

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
July 18, 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, Anderson Township Fire & Rescue Chief Richard Martin, Sheriff's Department Lt. Dave Downing, Fiscal Office Clerk Katie Arnold, Director of Finance Tammy Disque.

MOTION TO RETIRE TO EXECUTIVE SESSION – 5:00 p.m.

Executive Session: Mrs. Stone moved to retire to Executive Session to consider the purchase of property for public purposes, or the sale of property as permitted by Ohio Revised Code Section 121.22(G)(2). Mrs. Lausten seconded the motion.

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

Mr. Gerth arrived at 5:10 p.m.

MOTION TO RETURN TO OPEN SESSION – 5:30 p.m.

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

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

PLEDGE OF ALLEGIANCE

Mrs. Stone led the pledge of allegiance.

MOTION TO ADOPT AGENDA

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

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

PRESENTATIONS AND RECOGNITIONS

Oath of Office for New Firefighter Paramedics

Chief Martin introduced the new Firefighters/Paramedics.

Mr. Johnson administered the Oath of Office for Firefighter/Paramedics **Rylan Childs, Wesley Hartoin, and Craig Belcher.**

PUBLIC FORUM

Wayne Price of 2311 Heather Hill Blvd stated he is part of Forest Hill Baptist Church (FHBC) leadership and was unaware that FHBC and the Township had failed to reach an agreement regarding the Senior Center’s use of the FHBC parking lot. He did not know negotiations failed until the Township announced it. He apologized for any FHBC intensity that took place during the negotiations. He thinks the Township’s announcement mischaracterized the Church. Additionally, he communicated his personal, negative experience after the announcement.

Mrs. Earhart presented the negotiation history in detail. **Mr. Gerth** explained a meeting he had with the Church’s representatives. **Mr. Gerth** stated there was a duty to inform the public when the agreement expired.

Mr. Sievers described the timeline and FHBC leadership’s lack of response.

Mr. Price stated he preferred a quicker timeline to have it renewed.

Mr. Gerth stated he appreciated Mr. Price’s attending the meeting.

Paul Bess 1500 Cohasset Drive described the pickleball program between FHBC and Senior Center and its history. He read a letter he wrote to impacted friends.

Mrs. Stone apologized about the situation and hopes the relationship can resume as it was.

TRUSTEE COMMENTS

Mrs. Stone highlighted the bike registration program.

FISCAL OFFICER

Financial Reports

Mr. Johnson reviewed the reports for the Board.

Resolution Authorizing Payment

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

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

RESOLUTION NO. 24 – 0718 – 01

RESOLUTION AUTHORIZING PAYMENTS

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

SECTION 1. This Board hereby authorizes the payment of that certain Purchase Order No. 31045, dated July 1, 2024, of The Geiler Company in the

amount of \$3,059.00, which funds are hereby appropriated for the payment of easement maintenance agreement.

SECTION 2. This Board hereby authorizes the payment of that certain Purchase Order No. 30685-2, dated July 16, 2024, of Blanket in the amount of \$5,000.00, which funds are hereby appropriated for events miscellaneous.

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.

Minutes

RESOLUTION NO. 24 – 0718 – 02

Mrs. Lausten moved to adopt the minutes from the May 16 meeting as presented. **Mrs. Stone** seconded the motion.

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

Motion to reallocate appropriations within the General Fund

RESOLUTION NO. 24 – 0718 – 03

Mr. Gerth moved to allocate funds as presented by the Fiscal Officer. **Mrs. Stone** seconded the motion.

