prepare for the upcoming winter. The Township had four drivers that participated in the event.

Resolution Declaring an Emergency for Snow Removal on Unaccepted Roads –

Resolution 22-1020-05: Mrs. Lausten moved to adopt a resolution declaring an emergency for snow removal on unaccepted roads as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 22-1020-05

**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.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
October 20, 2022

SECTION 4. The Board may exercise the emergency powers described herein for a period commencing on November 1, 2022, and terminating on May 1, 2023, 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.

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.

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

Request to Hire Temporary Seasonal Workers for Public Works Department –

Resolution 22-1020-06: Mrs. Stone moved to authorize an amount not to exceed \$40,000.00 from the Road and Bridge Fund for seasonal temporary employees for the Public Works Department from January 1, 2023 through December 31, 2023. Mrs. Lausten seconded the motion.

There was no further discussion.

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

FIRE & RESCUE DEPARTMENT

Resolution Authorizing the Purchase of RQI Training Services and the Execution and Delivery of a Masters Services Agreement in Connection Therewith –

Resolution 22-1020-07: Mrs. Lausten moved to authorize the purchase of RQI Training Services and the execution and delivery of a Master Services Agreement in connection therewith as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 22-1020-07

AUTHORIZING THE PURCHASE OF RQI TRAINING SERVICES AND THE EXECUTION AND DELIVERY OF A MASTER SERVICES AGREEMENT IN CONNECTION THEREWITH

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 (a) to purchase certain resuscitation quality improvement ("RQI") training services ("Services") from RQI Partners, LLC ("RQIP"), a Delaware limited liability company, and (b) to enter into that certain Resuscitation Quality Improvement Program Master Services Agreement (the "Master Agreement") with RQIP in connection with said Services; RQIP being a partnership between the American Heart Association and Laerdal Medical, established to sell, service and support the RQI Program for customers.

Section 2. That the maximum amount to be paid as the purchase price for the Services shall not exceed \$15,000.00 for a period of twelve months, which funds are hereby authorized and appropriated by this Board for such purpose.

Section 3. That the Township Administrator is hereby authorized to execute and deliver the Master Agreement with RQIP in substantially the form presented to this Board with such changes thereto as she shall determine, after consultation with the Law Director, are not disadvantageous to the Township, her execution of the Master Agreement evidencing such determination.

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.

There was no further discussion.

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

TOWNSHIP ADMINISTRATOR

October 20, 2022

Resolution Authorizing the Purchase of Copier Equipment and Certain Managed Print and Maintenance Services –

Resolution 22-1020-08: Mrs. Stone moved to adopt a resolution authorizing the purchase of copier equipment and certain managed print and maintenance services as follows; Mrs. Lausten seconded the motion:

RESOLUTION NO. 22-1020-08

**AUTHORIZING THE PURCHASE OF COPIER EQUIPMENT AND CERTAIN
MANAGED PRINT AND MAINTENANCE SERVICES**

WHEREAS, it is hereby deemed necessary to acquire certain new Xerox equipment described on the attached Sales Order to be installed in Anderson Township Fire Station #6, from Comdoc, Inc., located in North Canton, Ohio (“Comdoc”), together with those managed print services and maintenance services described in the Comdoc documents presented to this Board;

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) one new Xerox copier (C8145H2) (“Equipment”), and (b) an annual managed print services and maintenance agreement per the related twelve month Comdoc agreement before this Board.

Section 2. That the maximum amount to be paid as the purchase price for the Equipment is \$6,000.00 and for the managed print services is plus \$0.01370 per black and white impression and \$0.08695 per color impression for a period of twelve months, for a total authorization not to exceed \$7,200, which funds for the Equipment and the Managed Print Services and Maintenance Agreement 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 related documents, after review by the Law Director, to effectuate the purchase of the aforesaid Equipment and Managed Print Services and Maintenance Services 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.

There was no further discussion.

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

Resolution Authorizing the Purchase and Use of an Employee Dishonesty and Faithful Performance of Duty Policy –

Resolution 22-1020-09: Mrs. Stone moved to adopt a resolution authorizing the purchase and use of an Employee Dishonesty and Faithful Performance of Duty Policy as follows; Mrs. Lausten seconded the motion:

RESOLUTION NO. 22-1020-09

RESOLUTION AUTHORIZING THE PURCHASE AND USE OF AN EMPLOYEE DISHONESTY AND FAITHFUL PERFORMANCE OF DUTY POLICY

WHEREAS, Anderson Township (County of Hamilton), Ohio (the “Township”) is a member of the Ohio Township Association Risk Management Authority (“OTARMA”), a political subdivision risk pool established pursuant to Ohio Revised Code (“ORC”) Section 2744.081; and

WHEREAS, in accordance with ORC Section 3.061, townships, by resolution, may adopt a policy to allow for the use of an employee dishonesty and faithful performance of duty policy, rather than a surety bond that otherwise would be required by law to be given by any of the following: the political subdivision, an officer, employee or appointee of the political subdivision, or any other entity or individual, if the entity or individual is required by law to give a surety bond to the political subdivision, or any other entity or individual as determined by the political subdivision; and

WHEREAS, any officer, employee, or appointee otherwise required by law to maintain an individual surety bond to qualify for the office or employment before entering upon the discharge of duties imposed by the office or employment shall, before entering upon the discharge of duties imposed by the office or employment, either give the individual surety bond or be covered under an employee dishonesty and faithful performance of duty policy that is in effect and becomes applicable to the officer, employee, or appointee upon the beginning of the individual’s term of office or employment; and

WHEREAS, any officer, employee, or appointee otherwise required by law to maintain an individual surety bond to continue being entitled to discharge the duties of the office or employment, may, during the individual’s term of term or employment, become covered under an employee dishonesty and faithful performance of duty policy; and

WHEREAS, if a political subdivision adopts a policy as authorized under ORC Section 3.061, all of the following shall apply:

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

October 20, 2022

1. An officer, employee, or appointee otherwise required by law to give an individual surety bond shall not commence or continue the discharge of duties until coverage is documented as required by this Board. A lack of coverage on the date on which the discharge of duties are commenced or continued by the individual shall render the office vacant and it shall be filled as required by law.

2. An officer, employee, or appointee shall be considered qualified to hold the office or employment, without giving a surety bond, on the date the oath of office is taken, certified, and filed as required by law.

3. An officer, employee, or appointee who becomes covered under an employee dishonesty and faithful performance of duty policy during an individual's term or employment and who remains covered under the employee dishonesty and faithful performance of duty policy for the duration of the individual's term or employment shall be considered qualified to hold office or employment, without maintaining bond for the duration of the individual's term or employment as required by law.

4. Notwithstanding ORC Section 3.30 or any other section of the ORC that provides an office or employment is vacated upon failure to file bond, the officer, employee, or appointee shall be entitled to enter upon the duties of the office or employment when the policy is in effect and the oath of office is filed.

5. All officers, employees, or appointees who would otherwise be required to file a bond before commencing the discharge of duties shall be covered by and are subject to the employee dishonesty and faithful performance of duty policy instead of a surety bond requirement.

6. The coverage amount for an officer, employee, or appointee under an employee dishonesty and faithful performance of duty policy shall be equal to or greater than the maximum amount of the bond otherwise required by law. If no amount, or only a minimum amount, of coverage is specified in law for a particular officer, employee, or appointee, the amount of coverage shall be an amount agreed upon by the Board or the authority otherwise designated by law to determine the amount of the bond; and

WHEREAS, elected officials, prior to taking the oath of office and holding office, shall obtain approval of their intent to use the Township's OTARMA coverage agreement and shall confirm that the Township's dishonesty and faithful performance of duty coverage complies with ORC Section 3.061; and said approval may be obtained by the Township administration, who shall advise elected officials that said coverage will be extended to them as of a date certain; and

WHEREAS, OTARMA has represented to the Township, that the Township's "employee dishonesty and faithful performance of duty policy" provided through OTARMA complies with ORC Section 3.061; 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:

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

October 20, 2022

SECTION 1. That this Board hereby determines that it is the best interest of the Township to authorize, and this Board hereby authorizes, the purchase by the Township of an "employee dishonesty and faithful performance of duty policy" through OTARMA. This Board further authorizes the use of said policy by Township employees, officers and appointees otherwise required to acquire before entering upon the discharge of duties, or to maintain during the continuance of their terms or employment, a surety bond.

SECTION 2. Monies required to provide the employee dishonesty and faithful performance of duty coverage are hereby authorized and are hereby appropriated in the amount of \$660.00.

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

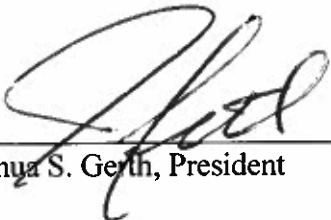
SECTION 4. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were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

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

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting January 19, 2023.



Joshua S. Gerth, President



Kenneth G. Dietz, Fiscal Officer

October 20, 2022

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 October 2022, and that said minutes have been duly entered upon the Journal of said Township.

This 19th day of January, 2023.



Kenneth G. Dietz, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

November 3, 2022

The Board of Township Trustees of Anderson Township ("Board") held its regular Interim Workshop Meeting on November 3, 2022, at 2:00 p.m., in the Large Conference Room at Anderson Center. 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, Assistant Township Administrator for Operations Steve Sievers, Assistant Township Administrator for Human Resources Suzanne Parker, Planning & Zoning Director Paul Drury, Fire Chief Rick Martin, Hamilton County Sheriff's District 5 Lt. Dan McElroy, Law Director Margaret Comey, Administrative Assistant Molly Mohrfield, and Fiscal Office Clerk Libby McNulty.

