

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
March 18, 2026

Dee Stone, Trustee Chair
Katie Nappi, Trustee Vice Chair
Tom Hodges, 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, Law Director Margaret Comey, Anderson Township Fire & Rescue Chief Richard Martin, Sheriff's Department Lt. Losekamp, Fiscal Office Manager Katie Arnold, Director of Finance Tammy Disque.

Motion to Adopt Agenda

Mrs. Stone moved to adopt the agenda. **Mrs. Nappi** seconded the motion.

Mr. Johnson called the roll: **Mrs. Stone, yes; Mrs. Nappi, yes; Mr. Hodges, yes.**

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

Mr. Johnson called the roll: **Mrs. Stone, yes; Mrs. Nappi, yes; Mr. Hodges, yes.**

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

Mr. Johnson called the roll: **Mrs. Stone, yes; Mrs. Nappi, yes; Mr. Hodges, yes.**

Pledge of Allegiance

The Guardian Angels Webelo Cub Scout troop led the Pledge of Allegiance.

Public Hearing Case 1-2025 LUP Text Amendments

Open Public Hearing for Case 1-2025 LUP Text Amendments

Mrs. Stone opened the Public Hearing.

Mr. Drury presented the zoning resolution's history, process and current updates.

He said that current changes are related to lights in windows and the sign regulation's moving to the sign's condition vs. a timeline because of enforcement logistics. Changes also clarify various definitions. Mr. Drury thanked Co-Op Logan Vaughn for his work proofreading and changing grammar in the document as well.

Mrs. Stone opened public comment.

No members of the public came forward.

Mrs. Stone closed public comment.

Mrs. Stone closed the public hearing.

Consideration of Resolution Approving and Adopting Various Text Amendments to the Anderson Township Zoning Resolution

Mrs. Nappi moved to adopt the resolution presented by Mr. Drury. **Mrs. Stone** seconded the motion.

Mr. Johnson called the roll: **Mrs. Stone, yes; Mrs. Nappi, yes; Mr. Hodges, yes.**

RESOLUTION NO. 26-0318-01

**APPROVING AND ADOPTING VARIOUS TEXT AMENDMENTS TO THE
ANDERSON TOWNSHIP ZONING RESOLUTION**

WHEREAS, this Board of Township Trustees ("Board"), has discussed Case 1-2025 LUP Anderson, a recommendation of the Anderson Township Zoning Commission, to amend the text of the Anderson Township Zoning Resolution as described in **Exhibits A and B**, which is attached hereto, and is hereby incorporated in and made part of this Resolution; and

WHEREAS, the Anderson Township Board of Township Trustees initiated the adoption process of such amendments on October 16, 2025; and

WHEREAS, after allowing for public testimony and deliberating in public session, the Hamilton County Regional Planning Commission recommended approval of such amendments at its December 5, 2025, meeting; and

WHEREAS, after allowing for public testimony and deliberating in public session, the Anderson Township Zoning Commission recommended approval of such amendments at its February 23, 2026, meeting; and

WHEREAS, on March 18, 2026, this Board held a public hearing to review said amendments, the documents and testimony pertaining thereto, and the recommendations of the Anderson Township Zoning Commission, Hamilton County Regional Planning Commission, Township staff and various County and Township agencies; and

WHEREAS, this Board has discussed certain proposed changes, finds them to be in best interests of the community, and finds that they will promote the public health and safety of the community;

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 adopts the amendments to the Anderson Township Zoning Resolution contained in Exhibit A and B hereto, which are hereby incorporated in and made parts of this Resolution.

SECTION 2. That a certified copy of this Resolution as it may be amended shall become part of the Anderson Township Zoning Resolution upon recommendations, review, hearings, amendments and final decision of this Board as prescribed by the Anderson Township Zoning Resolution and the Revised Code.

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

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

Mrs. Stone thanked Mr. Vaughn for his work on the amendment.

Presentations/Recognitions

Tree Committee Presentation

John Halpin and Timothy Kloppenberg presented the committee's efforts in maintaining the Township tree canopy, including the fall tree planting program and the standards to be a "Tree City", noting the Township has been a member for 17 years. They also noted this year would be a year to update the plan for the arboretum.