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

FINANCE DEPARTMENT

There was no business

FIRE & RESCUE DEPARTMENT

Resolution Authorizing the Sale of Surplus Equipment (2007 Tahoe) Pursuant to Section 505.10 of the Revised Code Providing for Sale of Personal Property Via Internet Auction

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

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

RESOLUTION NO. 24 – 0718 – 04

RESOLUTION AUTHORIZING THE SALE OF SURPLUS EQUIPMENT PURSUANT TO SECTION 505.10 OF THE REVISED CODE PROVIDING FOR SALE OF PERSONAL PROPERTY VIA INTERNET AUCTION

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

WHEREAS, the Statute provides that regardless of value, a board of township trustees may sell unneeded, obsolete, or unfit-for-use township personal property by internet auction as provided in paragraph (D) of the Statute; and

WHEREAS, the Township owns several items of property, more fully described on Exhibit A hereto, which by this reference is incorporated herein and made a part hereof (the “Equipment”), that constitutes personal property which this Board deems to be unneeded for Township use; and

WHEREAS, this Board passed Resolution No. 23-0216-07 pertaining to the conduct of internet auctions and authorizing an agreement by and between the Township and LIQUIDITY SERVICES OPERATIONS LLC DBA GOVDEALS, INC., (“GovDeals”) pursuant to which GovDeals agrees to perform certain consulting, provide access to its online surplus property network, maintain information about assets, and provide access to seller asset management on behalf of the Township during calendar years 2023 and 2024 (the “GovDeals Agreement”); and

WHEREAS, the Township Administrator has entered into the GovDeals Agreement as authorized by Resolution No. 23-0216-07; and

WHEREAS, Seller has met the statutory publication requirements with respect to Resolution No. 23-0216-07;

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

SECTION 1. The Board hereby finds that the Equipment is unneeded for Township use and that it is in the best interest of the Township to dispose of the Equipment pursuant to Section 505.10 (D) of the Revised Code and the GovDeals Agreement by means of internet auction for at least the minimum selling price indicated on Exhibit A (the “Minimum Selling Price”) and otherwise as provided in Resolution No. 23-0216-07. The Equipment when sold shall be picked up by its purchaser or purchasers at the Current Location specified in Exhibit A. Prior to delivery of title to the Equipment to the purchaser or purchasers, the Township shall have received a fully executed Equipment Sale Agreement in substantially the form attached hereto as Exhibit B, which by this reference is incorporated herein. The Township Administrator and the Fiscal Officer are each authorized, singly or together, to execute the necessary documents on behalf of this Board to affect such sale.

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

SECTION 3. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board,

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

Resolution Authorizing the Disposition of Equipment Pursuant to Section 505.10(A)(7) of the Revised Code

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

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

RESOLUTION NO. 24 – 0718 – 05

RESOLUTION AUTHORIZING THE DISPOSITION OF EQUIPMENT PURSUANT TO SECTION 505.10(A)(7) OF THE REVISED CODE BY DONATION TO GREAT OAKS CAREER TECHNICAL EDUCATIONAL DISTRICT, OF HAMILTON COUNTY, OHIO

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

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 personal protective equipment (“PPE”) which is used, worn and past its recommended and useful life span as recommended by the National Fire Protection Association Standards; and

WHEREAS, the Township owns certain transfill hoses (together with the PPE, the “Equipment”) which are no longer needed by the Township for public use; and

WHEREAS, this Board desires to dispose of the Equipment listed in Exhibit A, attached hereto and by this reference made a part hereof, which this Board hereby deems to no longer have monetary value to the Township; 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 Equipment 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 Equipment identified in Exhibit A is no longer needed by the Township for public use and has no monetary value to the Township, and that, therefore, this Board determines that it is in the best interest of the Township to dispose of the Equipment pursuant to the Statute, and particularly division (A)(7) of the Statute, “as is” by

donation to Great Oaks; provided that prior to taking possession of the Equipment, Great Oaks must execute and deliver to the Township an Acknowledgement, Release and Indemnification in the form attached hereto as Exhibit B and by this reference made a part hereof.

SECTION 2. That the Township Administrator is authorized to sign all documents necessary to affect such disposition of the Equipment on an “as is” basis and without warranties to Great Oaks.

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.