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

There was no further discussion.

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

TRUSTEES/FISCAL OFFICER

Mr. Dietz was pleased to announce that the second pay using Paycor was a success.

DISCUSSION ITEMS

Kellogg Gateway Update – **Mr. Drury** announced that the Kleingers Group was able to reduce the cost of the Kellogg Gateway Plan by almost \$1,000,000. **Mrs. Lausten** stated that she appreciated the effort to reduce the cost. **Mrs. Earhart** stated that the Kellogg Gateway Artist Selection Committee was comprised of herself, Dee Stone, Paul Drury, Sarah Donovan, Susan Wheatley, Brendan Cloutier, Natalie Kunes, Joell Angel-Chumbley with the City of Cincinnati, and Amanda Golden from Designing Local. They conducted interviews with four potential artists. The committee selected NK Design who presented a collection of patterned leaf sculptures. The leaves contained LED lighting which could be programmed to change colors but due to the cost the decision was made to keep them stagnant. The I-275 underpass LED lighting could still be programed to change colors. **Mrs. Lausten** stated that she was in favor of keeping the leaves stagnant due to cost and concern that changing the lighting to recognize major cause awareness months could lead to one or more causes being overlooked. **Mrs. Earhart** replied that there would be very strict guidelines on color selections for the underpass.

She explained that the artist would be paid \$35,000 initially for the design and materials. Fabrication of the piece would not begin until ODOT approval was received. If ODOT did not approve the Township would still own the artwork and an alternate location would be chosen.

November 3, 2022

Mr. Drury pointed out that the art did fall within the requirements of ODOT sizing. **Mrs. Stone** wanted to ensure that the budget NK Design presented covered the entire cost for the artwork from production to installation. **Mrs. Earhart** stated the cost presented to the Board included everything.

Resolution 22-1103-01: **Mrs. Stone** moved to authorize the Township Administrator to enter into a contract with NK Design for design, fabrication, and installation of the “Triptych Moire Leaves” public art sculpture as part of the Kellogg Gateway Improvements in an amount not to exceed \$100,000 in 1994 TIF Funds which has already been appropriated for this purpose. **Mrs. Lausten** seconded the motion.

There was no further discussion.

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

Elstun Road – LMST Direction – **Mr. Sievers** explained that there had been significant interest to connect the Township to the recently completed Little Miami Scenic Trail connection across the Little Miami River and tying it into the Lunken Airport Trail and the Ohio River Trail to downtown due in part to the redeveloping Skytop site. There are two phases of this project.

Phase 1 was from Spindlehill Drive to the METRO stop on Beechmont Avenue. In 2021 staff applied for a SORTA transit grant to assist in funding the project. The grant was approved with a compressed timeline for construction to be completed by the summer of 2023. Resolution 21-0617-02 authorized this application for \$340,524.00 in construction funding with matching Township 1994 TIF Funds of up to \$34,052.41 towards construction. The Board subsequently authorized engineering for this segment of the project in an amount not to exceed \$61,620 through Resolution 22-0421-08. Therefore, staff would be seeking authorization to go to bid at the November 17th Board Meeting.

Phase 2 was from Spindlehill Drive to the Little Miami Scenic Trail. Unfortunately, anticipated construction costs, despite the assistance from ODOT with engineering and the SORTA grant, had greatly increased. The request moving forward would be to amend Resolution 20-0521-05 to authorize additional construction from the 1994 TIF Funds, estimated at this time to be \$750,000. This would enable ODOT design work, and Township right of way activities to continue and staff to enter into a preliminary agreement with ODOT. There was a possibility that much of the \$250,000 previously authorized for design may not be expended, so that could be utilized to help reduce the additional construction cost. He also pointed out that with the 49%, 15-Year, CRA tax abatement, the redevelopment of the Skytop site would provide a boost in revenue from what had been generated from that site in the past. **Mrs. Stone** asked if the City of Cincinnati was contributing towards the funding of this project since a section of the trail ran through their property. **Mr. Sievers** replied that the City was funding the next section of the trail up the hill to Ranchvale Drive along Beechmont. The plan was to eliminate the bike lane and construct a new trail. He also pointed out that the Township did not contribute to the Beechmont Bridge Connector, part of the Little Miami Scenic Trail. The Township’s portion of that funding

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

November 3, 2022

would have been approximately \$10,000,000 which now could be rechanneled. The section of trail going through the city would be built on permit and the Township would maintain it.

Ayers Road Improvements – **Mr. Sievers** explained that staff would be requesting to go out to bid on Ayers Road roadway improvements. Currently staff was in talks with Coldstream Country Club and Coldstream Estates Development LLC (Zicka) regarding proceeding with proposed improvements. The 1994 TIF funds would be used to fund the improvements. **Mrs. Stone** asked what the cost would be. **Mr. Sievers** responded \$1,100,000. Staff was currently working through obtaining easements, if the Board was supportive of moving forward, a letter would be sent to all the surrounding property owners to advise them that there would be a significant impact during construction with regard to access. **Mrs. Stone** asked if staff anticipated any issues with Coldstream Country Club. **Mr. Sievers** replied that he had a good conversation with one of their attorneys and he did not anticipate any issues. **Mr. Drury** added that staff also meet with the General Manager of Coldstream Country Club, and she had no issues.

Rambling Hills Sidewalks – **Mr. Sievers** explained that since it would not be possible to identify an alignment to advance construction of the Paddison Road sidewalk from Woodridge north to Bluecrest, staff began researching alternative options. The ability to make a pedestrian connection, using Rambling Hills and Topaz provided an opportunity to also address concerns/requests for a sidewalk on the roadway. The current cost estimate for the project would be approximately \$300,000, which was still a considerable cost savings compared to Paddison Road. Most of the funding for this project was in existing purchase orders from last year

Request to Begin Process to Establish Towne Center Way TIF – **Mrs. Earhart** announced that the process had begun regarding the notification to the Forest Hills School District (FHSD) that the Board intended to consider a Tax Increment Financing (TIF) district to be known as the Towne Center Way TIF. This would be in relation to the Vantage at Anderson Towne Center project. The proposed TIF resolution would hold the FHSD harmless. Since there was an existing CRA only a 25% of the TIF would be collected for the first 15 years, thereafter the full amount would then be collected. The action before the Board would start the process of notification to the FHSD. She had spoken with Alana Cropper, FHSD Treasurer and she did not anticipate any issues with the Board of Education considering the request at their November 16th meeting. If approved, a resolution would then come before the Board of Trustees on November 17th for finalization. This would allow for the improvement value be collected by the Hamilton County Auditor next year.

Mrs. Stone asked if the newly elected Board of Education understood the TIF process. **Mrs. Earhart** was unsure. A yearly TIF report was provided to the FHSD. The report showed all the TIF's that were in place, what those dollars were used for, and that the FHSD was held harmless. **Mrs. Stone** wanted to ensure that the new Board of Education understood that they would be receiving revenue on a parcel that they were not receiving on in the past due to this new development. **Mrs. Earhart** hoped that Ms. Cropper and Superintendent Larry Hook with the FHSD had shared that information with the Board of Education. She was pleased that Ms. Cropper announced at their last Board Meeting that the district had received a check for

November 3, 2022

\$8,000,000 in TIF revenue from the Township. That had not been fully explained in the past. She had asked Ms. Cropper if she would continue pointing out publicly the amount of TIF revenue the FHSD receives from the Township as some residents did not understand the hold harmless aspect. Mr. Dietz was working on a report that showed how the FHSD TIF revenue had increased over the years.

Mr. Dietz pointed out that their TIF revenue was going up approximately a \$1,000,000 a year. The \$8,000,000 the FHSD just received was for the second half taxes. They received \$7,000,000 in the first half. **Mr. Sievers** stated that the TIF revenue was going up and the enrollment numbers were going down. They were getting more money to educate less kids. **Mrs. Stone** pointed out that the Trustees intentionally choose developments that would not bring in more children. **Mrs. Lausten** felt that a lot of the communication that was occurring was more on the informal level. The upcoming "Trustee Talk" would provide a platform to assist in education of the public to show how the Township efforts reach the FHSD. She believed that the message was getting crossed, and the Township was going to have to point out all that had been done and would continue to be done as opposed to being on the defensive end. She did not feel that the residents really understood the full picture. **Mrs. Earhart** stated that she would like to give Mr. Hook an opportunity to present the full picture. **Mrs. Stone** suggested that Mrs. Earhart call Mr. Hook and have that conversation. **Mrs. Earhart** stated that she would reach out to him to set up a meeting. She also pointed out negotiations for the Sheriff's contract would be taking place next year and the recommendation was that the FHSD add two more School Resource Officers (SRO). They currently have only one, which the Township pays for along with the vehicle. The Sheriff's recommendation was that a minimum of two more SRO's. **Mrs. Lausten** did not believe the community knew the Township was funding the SRO. The FHSD needed to be transparent in letting residents know that the Township was currently funding the SRO and two additional officers were needed. **Mrs. Stone** asked who funded the SRO in other communities. **Mrs. Earhart** replied that when she inquired several years ago the bulk of the communities split the cost between the township and the school district. The school district paid for the SRO nine months out of the year, and the township paid for three months. What she would like to propose was that the Township continue to fund the one SRO and have the FHSD fund the salaries and benefits of the two new recommended SRO's. Rather than having the Township pay for three months of their salary the Township could purchase the two sheriff cruisers with TIF dollars. **Mrs. Stone** and **Mrs. Lausten** agreed.

Mr. 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**, absent; **Mrs. Stone**, yes; **Mrs. Lausten**, yes.

