

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
October 3, 2024

R. Dee Stone, Trustee Chair
Lexi Lausten, Trustee Vice Chair
Joshua S. Gerth, Trustee
Brian M. Johnson, Fiscal Officer

Mrs. Stone called the meeting to order and welcomed attendees including: Fiscal Officer Brian Johnson, Township Administrator Vicky Earhart, Assistant Township Administrator for Operations Steve Sievers, Assistant Township Administrator for Human Resources Suzanne Parker, Planning & Zoning Director Paul Drury, Public Works Director Eric Luginbuhl, Facilities Manager Mark Magna, Law Director Margaret Comey, Anderson Township Fire & Rescue Assistant Chief Robert Herrlinger, Sheriff's Department Lt. Dave Downing, Fiscal Office Clerk Katie Arnold, Director of Finance Tammy Disque.

MOTION TO ADOPT AGENDA - 2 PM

Mrs. Lausten moved to adopt the agenda as presented. **Mrs. Stone** seconded the motion.
Mr. Johnson called the roll: **Mrs. Lausten**, yes; **Mrs. Stone**, yes. **Mr. Gerth** was absent.

TRUSTEE COMMENTS/FISCAL OFFICER

Mrs. Stone thanked everyone who was involved with the Senior Wellness Expo and stated that it was a well-done event.

MOTION 24 – 1003 – 01

Mrs. Lausten moved to adopt the appropriation changes outlined below. **Mrs. Stone** seconded the motion.

Mr. Johnson called the roll: **Mrs. Lausten**, yes; **Mrs. Stone**, yes. **Mr. Gerth** was absent.

<u>ACCOUNT</u>		<u>AMOUNT</u>
01.1100.16	Tax Collection/Election Fees	-\$10,000
01.1100.2640	Community Events/Pub Ed	+\$10,000

TOWNSHIP ADMINISTRATOR

Request to Enter into Contract for 2024 Fall Tree Planting Program

MOTION 24 – 1003 – 02

Mrs. Lausten moved to authorize executing a contract with Natorps, after review by the Township's Law Director, for the "2024 Fall Tree Planting Program", in an amount not to exceed \$46,763.60, as well as an additional 10% contingency of \$4,676.00. Funds are available in open purchase orders from 2024 or in the 2024 Tree Committee budget. Mrs. Stone seconded the motion.

Mr. Johnson called the roll: Mrs. Lausten, yes; Mrs. Stone, yes. Mr. Gerth was absent.
There was no further discussion.

Stormwater Drainage, Detention Basin Matter

Mr. Sievers provided stormwater drainage background. He stated the TIF budget includes storm water remediation. He spoke about a specific basin that flowed onto private property and the owner spent thousands of dollars to rectify it. The county provided some recommendations, and the staff wants to solve the issue. He asked the Board for input.

There was discussion regarding storm water run-off education for residents. There was also discussion about private bridges and emergency services apparatus education for residents.

Resolution and Order Employing Thomas B. Allen as Township's Attorney for Particular Matters for the Year 2024 and 2025

Mrs. Stone moved to adopt the below resolution. **Mrs. Lausten** seconded the motion.

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

RESOLUTION AND ORDER NO. 24 – 1003 – 03

**RESOLUTION AND ORDER EMPLOYING THOMAS B. ALLEN, ESQ.
AS TOWNSHIP'S ATTORNEY FOR PARTICULAR MATTERS
FOR THE YEARS 2024 AND 2025**

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) provides that no such attorney may be employed except on the order of the Board, duly entered upon its Journal, in which the compensation to be paid for the attorney's legal services shall be fixed; and

WHEREAS, Thomas B. Allen, Esq., is qualified by education, expertise and reputation to represent the Township and its officers in their official capacities and to advise them on the particular matters described herein, and has represented to this Board that he is content to be contractually bound by the terms of this Resolution to provide such legal services to the Township and its officers;

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

SECTION 1. Thomas B. Allen, Esq. is hereby employed as the Township’s attorney effective September 30, 2024 through December 31, 2025 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 by this reference incorporated herein. The Township Administrator is hereby authorized to execute, if required by Mr. Allen, an engagement letter with Thomas B. Allen, Esq. that reflects the terms of Schedule A.

SECTION 2. Mr. Allen’s compensation shall be at the rate of \$240 per hour effective September 30, 2024, and he shall be provided with the same medical, dental, vision, and life insurance benefits as are provided to full-time Township employees.

SECTION 3. Mr. Allen 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 4. Mr. Allen may be discharged at any time by majority vote of the Board, and may resign his employment upon thirty days’ prior written notice to this Board; in the event of such resignation, he 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 5. A copy of this Resolution and Order shall be certified to the attorney by the Fiscal Officer.

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

SECTION 7. 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

- (1) Public Records and Sunshine Law matters;
- (2) Policy and contract review;
- (3) Occasional training of Township employees;
- (4) Employment, labor law, and contract negotiation matters as requested;
- (5) 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; and

- (6) Any 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.

Staff Report for Case 1-2024 LUP Anderson – Text Amendments

Mr. Drury stated the case would be on the agenda for the next regular meeting.

At 2:21 PM Mrs. Stone moved to retire to Executive Session to consider the compensation of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1) and to consider the sale of property as permitted by Ohio Revised Code Section 121.22(G)(2). Mrs. Lausten seconded.

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

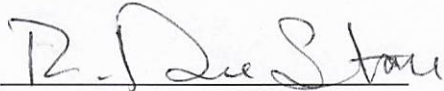
Mrs. Stone moved to return from Executive Session. Mrs. Lausten seconded the motion.

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

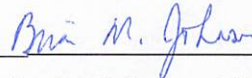
MOTION TO ADJOURN

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

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



R. Dee Stone, Chair

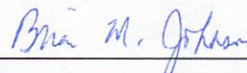


Brian M. Johnson, Fiscal Officer

CERTIFICATION

The undersigned duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 21st day of November 2024, and that said minutes have been duly entered upon the Journal of said Township.

This day 21st day of November, 2024.



Brian M. Johnson, Fiscal Officer