Resolution Authorizing the Sale of Surplus Equipment Pursuant to Section 505.10 of the Revised Code and Providing for Sale of Personal Property Via Internet Auction

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

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

RESOLUTION NO. 24 – 0718 – 06

RESOLUTION AUTHORIZING THE SALE OF SURPLUS EQUIPMENT PURSUANT TO SECTION 505.10 OF THE REVISED CODE PROVIDING FOR SALE OF PERSONAL PROPERTY VIA INTERNET AUCTION

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

WHEREAS, the Statute provides that regardless of value, a board of township trustees may sell unneeded, obsolete, or unfit-for-use township personal property by internet auction as provided in paragraph (D) of the Statute; and

WHEREAS, the Township owns several items of property, more fully described on Exhibit A hereto, which by this reference is incorporated herein and made a part hereof (the “Equipment”), that constitutes personal property which this Board deems to be unneeded for Township use; and

WHEREAS, this Board passed Resolution No. 23-0216-07 pertaining to the conduct of internet auctions and authorizing an agreement by and between the Township and LIQUIDITY SERVICES OPERATIONS LLC DBA GOVDEALS, INC., (“GovDeals”) pursuant to which GovDeals agrees to perform certain consulting, provide access to its online surplus property

network, maintain information about assets, and provide access to seller asset management on behalf of the Township during calendar years 2023 and 2024 (the "GovDeals Agreement"); and

WHEREAS, the Township Administrator has entered into the GovDeals Agreement as authorized by Resolution No. 23-0216-07; and

WHEREAS, Seller has met the statutory publication requirements with respect to Resolution No. 23-0216-07;

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

SECTION 1. The Board hereby finds that the Equipment is unneeded for Township use and that it is in the best interest of the Township to dispose of the Equipment pursuant to Section 505.10 (D) of the Revised Code and the GovDeals Agreement by means of internet auction for at least the minimum selling price indicated on Exhibit A (the "Minimum Selling Price") and otherwise as provided in Resolution No. 23-0216-07. The Equipment when sold shall be picked up by its purchaser or purchasers at the Current Location specified in Exhibit A. Prior to delivery of title to the Equipment to the purchaser or purchasers, the Township shall have received a fully executed Equipment Sale Agreement in substantially the form attached hereto as Exhibit B, which by this reference is incorporated herein. The Township Administrator and the Fiscal Officer are each authorized, singly or together, to execute the necessary documents on behalf of this Board to affect such sale.

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

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

LAW DIRECTOR

There was no new business.

PLANNING & ZONING

There was no new business.

SHERIFF'S OFFICE

Liquor License (New) for Kitima, LLC, located at 7709 Beechmont Avenue

RESOLUTION NO. 24 – 0718 – 07

Mr. Gerth moved not to object to a new liquor license request for Kitima LLC, located at 7709 Beechmont Ave. M seconded the motion.

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

Liquor License (Ratification) for BYG Anderson LLC dba By Golly's Bar & Grill, located at 8112 Beechmont Avenue

RESOLUTION NO. 24 – 0718 – 08

Mrs. Lausten moved to ratify the action not to object to a new liquor license request for BYG Anderson LLC, dba By Golly's Bar & Grill located at 8112 Beechmont Avenue. Mr. Gerth seconded the motion.

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

Liquor License (New) for Speedup 2 LLC, located at 6090 Salem Road

RESOLUTION NO. 24 – 0718 – 09

Mr. Gerth moved not to object to a new liquor license request for Speedup 2 LLC, located at 6090 Salem Road. Mrs. Lausten seconded the motion.

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

Liquor License (New) for Copelin Holdings LLC dba The Lounge, located at 7740 Beechmont Avenue and Patio

RESOLUTION NO. 24 – 0718 – 10

Mrs. Lausten moved not to object to a new liquor license request for Copelin Holdings LLC, dba The Lounge located at 7740 Beechmont Avenue & Patio. Mr. Gerth seconded the motion.

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

Liquor License (New) for Leyla Mediterranean LLC dba Mesopotamia Kitchen & Bar, located at 7454 Beechmont Avenue # 303

RESOLUTION NO. 24 – 0718 – 11

Mr. Gerth moved not to object to a new liquor license request for Leyla Mediterranean LLC, dba Mesopotamia Kitchen & Bar located at 7454 Beechmont Avenue, #303. Mrs. Lausten seconded the motion.