Mrs. Stone moved to return from executive session. **Mrs. Lausten** seconded the motion.

There was no further discussion.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

November 3, 2022

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

Resolution No. 22-1103-02: Mrs. Lausten moved to amend the Employee Handbook as follows; Mrs. Stone seconded the motion.

A. Holidays

The Ohio Revised Code recognizes the following days as *paid holidays*:

New Year's Day	Labor Day
Martin Luther King Day	Columbus Day
Washington-Lincoln (President's) Day	Veterans' Day
Memorial Day	Thanksgiving Day
Juneteenth	Christmas Day
Independence Day	

In addition to those outlined by the Ohio Revised Code, the Board recognizes the following days as *paid holidays*:

Good Friday, 1/2 Day
Day after Thanksgiving
Christmas Eve, 1/2 Day
New Year's Eve, 1/2 Day

There was no further discussion.

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

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of January 19, 2023.



R. Dee Stone, Vice 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 3rd day of November 2022, and that said minutes have been duly entered upon the Journal of said Township.

This 19th day of January, 2023.



Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

November 17, 2022

The Board of Township Trustees of Anderson Township ("Board") held its regular monthly meeting on November 17, 2022, at 5:00 p.m., in Anderson Center Board Room. Present were the following Board members:

Joshua S. Gerth
R. Dee Stone
Lexi Lausten

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.

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), and to consider the purchase of property for public purposes as permitted by Ohio Revised Code Section 121.22(G)(2). Mrs. Stone seconded the motion.

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

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

Mr. Gerth 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, Fire Chief Rick Martin, Hamilton County Sheriff's District 5 Lt. Dan McElroy, Law Director Margaret Comey, and Fiscal Office Clerk Libby McNulty. He asked them to join him in the Pledge of Allegiance.

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

There was no further discussion.

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

PRESENTATIONS AND RECOGNITIONS

Oath of Office for Firefighter/Paramedics – **Chief Martin** introduced new firefighter/paramedic's Joseph A. Buttacavoli, Ethan M. Roell, and Tyler S. Mirick. **Mr. Dietz** administered the oath of office to these individuals.

PUBLIC FORUM

Mr. Gerth invited members of the audience to address the Board. No one came forward.

FISCAL OFFICER

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
November 17, 2022

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

Minutes –

Resolution 22-1117-01: Mrs. Lausten moved to approve the minutes of August 18, 2022; September 1, 2022; and September 8, 2022; with minor corrections. Mrs. Stone seconded the motion.

There was no further discussion.

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

LAW DIRECTOR

Mrs. Comey had nothing requiring Board action.

PLANNING & ZONING

Mr. Drury had nothing requiring Board action.

SHERIFF'S OFFICE

Lt. McElroy had nothing requiring Board action.

PUBLIC WORKS DEPARTMENT

Mr. Luginbuhl had nothing requiring Board action.

FIRE & RESCUE

Chief Martin had nothing requiring Board action.

TOWNSHIP ADMINISTRATION

2023 Landscape Maintenance Contract –

Resolution 22-1117-02: Mrs. Stone 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 \$290,625.00, together with a 10% contingency for a maximum appropriation of \$319,688.00; 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 2023 Mowing Contract LS-1 and Landscape Maintenance Contract LS-2. Mrs. Lausten seconded the motion.

There was no further discussion.

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

Communications Consultant Services for 2023 –

Resolution 22-1117-03: Mrs. Lausten 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 2023. Mrs. Stone seconded the motion.

There was no further discussion.

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

Resolution Approving ODOT Project for the Extension of the Little Miami Scenic Trail East to S.R. 125 and Elstun Road and Approving and Authorizing an LPA Federal ODOT-Let Project Agreement With Respect Thereto –

Resolution 22-1147-04: Mrs. Stone moved to adopt a resolution approving ODOT project for the extension of the Little Miami Scenic Trail East to S.R. 125 and Elstun Road and approving and authorizing and LPA Federal ODOT-LET Project agreement with respect thereto as follows; Mrs. Lausten seconded the motion:

RESOLUTION NO. 22-1117-04

APPROVING ODOT PROJECT FOR THE EXTENSION OF THE LITTLE MIAMI SCENIC TRAIL EAST TO S.R. 125 AND ELSTUN ROAD AND APPROVING AND AUTHORIZING AN LPA FEDERAL ODOT-LET PROJECT AGREEMENT WITH RESPECT THERETO

WHEREAS, the Board of Township Trustees of Anderson Township, County of Hamilton, State of Ohio has determined the need for the ODOT-LET Project known as HAM LMST Ext to Elstun (PID 113602), which will extend the Little Miami Scenic Trail east to the intersection of SR-125 and Elstun Road, in the Township (the “LMST Extension Project”);

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 hereby determines the public need for the LMST Extension Project and hereby determines that it is in the public interest to work with the Ohio Department of Transportation (“ODOT”) to undertake and complete the LMST Extension Project.

Section 2. This Board shall cooperate with, and hereby gives its consent to, the Director of Transportation to undertake and complete the LMST Extension Project as described more fully in the LPA Federal ODOT-Let Project Agreement (Agreement No. 38287) (the “LPA Agreement”), the form of which is attached hereto as Exhibit A and by this reference is incorporated herein. The

November 17, 2022

form of Agreement is hereby approved. Pursuant to the Agreement, (a) ODOT will pay eligible LMST Extension Project items of expense in accordance with the cost-sharing provisions of the Agreement in the amount of 55% of eligible construction costs, up to a maximum of \$750,000 in Federal OKI Transportation funds on a reimbursement basis; (b) the Township agrees to participate in the cost of the LMST Extension Project and agrees to be responsible for 100% of the non-state and/or non-federal share of the costs of the LMST Extension Project, including 100% of locally-funded work plus all cost overruns and contractor claims in excess of the maximum stated in (a) above. The Township further agrees to pay 100% of the cost of those features requested by the Township which are determined by the State and Federal Highway Administration to be not integral to the Project. The Township further agrees that change orders and extra work contracts required to fulfill the construction contracts related to the LMST Extension Project shall be processed as needed. The State shall not approve a change order or extra work contract until it first gives notice, in writing, to the Township. The Township shall contribute its share of the cost of these items in accordance with other sections herein. The Township further agrees to pay 100% of the cost to install and/or repair curb ramps at all necessary intersections to ensure compliance with the Americans with Disabilities Act. The Township agrees that if Federal Funds are used to pay the cost of any consultant contract, the Township shall comply with 23 CFR 172 in the selection of its consultant and administration of the consultant contract. Further the Township agrees to incorporate ODOT's "Specifications for Consulting Services" as a contract document in all of its consultant contracts. The Township agrees to require, as a scope of services clause, that all plans prepared by the consultant must conform to ODOT's current design standards and that the consultant shall be responsible for ongoing consultant involvement during the construction phase of the Project. The Township agrees to include a completion schedule acceptable to ODOT and to assist ODOT in rating the consultant's performance through ODOT's Consultant Evaluation System.

Section 3. The Township hereby agrees to enter into and execute contracts with the Director of Transportation which are necessary to develop plans for and to complete the LMST Extension Project; and to execute contracts with ODOT pre-qualified consultants for the preliminary engineering phase of the LMST Extension Project. The Township Administrator is hereby authorized to execute the Agreement substantially in the form before this Board with such changes thereto as she may determine, after consultation with the Law Director, are not disadvantageous to the Township, such determination being conclusively evidenced by her execution of the Agreement. In addition, the Township Administrator is hereby authorized to execute any other document she deems necessary and appropriate in connection with the Agreement and the LMST Extension Project, including without limitation documents to affect the assignment of all rights, title, and interests of the Township to ODOT arising from any agreement with its consultant in order to allow ODOT to direct additional or corrective work, recover damages due to errors or omissions, and to exercise all other contractual rights and remedies afforded by law or equity.

November 17, 2022

Section 4. The Township agrees that all right-of-way required for the LMST Extension Project will be acquired and made available in accordance with current State and Federal regulations. The Township understands that right-of-way costs include eligible utility costs. The Township agrees that all utility accommodation, relocation and reimbursement will comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

Section 5. Upon completion of the LMST Extension Project, and unless otherwise agreed, the Township shall: (1) provide adequate maintenance for the Project in accordance with all applicable State and Federal law, including, but not limited to, Title 23, U.S.C., Section 116; (2) provide ample financial provision, as necessary, for the maintenance of the Project; (3) maintain the right-of-way, keeping it free of obstructions; and (4) hold said right-of-way inviolate for public highway purposes.

Section 6. This Resolution shall take effect and be in force immediately upon its passage and approval.

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 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.

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

Resolution 22-1117-05: Mrs. Lausten moved to authorize bid preparation and advertisement for the Elstun sidewalk project, with 90% of construction funding provided by SORTA Grant.

Mrs. Stone seconded the motion.

There was no further discussion.

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

Request to Prepare Bids and Advertise for the Ayers Road Improvement Project –

Resolution 22-1117-06: Mrs. Stone moved to authorize bid preparation and advertisement for the Ayers Road Improvement project. Mrs. Lausten seconded the motion.

There was no further discussion.

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

Request to Prepare Bids and Advertise for the Rambling Hills Sidewalk Project –

Resolution 22-1117-07: Mrs. Lausten moved to authorize bid preparation and advertisement for the Rambling Hills sidewalk project. Mrs. Stone seconded the motion.

There was no further discussion.

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

Coalition of Large Ohio Urban Township Membership –

Resolution 22-1117-08: Mrs. Stone moved to authorize membership in the Coalition of Large Ohio Urban Townships, a sub-committee of the Ohio Township Association, for the year 2023 in an amount not to exceed \$200. Mrs. Lausten seconded the motion.