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

PUBLIC WORKS DEPARTMENT

There was no new business.

TOWNSHIP ADMINISTRATOR

Request to Enter into Contract with TEC Engineering for Final Engineering of the Sutton Road Sidewalk

RESOLUTION NO. 24 – 0718 – 12

Mrs. Lausten moved to authorize the Township Administrator to enter into a contract with TEC Engineering, following review by the Law Director, for final engineering of a new sidewalk along a portion of Sutton Road, utilizing 1994 TIF funds in the 2024 budget, in an amount not to exceed \$47,036 including a 10% contingency of \$4,276 Mr. Gerth seconded the motion.

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

Public Safety Presentation and Consideration of Resolutions Declaring the Necessity of Levying an Additional Tax and Requesting Certification from the County Auditor for Public Safety Levy

Mrs. Earhart explained the levy discussion history that resulted in the Township’s belief that it needed a levy, including revenue and expenditure history.

Mr. Gerth said the Board did not hastily decide to ask voters for additional revenue. Staff and Trustees discussed the need for more than a year. He also stated that providing public safety is the most important thing the Township does, and it does not take the decision lightly.

Mrs. Lausten stated she understood the data and facts and that the Board had examined multiple possibilities. She shared that she thinks it would be irresponsible to delay the levy until 2025. She thanked Ms. Disque for presenting the information in an easy-to-understand way.

Mrs. Stone stated she was pleased to see the three new firefighters sworn in, already having training and that hiring is competitive. She also stated a March 2025 levy would not produce revenue until 2026.

The Board discussed the different millages. The main concerns were the lowest burden on taxpayers, which would last the longest, voter levy fatigue or exhaustion, wants v. needs, and the proper balance. It discussed other revenue sources and changes to TIF fund legislation that would expand its usage.

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

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

RESOLUTION NO. 24-0718-13

**A RESOLUTION DECLARING THE NECESSITY OF LEVYING AN
ADDITIONAL TAX FOR PUBLIC SAFETY AND DIRECTING
FISCAL OFFICER TO CERTIFY DOCUMENTS TO THE
HAMILTON COUNTY BOARD OF ELECTIONS**

WHEREAS, this Board of Township Trustees (the "Board") declares that the amount of taxes which may be raised within the ten-mill limitation by levies on the current tax duplicate will be insufficient to provide an adequate amount for the necessary requirements of the Township and that it is necessary to levy an additional tax in excess of that limitation for the purpose of providing and maintaining fire apparatus, mechanical resuscitators, underwater rescue and recovery equipment, or other fire equipment and appliances, buildings and sites therefor, or sources of water supply and materials therefor, for the establishment and maintenance of lines of fire-alarm communications, for the payment of firefighting companies or permanent, part-time, or volunteer firefighting, emergency medical service, administrative, or communications personnel to operate the same, including the payment of any employer contributions required for such personnel under section 145.48 or 742.34 of the Ohio Revised Code, for the purchase of ambulance equipment, for the provision of ambulance, paramedic, or other emergency medical services operated by a fire department or firefighting company, or for the payment of other related costs; and for the purpose of providing and maintaining motor vehicles, communications, other equipment, buildings, and sites for such buildings used directly in the operation of a police department, for the payment of salaries of permanent or part-time police, communications, or administrative personnel to operate the same, including the payment of any employer contributions required for such personnel under section 145.48 or 742.33 of the Ohio Revised Code, or the payment of the costs incurred by the Township as a result of contracts made with other political subdivisions in order to obtain police protection; for the provision of ambulance or emergency medical services operated by a police department, or for the payment of other related costs;

WHEREAS, in accordance with Division (B) of Section 5705.03 of the Ohio Revised Code, in order to submit the question of a tax levy pursuant to Section 5705.19(JJ) of the Ohio Revised Code this Board must request that the Hamilton County Auditor certify (i) the total current tax valuation of the Township and (ii) the number of mills required to generate a specified amount of revenue, or the dollar amount of revenue to be generated [by a specified number of mills per year] by the proposed tax;