There was no further discussion.

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

Towne Center Way TIF –

Resolution 22-1117-09: Mrs. Lausten moved to adopt a resolution creating a TIF area pursuant to Sections 5709.73(B) and 5709.73(D) of the Ohio Revised Code, declaring the improvement of the parcel of real property located within the TIF Area to be a public purpose, exempting from real property taxation 100% of that improvement, requiring the owner(s) of the parcel to make service payments in lieu of taxes, providing for the distribution of a portion of those service payments to the Forest Hills Local School District and the Great Oaks Institute of Technology and Career Center Joint Vocational School District, establishing a Township public improvement tax increment equivalent fund for the deposit of the remainder of those service payments, specifying the public infrastructure improvements to be made that directly benefit the parcel, and approving and authorizing the execution of a revenue sharing agreement with the Forest Hills Local School District as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 22-1117-09

A RESOLUTION CREATING A TIF AREA PURSUANT TO SECTIONS 5709.73(B) AND 5709.73(D) OF THE OHIO REVISED CODE, DECLARING

November 17, 2022

THE IMPROVEMENT TO THE PARCEL OF REAL PROPERTY LOCATED WITHIN THE TIF AREA TO BE A PUBLIC PURPOSE, EXEMPTING FROM REAL PROPERTY TAXATION 100% OF THAT IMPROVEMENT, REQUIRING THE OWNER(S) OF THE PARCEL TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES, PROVIDING FOR THE DISTRIBUTION OF A PORTION OF THOSE SERVICE PAYMENTS TO THE FOREST HILLS LOCAL SCHOOL DISTRICT AND THE GREAT OAKS INSTITUTE OF TECHNOLOGY AND CAREER CENTER JOINT VOCATIONAL SCHOOL DISTRICT, ESTABLISHING A TOWNSHIP PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF THE REMAINDER OF THOSE SERVICE PAYMENTS, SPECIFYING THE PUBLIC INFRASTRUCTURE IMPROVEMENTS TO BE MADE THAT DIRECTLY BENEFIT THE PARCEL, AND APPROVING AND AUTHORIZING THE EXECUTION OF A REVENUE SHARING AGREEMENT WITH THE FOREST HILLS LOCAL SCHOOL DISTRICT.

WHEREAS, Sections 5709.73, 5709.74 and 5709.75 of the Ohio Revised Code (collectively, the “*TIF Statutes*”) authorize a board of township trustees, by resolution, to declare the improvement to each parcel of real property located within the township to be a public purpose and exempt from taxation, require the owner of each parcel to make service payments in lieu of taxes, provide for the distribution of the applicable portion of such service payments to the city, local or exempted village school district and the applicable joint vocational school district, establish a township public improvement tax increment equivalent fund for the deposit of the remainder of such service payments and specify public infrastructure improvements made, to be made or in the process of being made that directly benefit, or that once made will directly benefit, those parcels; and

WHEREAS, the parcel of real property identified and depicted in Exhibit A attached hereto (as now or hereafter configured on the tax list and duplicate for Hamilton County, Ohio, the “*Parcels*” and individually, each a “*Parcel*”) is located Anderson Township (County of Hamilton), Ohio (the “*Township*”), and this Board of Township Trustees (the “*Board*”) has determined to declare the Improvements (as defined in Section 1 of this Resolution) to the Parcel to be a public purpose; and

WHEREAS, this Board has determined that it is necessary and appropriate and in the best interest of the Township to exempt from taxation one hundred percent (100%) of the Improvements to the Parcel as permitted and provided in Section 5709.73(B) of the Ohio Revised Code for up to thirty (30) years (the “*TIF Exemption*”) and to simultaneously direct and require the current and future owner(s) of the Parcel or Parcels (each such owner individually, the “*Owner*,” and collectively, the “*Owners*”) to make annual Service Payments (as defined in Section 2 of this Resolution) with respect to the Parcels in lieu of the real property tax payments, and in the same amount as each would have made real property tax payments except for the exemption provided by this Resolution; and

November 17, 2022

WHEREAS, the Township has determined to pay a portion of the Service Payments with respect to the Parcel to the Forest Hills Local School District (the “*FHLSD*”); and

WHEREAS, pursuant to Section 5709.73 of the Ohio Revised Code, the Township will compensate Great Oaks Institute of Technology and Career Center Joint Vocational School District (the “*JVSD*” and together with the FHLSD, the “*School Districts*”) at the same respective rate and under the same terms received by FHLSD, meaning that the Township will compensate the JVSD at the same percentage rate of the amount of taxes that the JVSD would have received had the Improvements to the Parcel not been exempted from property taxes; and

WHEREAS, pursuant to Section 5709.75(A) of the Ohio Revised Code, this Board has determined to establish a township public improvement tax increment equivalent fund for the Parcel, into which there shall be deposited the Service Payments generated by the Parcel and distributed to the Township; and

WHEREAS, this Board has determined to provide for the construction of the public infrastructure improvements described in Exhibit B attached hereto (the “*Public Infrastructure Improvements*”), which are necessary for the development of and, once made, will directly benefit the Parcel; and

WHEREAS, notice of consideration of this Resolution has been delivered to the respective Boards of Education of FHLSD and the JVSD in accordance with and within the time periods prescribed in Sections 5709.73 and 5709.83 of the Ohio Revised Code; and

WHEREAS, the Board of Education of FHLSD has passed a resolution wherein it waived any notice requirements of Sections 5709.73 and 5709.83 of the Ohio Revised Code with respect to the passage of this Resolution;

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

SECTION 1. Authorization of Tax Exemption. Pursuant to and in accordance with the provisions of Section 5709.73(B) and Section 5709.73(D) of the Ohio Revised Code, this Board hereby finds and determines that one hundred percent (100%) of the increase in assessed value of the Parcel subsequent to the effective date of this Resolution (which increase in assessed value is hereinafter referred to as the “*Improvement*” or “*Improvements*” as defined in Section 5709.73(A) of the Ohio Revised Code) is hereby declared to be a public purpose and the Improvements shall be exempt from taxation for a period commencing with the first tax year that begins after the effective date of this Resolution and in which an Improvement attributable to the Parcel first appears on the tax list and duplicate of real and public utility property for the Parcel and ending on the earlier of (a) thirty (30) years after such commencement or (b) the date on which the Township can no longer require service payments in lieu of taxes for the Improvements, all in accordance with the requirements of the TIF Statutes. The aforesaid period is intended to commence with the same tax year that the CRA Exemption referenced in Section 7 hereof commences.

November 17, 2022

SECTION 2. Service Payments and Property Tax Rollback Payments. Pursuant to Section 5709.74 of the Ohio Revised Code, this Board hereby directs and requires the Owner of the Parcel to make annual Service Payments (as defined herein) in lieu of taxes with respect to the Improvements allocable thereto to the Treasurer of Hamilton County, Ohio (the “*County Treasurer*”), on or before the final dates for payment of real property taxes. Each service payment in lieu of taxes, including any penalties and interest at the then current rate established under Sections 323.121(B)(1) and 5703.47 of the Ohio Revised Code (collectively, the “*Service Payments*”), shall be charged and collected in the same manner and in the same amount as the real property taxes that would have been charged and payable against the Improvement if it were not exempt from taxation pursuant to Section 1 of this Resolution. The Service Payments, and any other payments with respect to the Improvements that are received by the County Treasurer in connection with the reduction required by Sections 319.302, 321.24, 323.152 and 323.156 of the Ohio Revised Code, as the same may be amended from time to time, or any successor provisions thereto as the same may be amended from time to time (the “*Property Tax Rollback Payments*”), shall be allocated and distributed in accordance with Section 4 of this Resolution.

SECTION 3. Tax Increment Equivalent Fund. Pursuant to Section 5709.73 of the Ohio Revised Code, this Board hereby establishes, pursuant to and in accordance with the provisions of Section 5709.75 of the Ohio Revised Code, the Towne Center Way TIF Area Public Improvement Tax Increment Equivalent Fund (the “*Fund*”). The Fund shall be maintained in the custody of the Township and shall receive all distributions to be made to the Township pursuant to Section 4 of this Resolution. Those Service Payments and Property Tax Rollback Payments received by the Township with respect to the Improvements to the Parcel and so deposited pursuant to Section 5709.74 of the Ohio Revised Code shall be used solely for the purposes authorized in the TIF Statutes or this Resolution. The Fund shall remain in existence so long as such Service Payments and Property Tax Rollback Payments are collected and used for the aforesaid purposes, after which time the Fund shall be dissolved and any surplus funds remaining therein transferred to the Township’s General Fund, all in accordance with Section 5709.75 of the Ohio Revised Code.

SECTION 4. Distribution of Funds. The County Treasurer is requested to distribute the Service Payments and the Property Tax Rollback Payments to the Township. The Township will then pay to the School Districts their respective portions of the Service Payments as provided herein.

SECTION 5. Public Infrastructure Improvements. This Board hereby designates the Public Infrastructure Improvements described in Exhibit B attached hereto, and any other public infrastructure improvements hereafter designated by resolution of this Board as public infrastructure improvements, as public infrastructure improvements made, to be made or in the process of being made by the Township that are necessary for the development of and directly benefit, or that once made will directly benefit, the Parcel.

SECTION 6. Revenue Sharing Agreement. The form of the Revenue Sharing Agreement presently on file with the Fiscal Officer of this Board is hereby approved and authorized with changes therein and amendments thereto not inconsistent with this Resolution and not substantially adverse to the Township and which shall be approved by the Township Administrator. The

Township Administrator, for and in the name of the Township, is hereby authorized to execute the Revenue Sharing Agreement in substantially that form together with any amendments thereto, provided that the approval of changes and amendments thereto by the Township Administrator, and the character of those changes and amendments as not being substantially adverse to the Township, shall be evidenced conclusively by the execution of the Revenue Sharing Agreement and any amendments by the Township Administrator.