WHEREAS, in accordance with Division (B) of Section 5705.03 of the Ohio Revised Code, upon receipt of a certified copy of a resolution of this Board declaring the necessity of the tax, stating its purpose, whether it is an additional levy or a renewal or a replacement of an existing tax, the Section of the Ohio Revised Code authorizing its submission to the electors, the term of years of the tax or if the tax is for a continuing period of time, that the tax is to be levied upon the entire territory of the subdivision, the date of the election at which the tax shall appear on the ballot, that the ballot measure shall be submitted to the entire territory of the subdivision, the tax year in which the tax will first be levied and the calendar year in which the tax will first be collected, the Hamilton County Auditor (the "County Auditor") shall certify to this Board (a) the total current tax valuation of the Township, (b) the number of mills for each one dollar of taxable value that is required to generate a specified amount of revenue, rounded to the nearest dollar, or the dollar amount of revenue, rounded to the nearest dollar, that would be generated by a specified number of mills for each one dollar of taxable value, (c) the levy's rate, described in dollars,

rounded to the nearest dollar, for each one hundred thousand dollars of the County Auditor's appraised value, and (d) an estimate of the levy's annual collections, rounded to the nearest one thousand dollars, which shall be calculated assuming that the amount of the tax list of the taxing authority remains throughout the life of the levy the same as the amount of the tax list of the current year, and if this is not determined, the estimated amount submitted by the auditor to the county budget commission; and

WHEREAS, in accordance with Division (B)(3) of Section 5705.03 of the Ohio Revised Code, upon receiving such certification from the County Auditor, this Board may adopt a resolution stating the rate of the tax levy, expressed in mills for each one dollar of taxable value and the rate or estimated effective rate, as applicable, in dollars for each one hundred thousand dollars of the County Auditor's appraised value, as estimated by the county auditor, and that this Board will proceed with the submission of the question of the tax to electors. The Board shall certify this resolution, a copy of the County Auditor's certifications, and the resolution this Board passed under division (B)(1) of Section 5705.03 of the Ohio Revised Code to the Hamilton County Board of Elections (the "BOE") in the manner and within the time prescribed by the section of the Ohio Revised Code governing submission of the question. The BOE shall not submit the question of the tax to electors unless a copy of the County Auditor's certification, included in Attachment 1 hereto, accompanies the resolutions this Board certifies to the BOE;

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

SECTION 1. This Board hereby declares that it is necessary to levy, for a continuing period of time, an additional ad valorem property tax outside the ten mill limitation pursuant to Sections 5705.19(JJ) and 5705.191 of the Ohio Revised Code for the purpose of providing and maintaining fire apparatus, mechanical resuscitators, underwater rescue and recovery equipment, or other fire equipment and appliances, buildings and sites therefor, or sources of water supply and materials therefor, for the establishment and maintenance of lines of fire-alarm communications, for the payment of firefighting companies or permanent, part-time, or volunteer firefighting, emergency medical service, administrative, or communications personnel to operate the same, including the payment of any employer contributions required for such personnel under section 145.48 or 742.34 of the Ohio Revised Code, for the purchase of ambulance equipment, for the provision of ambulance, paramedic, or other emergency medical services operated by a fire department or firefighting company, or for the payment of other related costs; and for the purpose of providing and maintaining motor vehicles, communications, other equipment, buildings, and sites for such buildings used directly in the operation of a police department, for the payment of salaries of permanent or part-time police, communications, or administrative personnel to operate the same, including the payment of any employer contributions required for such personnel under section 145.48 or 742.33 of the Ohio Revised Code, or the payment of the costs incurred by the Township as a result of contracts made with other political subdivisions in order to obtain police protection; for the provision of ambulance or emergency medical services operated by a police department, or for the payment of other related costs, at a rate not exceeding **3.30 mills, or 0.0033, for each \$1.00 of valuation (the "Stated Millage")**, which amounts to **\$116 for each \$100,000 of valuation, for a continuing period of time, including a levy on the duplicate of the current year. The additional tax is to be levied upon, and the ballot measure shall be submitted to, the entire territory of the Township.**

SECTION 2. Pursuant to Section 5705.03(B), this Board has received from the Hamilton County Auditor, her certification that (a) the total current tax valuation of Anderson Township, is

being \$1,838,318,410, and (b) the estimated property tax revenue that will be produced by the Stated Millage, assuming the taxable value of Anderson Township remains constant throughout the life of the levy is calculated to be \$6,066,000 per year, a copy of which certification is included in Attachment 1 hereto and by this reference is made a part hereof.