SECTION 7. Revenue Sharing. This Board hereby determines that it will hold the School Districts harmless with respect to Service Payments generated by the Parcel and that the allocable shares of the Service Payments that the FHLSD and the JVSD, respectively, would have received from the Improvements if the Improvements were not exempt from taxation, shall be paid by the Township to the FHLSD and the JVSD on an annual basis; provided, that because the Parcel is subject to a CRA exemption approved by the Board of Education of FHLSD and granted by the Board of County Commissioners of Hamilton County, Ohio, for the first fifteen (15) years of the TIF Exemption, only twenty-five percent (25%) of the value of the Improvements subject to real property taxation will be subject to the TIF Exemption and the Owner will make Service Payments only with respect to said twenty-five percent (25%), which Service Payments will be shared with the School Districts in the same proportion that real property taxes are shared. In years 16 to 30, when the CRA exemption will no longer apply to the Parcel, the Owner will make Service Payments with respect to 100% of the value of Improvements subject to real property taxation and those Service Payments will be shared with the School Districts in the same proportion that real property taxes are shared. Provided further, that the Township intends to file the requisite documents to insure that the portion of the Improvements that comprise the "Public Improvements" leased to the Township by the Owner shall be exempt from property taxation for the term of said lease. The Public Improvements are estimated to comprise approximately 60,893 square feet and to represent ten percent (10%) of the square footage of the Improvements.

SECTION 8. Further Authorizations. This Board hereby authorizes and directs the Township Administrator or other appropriate officers of the Township to make such arrangements as are necessary and proper for collection of the Service Payments from the Owner, including the preparation and filing of any necessary exemption application(s). This Board further hereby authorizes and directs the Township Administrator or other appropriate officers of the Township to prepare and sign all agreements and instruments and to take any other actions as may be appropriate to implement this Resolution.

SECTION 9. Filings with Ohio Department of Development. Pursuant to Section 5709.73(I) of the Ohio Revised Code, the Township Administrator, or other appropriate officer of the Township, is hereby directed to deliver a copy of this Resolution to the Director of Development of the State of Ohio within fifteen (15) days after its effective date. Further, on or before March 31 of each year that the Exemption set forth in Section 1 of this Resolution remains in effect, the Township Administrator or other authorized officer of the Township shall prepare and submit to the Director of Development of the State of Ohio the status report required under Section 5709.73(I) of the Ohio Revised Code.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

November 17, 2022

SECTION 10. Preambles. The preambles shall be and shall be construed to be integral parts of this Resolution.

SECTION 11. Open Meetings. 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 committees, and that all deliberations of this Board and any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law, including Section 121.22 of the Ohio Revised Code.

SECTION 12. Effective Date. This Resolution shall be in full force and effect immediately upon its passage.

There was no further discussion.

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

Items Arising for Executive Session Discussion –

Resolution 22-1117-10: Mrs. Stone moved to authorize:

Effective November 20, 2022

- 1. An adjustment to the starting pay rate for the part-time Event Attendant and Senior Center Building Attendant positions from \$12.00/hour to \$15.00/hour, and**
- 2. Adjustments to the hourly pay rates of those employees currently in those positions, as recommended.**

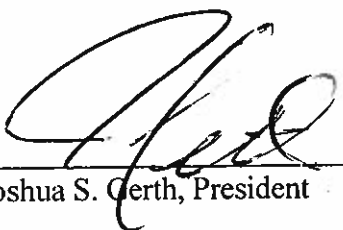
Mrs. Lausten seconded the motion.

There was no further discussion.

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

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of January 19, 2023.


Joshua S. Gerth, President


Kenneth G. Dietz, Fiscal Officer

CERTIFICATION

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

November 17, 2022

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 November 2022, and that said minutes have been duly entered upon the Journal of said Township.

This 19th day of January, 2023.



Kenneth G. Dietz
Fiscal Officer

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
December 1, 2022*

The Board of Township Trustees of Anderson Township (“Board”) held its regular Interim Workshop Meeting on December 1, 2022, at 2:00 p.m., in the Large Conference Room at Anderson Center. Present were the following Board members:

Joshua S. Gerth
R. Dee Stone
Lexi Lausten

Mr. Gerth 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, Fire Chief Rick Martin, Law Director Margaret Comey, and Administrative Assistant Molly Mohrfield.

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

There was no further discussion.

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

TRUSTEES/FISCAL OFFICER

Appropriation Changes –

Resolution 22-1201-01: Mrs. Lausten moved moved to adopt the appropriation changes as recommended by the Fiscal Officer. Mrs. Stone seconded the motion.

Appropriation Changes:

01.1100.81(Salary Administrator)	+\$8,000.00
01.1200.01(Salaries – Town Hall Bldgs/Grds)	+\$60,000
01.1100.2701 (Transfers – Planning & Zoning)	-\$68,000
04.1200.01 (Salaries Road & Bridge)	+80,000
04.1100.08 (Building & Additions)	-\$20,000
04.1100.1302 (Other Exp. – Safety/Staff Trg)	-\$2,000
04.1200.0202 (Materials – Salt)	-\$58,000

All of the above are related to payroll – amounts needed to cover payroll through year end

There was no further discussion.

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

Mr. Dietz announced that the Fiscal Office held three training sessions with the Fire and Rescue Department on Paycor. Everything went very well, and he believed it was very beneficial. The firefighter know that they can call the Fiscal Office and get the questions answered.

DISCUSSION ITEMS

Ohio River Trail – Five Mile Road to Asbury Road – **Mr. Sievers** announced that the Township received encouraging news from the Ohio Department of Transportation (ODOT) regarding the possible use of some of the existing US 52 westbound roadway payment, heading east from Five Mile Road to Asbury Road, to build a trail and barrier wall. Duke Energy has been in the process of clearing the hillside east of Asbury for a power line easement. This would help better weave a trail and drainage work between the roadway and hillside. All of these new opportunities may create a more realistic, and cost-effective, route for a bike network paralleling the river. The initial funding of the project would utilize the Ohio Riverfront TIF.

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

There was no further discussion.

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


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

There was no further discussion.

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

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of January 19, 2023.


R. Dee Stone, Vice 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

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

December 1, 2022

meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 1st day of December 2022, and that said minutes have been duly entered upon the Journal of said Township.

This 19th day of January, 2023.



Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
December 15, 2022

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on December 15, 2022, at 5:30 p.m., in Anderson Center Board Room. Present were the following Board members:

Joshua S. Gerth
R. Dee Stone

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.

Mr. Gerth called the meeting to order and 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 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 seconded the motion. Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Stone, yes; Mrs. Lausten, absent.

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

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

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

There was no further discussion.

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

PUBLIC HEARINGS

Mr. Gerth opened the public hearing for Case 3-2022 Anderson Zone Change (Nagel Village Phase 2)

Case 3-2022 Anderson Zone Change (Nagel Village Phase 2) – **Mr. Drury** stated that the was a zone change request from “B” Single Family Residence to “DD” Planned Multiple Family Residence for the property located at 1349 Nagel Road. The applicant was proposing to construct two duplex units, a total of four living units, with a net area of 0.43 acre, and a density of 9.23 units per acre, with a 0.0619 acre of open space. The tract size was 0.5025 acres. The frontage

was approximately 75' on Nagel Road. The topography was relatively flat. The surrounding property to the north and west was "DD" Planned Multi Family Residence and to the south and east "B" Residence. He stated that there was currently a single-family residence located on the property, with accessory structures. Nagel Village was currently under construction for 6 duplex units and 1 single family, for a total of 13 units. The proposed Phase 2 would utilize the same private drive as Phase 1, Nagel Village Drive, with an entrance off Nagel Road.

This zone change was approved by the Trustees on February 18, 2021. Hamilton County Regional Planning Commission held a public hearing on November 3, 2022, and recommended approval with conditions. The Anderson Township Zoning Commission held a public hearing on November 21, 2022, and also recommended approval with conditions.

Mr. Gerth asked if anyone would like to comment on Case 3-2022 Anderson Zone Change (Nagel Village Phase 2).

As no one came forward **Mr. Gerth** closed the public hearing.

Resolution 22-1215-01: Mrs. Stone moved to approve and adopt a zone change from "B" Residence to "DD" Planned Multiple Family Residence for property located at 1349 Nagel Road as follows; Mr. Gerth seconded the motion:

**RESOLUTION NO. 22-1215-01
CASE 3-2022 ANDERSON
1349 NAGEL ROAD
(Book 500, Page 121, Parcel 60)**

Approving and Adopting a Zone Change from "B" Residence to "DD" Planned Multiple Family Residence for property located at 1349 Nagel Road.

WHEREAS, this Board of Township Trustees ("Board"), on December 15, 2022, has discussed Case 3-2022 Anderson, an application filed by Craig Abercrombie of Abercrombie & Associates, Inc., on behalf of Zicka Development Company LLC, and Diane Marie Morgan, property owner, requesting an amendment to the map of the Anderson Township Zoning Resolution for property located at 1349 Nagel Road (Book 500, Page 121, Parcel 60), containing 0.5025 acre, for a zone change from "B" Residence to "DD" Planned Multiple Family Residence, to construct two duplex units, a total of four living units, with a net area of 0.43 acre, and a density of 9.23 units per acre, with a 0.0619 acre of Open Space, known as Phase 2 of Nagel Village; and

WHEREAS, after allowing for public testimony and deliberating in public session, the Hamilton County Regional Planning Commission recommended approval of an application for a zone change to "DD" with conditions on November 3, 2022; and

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
December 15, 2022*

WHEREAS, after allowing for public testimony and deliberating in public session, the Anderson Township Zoning Commission recommended approval of Case 3-2022 Anderson, with conditions on November 21, 2022; and

WHEREAS, on December 15, 2022, this Board reviewed the Application, the documents and testimony pertaining thereto and the recommendations of the Hamilton County Regional Planning Commission and the action of the Anderson Township Zoning Commission;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees of Anderson Township, Hamilton County, Ohio, 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 with conditions by the Anderson Township Zoning Commission, will not be in conflict with the best interest of the Township and the public, and therefore approves the Application, with conditions, for the following reasons:

1. The proposed zone change to "DD" is consistent with the Land Use text from the 2022 Anderson Township Comprehensive Plan Update and goals from the People and Housing and Land Use and Development chapters.
2. The proposed use is compatible with the surrounding neighborhood and continues to stabilize the neighborhood by promoting transitional sizing in development, as an extension of Nagel Village Phase 1, from a large multifamily development to the single family north on Nagel Road and east on Pineterrace Drive, and office / institutional uses located south on Nagel.
3. The health and safety of the neighborhood and the Township are maintained.
4. The proposed use of the site provides an opportunity for the applicant to realize a reasonable profit (not necessarily a maximum profit) from the applicant's use of the subject land.

SECTION 2. The Board further finds that the Preliminary Plan for the Application (the Plan) shall be subject to the conditions and declarations of Article 5.1, General Development Plan Provisions, Section 5.1 et. seq., inclusive, of the Anderson Township Zoning Resolution, and subject further to the following conditions:

As recommended by Hamilton County Regional Planning Commission, the Anderson Township Zoning Commission, and/or by this Board:

1. That a lighting plan that meets the minimum standards of the Zoning Resolution shall be submitted as part of the Final Development Plan.
2. That no new signage shall be permitted in the Zone Change area.
3. That sidewalks shall be provided along the entire frontage of Nagel Road and connected to sidewalks within the development in accordance with the Anderson Township Zoning Resolution.
4. That the applicant submits for a Major Modification of Case 3-2020 FDP, Nagel Village Phase 1 with the Final Development Plan submittal for this Case, Case 3-2022 Anderson, so the Zoning Commission will be able to review the site as one.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
December 15, 2022

5. That the two curb cuts on Nagel Road for the existing single-family residence be removed.
6. That brick and stone features be added to all elevations of all units and submitted with the Final Development Plan.
7. That a landscape buffer between the site be provided to adequately provide a screen from the office and residential uses and that the landscaping plan submitted include information for an arborist regarding the three large trees on the property, their health and the proper measures that would need to be taken to preserve the trees.

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

SECTION 4. Final Development Plan: No Final Development Plan shall be approved by the Anderson Township Zoning Commission before:

1. All "Requirements for Submission" have been completed;
2. Building and parking setbacks, building heights, floor area, density, construction limits and impervious surfaces are in conformance with those which are specified or depicted on the approved Preliminary Development Plan;
3. A landscape plan for perimeter buffers and other required areas is prepared by a registered landscape architect, complete with all necessary details and specifications for new landscaping features, a depiction of existing landscaping and tree mass that is to remain, and specifications for soil erosion and sedimentation control, and submitted to and approved by the Anderson Township Zoning Commission.
4. The plan complies with applicable recommendations of:
 - (1) The County Engineer regarding site distance analysis, right-of-way and access improvements and circulation concept;
 - (2) Hamilton County Planning and Development regarding surface drainage concept;
 - (3) The Metropolitan Sewer District and/or O.E.P.A. regarding sewerage concept;
 - (4) The Hamilton County Soil and Water Conservation District regarding erosion and sedimentation control concept; and
 - (5) The authorized Fire Prevention Officer under the jurisdiction of the Board regarding Fire Prevention concepts.

SECTION 5. Construction Permits: No Zoning Certificate or building permit for actual construction shall be issued before a Final Development Plan has been approved by the Anderson Township Zoning Commission.

SECTION 6. Occupancy Permit

1. No Certificate of Occupancy shall be issued before the following documents are submitted to or received from the following officials or agencies:

(a) A letter from the County Engineer certifying that the approved plans and specifications for right-of-way and access improvements, on-site and off-site, have been completely implemented;

(b) A summary report from the Applicant's registered engineer or surveyor as required by and addressed to Hamilton County Planning and Development Stormwater + Infrastructure certifying that the approved plans and specifications for storm drainage improvements have been completely implemented; Stormwater + Infrastructure shall inform the Anderson Township Zoning Inspector when such report is received and accepted;

(c) A letter from the Metropolitan Sewer District or O.E.P.A. certifying that the approved Plan and specifications for sanitary sewer and wastewater treatment have been completely implemented;

(d) A summary report from the registered landscape architect who prepared the landscape plan, attesting to completion of the landscape plan and soil erosion and sedimentation control measures, noting any deviations and the reasons for such deviations;

(e) A letter from the authorized Fire Prevention Officer under jurisdiction of the Board, certifying that the approved plan and specifications for fire prevention have been completely implemented;

(f) A letter from the Ohio Department of Transportation stating that all applicable requirements have been fulfilled.

2. No Certificate of Occupancy shall be issued before the development complies with all of the terms, covenants, and conditions of approval, as imprinted on the Final Development Plan and contained in this Resolution.

SECTION 7. Maintenance of Improvements:

1. All landscaping, ground cover and other property improvements shall be maintained by the subject owner of the property or its successors in title in perpetuity or until the approved use ceases to exist.

2. All specifications, conditions, and limitations, which are imprinted on the Final Development Plan or contained in this Resolution shall be enforced throughout the life of the development by the Anderson Township Zoning Inspector.

December 15, 2022

SECTION 8. A certified copy of this Resolution be directed, by the Fiscal Officer, to the Applicant and its Agent for this Amendment, to the Anderson Township Zoning Commission, to the Township Zoning Inspector, Hamilton County Planning and Development, the County Engineer Permit Department, the Metropolitan Sewer District, and the Ohio Department of Transportation, and a certified copy be filed with the Hamilton County Recorder and Hamilton County Regional Planning Commission within five (5) days after the effective date of this Resolution.

SECTION 9. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this resolution.

SECTION 10. 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. Stone, yes; Mrs. Lausten, absent.

PRESENTATION AND RECOGNITION

Resolution Honoring Dusty Rhodes –

Resolution 22-1215-02: Mr. Gerth moved to adopt a Resolution of Appreciation for Dusty Rhodes as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 22-1215-02 **RESOLUTION OF APPRECIATION** **DUSTY RHODES**

WHEREAS, Dusty Rhodes began his political career serving the residents of Delhi Township as Trustee for 21 years; and

WHEREAS, his public service extended beyond Delhi Township to include his role as President of the Hamilton County Township Association for 7 years and 16 years as a member of the Board of the Ohio Public Employees Retirement System, chairing the Board for 3 years; and

WHEREAS, since he was first elected in 1990, Dusty has faithfully served the residents of Hamilton County as their Auditor; and,

WHEREAS, during his tenure, the Auditor's office has returned almost \$50 million in unspent funds to the local governments, school districts and taxing entities in the county; and,

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
December 15, 2022*

WHEREAS, Dusty, Hamilton County's longest-serving Auditor, has rendered distinguished service to the County demonstrating the highest standards of integrity and professionalism, applying his expertise and sound judgment to the policies and laws governing the responsibilities of the Hamilton County Auditor's office.

WHEREAS, Dusty Rhodes will complete thirty-two years of exemplary service to this community in March 2023;

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 honors and thanks Dusty Rhodes for his thirty-two years of dedicated public service to Hamilton County, Ohio.

SECTION 2. That a copy of this Resolution shall be certified by the Township Fiscal Officer to Dusty Rhodes.

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 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.

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

Gage Bradford, Hamilton County Solid Waste District – **Mr. Bradford** stated he was the Community Specialist for Hamilton County Resource. Hamilton County Resource provided recycling and waste reduction assistance to residents, communities, schools, and business in Hamilton County. The Residential Recycling Incentive (RRI) provides a \$1,000,000 in grants to help recycling and composting programs. They had an Environmental Enforcement Task Force that funds a full-time sheriff deputy to investigate illegal dumping throughout Hamilton County. Mr. Bradford thanked the Board for their time.

PUBLIC FORUM

Mr. Gerth invited members of the audience to address the Board. No one came forward.

FISCAL OFFICER

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

December 15, 2022

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

Appropriation Changes –

Resolution 22-1215-03: Mrs. Stone moved to adopt the appropriation changes as recommended by the Fiscal Officer. Mr. Gerth seconded the motion:

Appropriation Changes:

Appropriation Increase – 19.1100.01 (Unclaimed Outstanding Checks) +\$100.00

There was no further discussion.

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

Approve 2022 Financial Appropriations and Revenues –

Resolution 22-1215-04: Mr. Gerth moved to approve the 2022 Final Appropriations and Revenues as presented by the Fiscal Officer. Mrs. Stone seconded the motion.

There was no further discussion.

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

Minutes –

Resolution 22-1215-05: Mr. Gerth moved to approve the minutes of September 1, 2022; September 8, 2022; and September 22, 2022, with minor corrections. Mrs. Stone seconded the motion.

There was no further discussion.

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

LAW DIRECTOR

Ms. Comey had nothing requiring Board action.