SECTION 3. Pursuant to Ohio Revised Code Section 5705.25, the form of the ballots cast at the election to be held upon the question (subject to exercise by the Hamilton County Board of Elections and the Secretary of State of their respective statutory responsibilities) shall be as follows:

**PROPOSED TAX LEVY
A MAJORITY AFFIRMATIVE VOTE IS
NECESSARY FOR PASSAGE**

An additional tax for the benefit of Anderson Township, Hamilton County, Ohio, for the purpose of providing and maintaining fire apparatus, mechanical resuscitators, underwater rescue and recovery equipment, or other fire equipment and appliances, buildings and sites therefor, or sources of water supply and materials therefor, for the establishment and maintenance of lines of fire-alarm communications, for the payment of firefighting companies or permanent, part-time, or volunteer firefighting, emergency medical service, administrative, or communications personnel to operate the same, including the payment of any employer contributions required for such personnel under section 145.48 or 742.34 of the Ohio Revised Code, for the purchase of ambulance equipment, for the provision of ambulance, paramedic, or other emergency medical services operated by a fire department or firefighting company, or for the payment of other related costs; and for the purpose of providing and maintaining motor vehicles, communications, other equipment, buildings, and sites for such buildings used directly in the operation of a police department, for the payment of salaries of permanent or part-time police, communications, or administrative personnel to operate the same, including the payment of any employer contributions required for such personnel under section 145.48 or 742.33 of the Ohio Revised Code, or the payment of the costs incurred by the Township as a result of contracts made with other political subdivisions in order to obtain police protection; for the provision of ambulance or emergency medical services operated by a police department, or for the payment of other related costs, that the Hamilton County Auditor estimates will collect \$6,066,000 annually, at a rate not exceeding three and thirty hundredths (3.30) mills, or 0.0033, for each \$1 of taxable value, which amounts to One Hundred Sixteen dollars (\$116) for each one hundred thousand dollars of the Hamilton County Auditor’s appraised value, for a continuing period of time, commencing in 2024, first due in calendar year 2025.

	FOR THE TAX LEVY
	AGAINST THE TAX LEVY

SECTION 4. The question shall be submitted to the electors of Anderson Township at the general election to be conducted on November 5, 2024.

SECTION 5. The Fiscal Officer or his designee is hereby directed to file a certified copy of this Resolution, **together with an original of the County Auditor's certification and Resolution No. 24-0516-03, duly passed by this Board on May 16, 2024**, with the Hamilton County Board of Elections, not less than ninety (90) days prior to the general election to be held on November 5, 2024.

SECTION 6. This Board 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.

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 Resolution shall be in full force and effect immediately upon its passage and no publication of this Resolution is necessary other than that provided for in the Notice of Election.

SECTION 9. The Hamilton County Board of Elections shall publish a Notice of Election in a newspaper of general circulation within the Township, once a week for two consecutive weeks prior to the election in accordance with Section 7.16 of the Ohio Revised Code, which permits the first publication of such notice to be made in its entirety in a newspaper of general circulation in the Township but the second publication otherwise required may be made in abbreviated form in a newspaper of general circulation in the Township and on the newspaper's internet website, if the newspaper has one, with the second publication meeting all of the requirements included in Section 7.16 of the Ohio Revised Code. The Notice of Election shall be posted to the website of the BOE for thirty days prior to the election, and as otherwise required by Section 5705.25 and 5705.191 of the Ohio Revised Code.

A Limited Home Rule Resolution Reaffirming Acceptance of the Material Terms of the OneOhio Subdivision Settlement Pursuant to the OneOhio Memorandum of Understanding and Consistent with the Terms of the July 21, 2021 National Opioid Settlement Agreement; Authorizing Participation in the Proposed New National Opioid Settlement and the Execution of a Participation Form With Respect to the Settlement With the Kroger Co., Consistent With the Terms of the July 21, 2021 National Opioid Settlement Agreement and Declaring an Emergency

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

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

BOARD OF TOWNSHIP TRUSTEES
ANDERSON TOWNSHIP
HAMILTON COUNTY, OHIO

The Board of Township Trustees met in regular session at 5:00 p.m. this 18th day of July, 2024, with the following members present:

R. Dee Stone

Joshua S. Gerth

Lexi Lausten

Mrs. Lausten moved that as to the following resolution, the rule requiring that it be read on two separate days be dispensed with. Mr. Gerth seconded the motion, and the roll being called upon the question, the vote resulted as follows:

Mrs. Stone, yes; Mr. Gerth, yes; Mrs. Lausten, yes

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

RESOLUTION NO. 24 – 0718 – 14

A LIMITED HOME RULE RESOLUTION REAFFIRMING ACCEPTANCE OF THE MATERIAL TERMS OF THE ONEOHIO SUBDIVISION SETTLEMENT PURSUANT TO THE ONEOHIO MEMORANDUM OF UNDERSTANDING AND CONSISTENT WITH THE TERMS OF THE JULY 21, 2021 NATIONAL OPIOID SETTLEMENT AGREEMENT; AUTHORIZING PARTICIPATION IN THE PROPOSED NEW NATIONAL OPIOID SETTLEMENT AND THE EXECUTION OF A PARTICIPATION FORM WITH RESPECT TO THE SETTLEMENT WITH THE KROGER CO., CONSISTENT WITH THE TERMS OF THE JULY 21, 2021 NATIONAL OPIOID SETTLEMENT AGREEMENT AND DECLARING AN EMERGENCY

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

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

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

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

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

WHEREAS, the State of Ohio, through its Attorney General, and certain Local Governments, through their elected representatives and counsel, are separately engaged in litigation seeking to hold Opioid Pharmaceutical Companies (manufacturers) and pharmacies

distributing opioids (pharmacies) accountable for the damage caused by their misfeasance, nonfeasance and malfeasance; and

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

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

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

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

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

WHEREAS, a proposed Settlement Agreement dated March 22, 2024 (the "Kroger Settlement") is being presented to the State of Ohio and Local Governments by The Kroger Co. ("Kroger") to resolve governmental claims in the State of Ohio using the structure of the MOU and consistent with the material terms of the proposed Kroger Settlement; and

WHEREAS, in order to participate in the Kroger Settlement for the benefit of the Township, this Board must authorize the execution and timely delivery of the Settlement Participation Form attached hereto as Exhibit A, which by this reference is incorporated herein, which constitutes the Township's election to participate in the Kroger Settlement and the release of claims against Kroger by the Township stated in the Settlement Participation Form (together, the "Election and Release"); and

WHEREAS, this Board deems it to be in the best interest of the Township to agree to the material terms of the proposed Kroger Settlement;

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

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

SECTION 2. This Board hereby approves and accepts, on behalf of the Township, the material terms of the Kroger Settlement, pursuant to the terms of the MOU and as a Participating Subdivision hereby agrees to become a Releasor for all purposes in the Kroger Settlement,

pursuant to the terms of the MOU. This Board hereby agrees to the terms of the Kroger Settlement, and the Election and Release, pursuant to the terms of the MOU, including (without limitation) the agreement to use any monies it receives through the Kroger Settlement solely for the purposes provided therein.

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

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

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

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

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

SECTION 8. This home rule resolution is declared to be an emergency measure necessary for the preservation of the public peace, health, safety, and welfare of the Township, and in order for the Township to participate in the Kroger Settlement and to promptly pursue funds for the benefit of the Township to assist in abating the opioid epidemic throughout Ohio, this Board’s fully executed Settlement Participation Form must be provided to the Ohio Attorney General on or before August 12, 2024.