PLANNING & ZONING

Request Authorization to Bid the 2023 Spring Tree Planting Program –

Resolution 22-1215-06: Mrs. Stone moved to authorize bidding the “2023 Spring Tree Planting Program”. Funds are available in open purchase orders in the 2021 and 2022 budget. Mr. Gerth seconded the motion.

There was no further discussion.

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

SHERIFF'S OFFICE

Lt. McElroy had nothing requiring Board action.

PUBLIC WORKS

Request Authorization to Prepare and Bid 2023 Paving Program –

Resolution 22-1215-07: Mrs. Stone moved to authorize bid preparation and advertisement for the 2023 Street Rehab Program. Mr. Gerth seconded the motion.

There was no further discussion.

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

FIRE & RESCUE DEPARTMENT

Resolution Accepting Donation of Fire Investigation Equipment from the Anderson Firefighters Charitable Foundation, Pursuant to the Authority of Section 505.10 of the Revised Code –

Resolution 22-1215-08: Mrs. Stone moved to adopt a resolution authorizing acceptance of donation of fire investigation equipment from the Anderson Firefighters Charitable Foundation for Township use pursuant to the authority of Section 505.10 of the Revised Code as follows; Mr. Gerth seconded the motion:

RESOLUTION NO. 22 – 1215 – 08

RESOLUTION AUTHORIZING ACCEPTANCE OF DONATION OF FIRE INVESTIGATION EQUIPMENT FROM THE ANDERSON FIREFIGHTERS CHARITABLE FOUNDATION FOR TOWNSHIP USE 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 Anderson Firefighters Charitable Foundation desires to donate certain Fire Investigation Equipment valued at \$1,954.82 (the “Equipment”) to the Township for Township use; and

WHEREAS, this Board desires to accept the donation of the Equipment;

December 15, 2022

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 the Equipment from the Anderson Firefighters Charitable Foundation, pursuant to this Board's authority contained in the Statute.

SECTION 2. That, pursuant to the authority granted in the Statute, this Board hereby authorizes the acceptance of the donation of the Equipment from the Anderson Firefighters Charitable Foundation, and hereby expresses its appreciation to the Anderson Firefighters Charitable Foundation for making said donation.

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.

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

Resolution Authorizing the Sale of Surplus Equipment to Cincinnati Fire Department, Cincinnati, Ohio, Pursuant to a Contract Authorized by Section 505.101 of the Revised Code –

Resolution 22-1215-09: Mr. Gerth moved to authorize the sale of surplus equipment to Cincinnati Fire Department, Cincinnati, Ohio, pursuant to a contract authorized by Section 505.101 of the Revised Code as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 22 – 1215- 09

RESOLUTION AUTHORIZING THE SALE OF SURPLUS EQUIPMENT TO CINCINNATI FIRE DEPARTMENT, CINCINNATI, 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 Cincinnati Fire Department, Cincinnati, Ohio is the fire department of a political subdivision within the State of Ohio;

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
December 15, 2022*

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 \$33,300.12 (the "Equipment"), by sale to the Cincinnati Fire Department, Cincinnati, Ohio, a fire department of 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 \$33,300.12, 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.

There was no further discussion.

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

Resolution Authorizing the Acquisition of a Packman Landing Craft from the William E. Munson Company, Burlington, Washington, and the Execution of an Agreement Relating Thereto –

Resolution 22-1215-10: Mrs. Stone moved to authorize the acquisition of a Packman Landing Craft from the William E. Munson Company, Burlington, Washington and the execution of an agreement relating thereto pursuant to Ohio Revised Code Section 9.48 as follows; Mr. Gerth seconded the motion.

December 15, 2022

RESOLUTION 22-1215-10

RESOLUTION AUTHORIZING THE ACQUISITION OF A PACKMAN LANDING CRAFT FROM THE WILLIAM E. MUNSON COMPANY, BURLINGTON, WASHINGTON, AND THE EXECUTION OF AN AGREEMENT RELATING THERETO PURSUANT TO OHIO REVISED CODE SECTION 9.48

WHEREAS, Section 505.37 of the Revised Code confers certain powers on a board of township trustees with respect to the provision of fire protection services in the township that the board deems advisable; and

WHEREAS, Section 9.48(B)(3) of the Ohio Revised Code (the "Statute") provides that a political subdivision may participate in contract offerings from the federal government that are available to a political subdivision including, but not limited to, contract offerings from the general services administration; and the acquisition of equipment, materials, supplies and services pursuant to the Statute is exempt from any competitive selection requirements otherwise required by law; and

WHEREAS, The William E. Munson Company, having a principal place of business at 15806 Preston Place, Burlington, Washington 98233 ("Munson") is qualified by expertise, training and reputation to construct and provide to the Township that certain 24 foot Packman welded aluminum high speed landing craft, 2022 production model, as further described in that certain November 2, 2022 Specification and Quotation and related documents provided to the Township by Munson (the "Equipment"); and

WHEREAS, the Equipment pricing is per General Services Administration Contract Number 47QSWA22D006M;

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

SECTION 1. That the Board hereby determines that it is in the best interest of the Township to acquire the Equipment, which Equipment is available for acquisition pursuant to a contract offering from the Governmental Services Administration.

SECTION 2. That the maximum amount to be paid as the purchase price for the Equipment is \$406,605, of which purchase price \$256,605 will be paid from funds awarded to the Township under a Port Security Preparedness Grant award, managed by the United States Department of Homeland Security and accepted by this Board by Resolution No. 22-0922-10, and the remainder aggregating \$150,000, which represents the local jurisdiction matching funds, will be paid by the Township, \$150,000 from Ohio Riverfront TIF I funds that have been previously appropriated by this Board for the purpose and remain otherwise unencumbered.

SECTION 3. That the form of the November 2, 2022 Specification and Quotation for the Equipment provided by Munson and before this Board (the "Agreement") is hereby approved and

that to effectuate the acquisition of the Equipment in accordance with this Resolution the Township Administrator is hereby authorized to execute the Agreement and any related documentation with such changes thereto as the Township Administrator, after consultation with the Law Director, determines are not materially adverse to the Township, such determination being evidenced by her execution of the Agreement.

SECTION 4. The preambles hereto are and shall for all purposes 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 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.

There was no further discussion.

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

TOWNSHIP ADMINISTRATOR

Fire and Rescue Collective Bargaining Agreement 2023-2025 –

Resolution 22-1215-11: Mr. Gerth moved to authorize the Township Administrator to execute the 2023-2025 Fire & Rescue Collective Bargaining Agreement as presented. Mrs. Stone seconded the motion.

There was no further discussion.

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

Request to Authorize 2023 Employee Compensation –

Resolution 22-1215-12: Mrs. Stone moved to approve the 2023 employee compensation adjustments proposal as presented. Mr. Gerth seconded the motion.

There was no further discussion.

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

Announcement of Surface Transportation Block Grant Funds for Clough Pike & Newtown Road Roadway and Pedestrian Improvements Project – Mr. Sievers stated that OKI had approved the request to fund the Clough Pike & Newtown Road Roadway and Pedestrian Improvement

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

December 15, 2022

project. Staff would be meeting with the Ohio Department of Transportation (ODOT) in January to start the process.

Announcement of SORTA Transit Fund Award for the Beechmont Avenue Crosswalk Project –
Mr. Sievers announced that the grant application to SORTA for \$141,708 in transit funds had been approved for two crosswalk projects, accompanied by pedestrian refuge islands and flashing beacons on Beechmont Avenue west of Salem Road. Potential crosswalk locations included the intersections of Voll Road, near the Anderson RecPlex and Mount Washington Care Center. These would allow for bus riders to either cross to board, or exit, the bus, Route 23.

Clough Pike Sidewalks – YMCA to Eight Mile Road –

Resolution 22-1215-13: Mr. Gerth moved to authorize the Township Administrator to enter a contract with Stantec following review by the Law Director for preliminary engineering of a sidewalk on the north side of Cough Pike from the YMCA to Eight Mile Road in the amount not to exceed \$24,920 as well as a 10% contingency of \$2,492, using 1994 TIF funds allocated for improvements stemming from the 2021 Clough Pike Implementation Plan. **Mrs. Stone** seconded the motion.

There was no further discussion.

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

2023 Citizen Committee Appointments –

Resolution 22-1215-14: Mr. Gerth moved to appoint Paul Sheckels to a five-year term on the Anderson Township Board of Zoning Appeals, to expire December 31, 2027; and appoint Scott Lawrence as the 1st Alternate and Brian Johnson as the 2nd Alternate to the Anderson Township Board of Zoning Appeals for 2023. **Mrs. Stone** seconded the motion.

There was no further discussion.

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

Resolution 22-1215-15: Mr. Gerth moved to appoint Anne McBride to a five-year term on the Anderson Township Zoning Commission, to expire December 31, 2027; and appoint Michael Doenges as the 1st Alternate and Brandon Guyer the 2nd Alternate to the Anderson Township Zoning Commission for 2023. **Mrs. Stone** seconded the motion.

There was no further discussion.