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

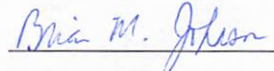
Mrs. Stone ___ Mrs. Lausten ___ Mr. Gerth ___

Passed at the regular meeting of the Board of Township Trustees this 20th day of June, 2024.

FISCAL OFFICER CERTIFICATION

The undersigned, duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true copy of a Limited Home Rule Resolution duly passed at a regular interim meeting of the Board of Township Trustees of said Township on the 18th day of July, 2024, together with a true record of the roll call vote thereon, and that said Resolution has been duly entered upon the Journal of said Township.

Dated: July 18, 2024

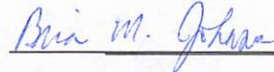


Brian M. Johnson
Fiscal Officer

CERTIFICATE OF POSTING

I, Brian M. Johnson, 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 July 18, 2024.

This 18th day of July, 2024



Brian M. Johnson
Fiscal Officer

Items Arising from Executive Session

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

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

RESOLUTION NO. 24 – 0718 – 15

RESOLUTION APPROVING FORM OF QUIT CLAIM DEED AND TERMINATION OF CONSERVATION EASEMENT, COVENANTS, RESTRICTIONS AND EASEMENTS, AND AUTHORIZING EXECUTION SAID INSTRUMENT BY THE TOWNSHIP ADMINISTRATOR

WHEREAS, Section 505.10 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;

WHEREAS, by Quit Claim Deed recorded March 31, 2009 in Official Record Volume 11102, at Page 1751 in the Official Records of the Hamilton County, Ohio Recorder, the Board of Park Commissioners of Great Parks of Hamilton County (the “Park Commissioners”) conveyed certain real property to the Board of Trustees of Anderson Township, Hamilton County, Ohio, as therein described subject to a reversionary interest of the Park Commissioners and to a conservation easement described therein (the “Conservation Easement”); and

WHEREAS, this Board and the Park Commissioners desire to extinguish the reversionary interest of the Park Commissioners and the Conservation Easement, and propose to do so by the execution and recordation of that certain Quit Claim Deed and Termination of Conservation Easement, Covenants, Restrictions and Easements in the form attached hereto as Exhibit A and by this reference incorporated herein (the “Releasing Deed”); and

WHEREAS, this Board deems it to be necessary and in the best interest of the Township to approve the substantial form of the Releasing Deed and to authorize its execution and recording;

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 deems it to be necessary and in the best interest of the Township to approve the substantial form of the Releasing Deed and to authorize its execution and recording.

SECTION 2. That the Township Administrator is authorized (a) to execute the Releasing Deed in substantially the form attached hereto as Exhibit A with such changes thereto as she deems necessary and appropriate to effectuate the purposes of this Resolution and which are not disadvantageous to the Township, such determinations being conclusively evidenced by her execution of the Releasing Deed, and (b) to cause said Releasing Deed, when fully executed, to be recorded in the Official Records of the Hamilton County, Ohio Recorder. Further, the Township Administrator is authorized to sign all documents related thereto.

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

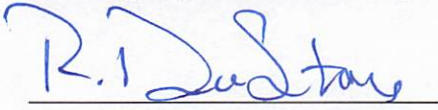
SECTION 4. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions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

MOTION TO ADJOURN

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

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

Meeting adjourned at 6:57 p.m.



R. Dee Stone, Chair

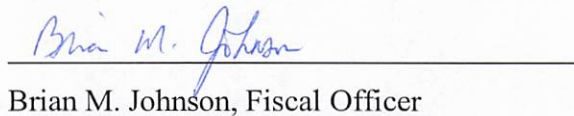


Brian M. Johnson, Fiscal Officer

CERTIFICATION

The undersigned duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 19th day of September 2024, and that said minutes have been duly entered upon the Journal of said Township.

This day 19th day of September 2024.



Brian M. Johnson, Fiscal Officer