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

Resolution 22-1215-16: Mr. Gerth moved to appoint:

Viki Beck

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

December 15, 2022

**Matt Chaffin
Stephen Feagins
Peg Fenner
Andrea Granieri
Lindsey Griffis
Lauri Jacob-Hertzer
Ken Kushner
Anne Miller
Mary Nicholson
Heidi Schneider
Karen Schwamberger
Kevin Sian
Karl Sieber
Debra Weber
Susan Wheatley
Jim Willis
Lexi Lausten, Trustee Liaison**

as members of the Anderson Township WeTHRIVE! Anderson Committee for 2023; and

**Ronald Edgerton, Chair
Paul Braasch
Russ Romme
Rick Voss
Ken Dietz, Fiscal Officer
Lexi Lausten, Trustee Liaison**

as members of the Anderson Township Greenspace Advisory Committee for 2023; and

**Viki Beck
Jeni Berreth
Kevin Comerford
Stephen Feagins
Peg Fenner
Brian Gay
Jaime Grubert
Dave Habegger
Joe Hice
Pinky Kocoshis
Ken Kushner
Jay Lewis
Mike Niehaus
Karen RingswaldEgan
David Rose
Paul Sheckels**

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

December 15, 2022

**Paul Sian
Karl Sieber
Ken Vincent
Dee Stone, Trustee Liaison**

as members of the Anderson Township Transportation Advisory Committee for 2023; and

**John Halpin, Chair
Ted Bergh
Bruce Berno
Bob Buck
Carol King
Tim Kloppenborg
Chris Pfetzer
Karen RingswaldEgan
Jim Rombke
Sonia Shively
Chris Specht
Ron Trenkamp
Rick Voss
Joe Willging
Lexi Lausten, Trustee Liaison**

as members of the Anderson Township Tree Committee for 2023; and

**Jeff Rosa, Chair
Julie Bissinger
Kyle Brogan
Amy Broghamer
Katie Buchman
Chris Corrado
Jeff Cowan
Michael Doenges
Duane Donohoo
Stephen Feagins
Derek Garrison
John Halpin
Jake Huber
Nicole Hunter
Philip Kiley
Elizabeth Maier
Dan O'Rourke
Matt Owen
Zach Peterson
Jessica Weisenberger**

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

December 15, 2022

Josh Gerth, Trustee Liaison

as members of the Anderson Township Economic Development Committee for 2023; and

**Amy Broghamer
Katie Buchman
Ron Edgerton
Dee Stone**

as members of the Greater Anderson Township Betterment Commission for 2023; and

**Susan Ward, Chair
Barbara Bodnarik
Sherry Burnside
Sarah Celenza
Bob Chiricosta
Demetria Choice
Marcia Cole
Abbe Lackmeyer
Steven Long
Kate Nessler
George Zabrecky
Dee Stone, Trustee Liaison**

as members of the Anderson Township Senior Center Advisory Committee for 2023.

Mrs. Stone seconded the motion.

There was no further discussion.

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

Items Arising for Executive Session Discussion – Mrs. Earhart announced that there were no decisions coming out of Executive Session discussions.

Return to Trustees for 2022 Organizational Meeting –

Mr. Gerth asked Mr. Dietz to serve as temporary Chair.

Resolution 22-1215-17: Mr. Gerth moved that Dee Stone be appointed to Chair of Board of Trustees for fiscal year 2023. Mrs. Stone seconded the motion.

There was no further discussion.

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

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

December 15, 2022

Resolution 22-1215-18: Mrs. Gerth moved that Lexi Lausten be appointed Vice Chair of the Board of Township Trustees for the fiscal year 2023. Mrs. Stone seconded the motion.

There was no further discussion.

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

Mr. Dietz to return Chair to Officiating Trustee.

Resolution 22-1215-19: Mr. Gerth moved to appoint Betty Cowan, Molly Mohrfield, Lisa Farrar and Jennifer Baker as the designees who shall attend the Sunshine Law Certificate Training provided by the Office of the Ohio Attorney General, and as required by Section 139.43(E)(1) of the Revised Code, on behalf of Trustees Joshua S. Gerth, R. Dee Stone, and J. Lexi Lausten, and Fiscal Officer Kenneth G. Dietz. Mrs. Stone seconded the motion.

There was no further discussion.

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

Resolution 22-1215-20: Mr. Gerth moved that the regular meetings of this Board in January through December 2023 be held on the third Thursday of each month at 5:00 p.m. beginning Executive Session, with the public portion of the meetings commencing at 5:30 p.m. and that regular interim workshops meetings of this Board be held at the first Thursday of each month at 2:00 p.m. both unless notice indicating otherwise is July given. Be it further resolved that the practice and procedure of adopting the agenda (including the rules pertaining to public forum) at each regular meeting of this Board shall continue to be the practice and procedure at meeting in 2023. Mrs. Stone seconded the motion.

There was no further discussion.

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

Resolution 22-1215-21: Mr. Gerth moved to adopt the Temporary Appropriations for fiscal year 2023 as presented by Mr. Dietz, as follows. Mrs. Stone seconded the motion.

TEMPORARY 2023 APPROPRIATIONS

General Fund	\$4,956,000
Motor Vehicle License Tax Fund	51,000
Gasoline Tax Fund	423,000
Road and Bridge Fund	2,390,900
Lighting Districts Fund	152,380
Police Fund	5,237,400
Fire Department Fund	14,036,600
Planning & Zoning Fund	1,018,400
Public Improvement Tax Increment Equivalent Fund (1994)	23,503,000

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
December 15, 2022

General Bond Retirement Fund	110,000
Unclaimed Monies	100
Greenspace Levy Fund	120,000
Permissive Motor Vehicle License Fund	500,000
Permanent Improvement	0
TIF 2010 (ATP)	0
TIF Northern Anderson Area	0
TIF Ohio Riverfront Area I	5,410,000
TIF Ohio Riverfront Area II	112,000
TIF Stonecrest/Anthology	645,000
TIF Stonegate	360,000
TIF Clough Pike West	283,000
American Rescue Plan	2,307,875

There was no further discussion.

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

Resolution 22-1215-22: Mrs. Stone moved that (a) the Auditor and Treasurer of Hamilton County, in accordance with R.C. §321.34, be requested to draw and pay to Anderson Township, during fiscal year 2023, upon the written request to the County Auditor by Kenneth G. Dietz, Fiscal Officer, funds due in any settlement of 2023 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 2023, and (b) the Fiscal Officer is requested under R.C. §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.

There was no further discussion.

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

Resolution 22-1215-23: Mr. Gerth moved to adopt a Resolution to authorize William J. Patterson, Jeffrey S. Shoskin, Thomas B. Allen, Benjamin J. Yoder, and Gary E. Powell, as Township's Attorneys for particular matters for fiscal year 2023 as follows; Mr. Stone seconded the motion:

RESOLUTION AND ORDER NO. 22 – 1215 – 23

**RESOLUTION AND ORDER EMPLOYING
WILLIAM J. PATTERSON, JEFFREY S. SHOSKIN, THOMAS B. ALLEN, BENJAMIN
J. YODER, AND GARY E. POWELL, AS TOWNSHIP'S ATTORNEYS FOR
PARTICULAR MATTERS FOR FISCAL YEAR 2023.**

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

December 15, 2022

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., of the law firm of Stagnaro, Saba & Patterson Co. 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 matters set forth in Schedule A, attached hereto and incorporated herein. Said attorney's compensation shall be at the rate of \$225.00 per hour effective January 1, 2023.

SECTION 2. Jeffrey S. Shoskin, Esq. of Frost Brown Todd LLC, is hereby employed as the Township's attorney for the fiscal year 2023 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-1, attached hereto and incorporated herein. Said attorney's compensation shall be at the blended rate of \$320 per hour effective January 1, 2023.

SECTION 3. Thomas B. Allen, Esq., of Frost Brown Todd LLC 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 matters set forth in Schedule B-2, attached hereto and incorporated herein. Said attorney's compensation shall be at the rate of \$330 per hour effective January 1, 2023.

SECTION 4. Gary E. Powell, Esq., 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 matters set forth in Schedule C, attached hereto and incorporated herein. Said attorney's compensation shall be at the rate of \$150 per hour effective January 1, 2023.

SECTION 5. Benjamin J. Yoder, Esq., of Bricker & Eckler LLP 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 matters set forth in Schedule C, attached hereto and incorporated herein. Said attorney's compensation shall be at the rate of \$295 per hour, effective January 1, 2023. Should Mr. Yoder utilize another attorney within the firm of Bricker & Eckler LLP, the rate for that attorney shall be the lesser of that attorney's standard rate and a blended rate for all attorneys of \$295/hour.

December 15, 2022

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 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-1

Insurance law, particular zoning law violation matters and related matters

SCHEDULE B-2

Labor and employment law and related matters

SCHEDULE C

- (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.

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

Resolution 22-1215-24: Mr. Gerth moved to adopted Limited Home Rule Resolution appointing Margaret W. Comey and Locke Lord LLP as Law Director for a term ending December 31, 2023, and declaring an emergency as follows; Mrs. Stone seconded the motion:

Mr. Gerth introduced the foregoing resolutions and moved it passage.

RESOLUTION NO. 22 – 12 15 –24

**LIMITED HOME RULE RESOLUTION
APPOINTING MARGARET W. COMEY AND LOCKE LORD LLP AS LAW
DIRECTOR FOR A TERM ENDING DECEMBER 31, 2023, 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:

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
December 15, 2022

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, 2023, 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 2022.

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**

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.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

December 15, 2022

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.

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. 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:

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

Passed at the regular meeting of the Board of Township Trustees this 15th day of December, 2022.

FISCAL OFFICER 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 15th day of December, 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.

The undersigned, hereby further certifies that the moneys required to meet the obligations of the Township during the fiscal year 2021 and fiscal year 2022 under the attached contract or order (or, if this is 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) have been lawfully appropriated by the Board of Township Trustees of the Township 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.

Dated: December 15, 2022

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 December 15, 2022.

This ___ day of January, 2022.


Kenneth G. Dietz Fiscal Officer

There was no further discussion.

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

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of January 19, 2023


Joshua S. Gerth, 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 15th day of December 2022, and that said minutes have been duly entered upon the Journal of said Township.

This 19th day of January, 2023.


Kenneth G. Dietz, Fiscal Officer