Resolution Declaring April 24, 2026, as Arbor Day in Anderson Township

Mr. Hodges moved to adopt the resolution presented by Mr. Drury. **Mrs. Nappi** seconded the motion.

Mr. Johnson called the roll: **Mrs. Stone, yes; Mrs. Nappi, yes; Mr. Hodges, yes.**

RESOLUTION NO. 26-0318-02

DECLARING APRIL 24, 2026, 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 24, 2026, 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.

Public Forum

No members of the public wished to speak.

Trustee Comments

Mrs. Nappi recognized those who participated in the Honor Flight and stated it was a great use of Anderson Center and that it was a wonderful experience. She also mentioned that she had a meeting with the Historical Society for America's 250th birthday. She stated that History to Schools had started and commended staff efforts to bring local government alive.

Mr. Hodges spoke about the Honor Flight at Anderson Center and mentioned the school district's Forest Hills 5K fundraiser. Mr. Hodges also spoke regarding his hope for the Board to sign a letter of support for state funding to be used for the new MEMI music venue. He stated his belief that the venue will bring larger performers, add meeting space, and create additional jobs. He stated he has had meetings with those affiliated with MEMI and thinks they are sincere in their commitment to Anderson.

Mrs. Nappi said this is the third discussion the Board has had regarding its support for the music venue. She stated that she has concerns but wants the project to succeed. She said it is a tough situation and a future partnership with MEMI is important to her. She thinks there is good faith effort and that more conversations need to happen for partnerships to begin. She also stated that it will take work for MEMI to build trust in the community. She stated businesses in the area will benefit from the venue. She mentioned that strong arts have a positive impact on a community.

Mrs. Stone stated she had a different opinion. She said that she was on the Board when they purchased Coney and remembers how upsetting it was to residents. She recalled that they asked for \$20 million and received \$8 million in taxpayer dollars from the state. She said she does not think her tax dollars should go to a private entity that is not open to the public. She also noted the Board's investment in the Riverbend area, including the Kellogg Landscaping project. Mrs. Stone stated that MEMI is a nonprofit, and therefore the Township does not receive tax revenue from the property. She stated that Anderson residents will be impacted by noise and traffic from the new venue, while the City of Cincinnati will receive revenue from a ticket tax that the Township would not.

Mr. Hodges mentioned that, in his meetings, there was a conversation about a future riverwalk project open to the public with state budget money in a future state budget.

Mrs. Nappi thinks we need to start the partnership somewhere.

Mrs. Stone said it is our residents who are affected by it, not the city.

Mrs. Nappi mentioned the township businesses in the area and the opportunity to develop the area. She also mentioned the investment MEMI has made in the area and that we need to be part of it because it is going to happen regardless.

Mrs. Stone said she will sign the letter but has concerns. She mentioned MEMI's opposition to the Protect and Serve charge and how that shows a lack of good faith. She thinks the collaboration should start with them.

Fiscal Officer

Financial Reports

Mr. Johnson highlighted multiple reports and graphs for revenues and expenditures, the reconciliation, fund balances, the year-to-date activity report, and the revenue trend graph.

Minutes

MOTION NO. 26 – 0318 – 03

Mrs. Stone moved to adopt the minutes of February 12, and February 13, as presented by the Fiscal Officer. Mrs. Nappi seconded the motion.

Mr. Johnson called the roll: Mrs. Stone, yes; Mrs. Nappi, yes; Mr. Hodges, yes.

Law Director- There was no new business.

Finance Department

Resolution Approving 2026 Permanent Budget

Mrs. Disque presented the 2026 Permanent Budget. She mentioned the focus on public safety, new revenue streams of adult use cannabis fee, and the protect and the serve charge.

Mrs. Nappi moved to adopt the below resolution as presented by Mrs. Disque. Mr. Hodges seconded the motion.

Mr. Johnson called the roll: Mrs. Stone, yes; Mrs. Nappi, yes; Mr. Hodges, yes.

RESOLUTION NO. 26 – 0318 – 04

RESOLUTION APPROVING 2026 PERMANENT BUDGET

WHEREAS, the Board of Township Trustees of Anderson Township adopted Resolution 25-0626-01 establishing the 2026 Tax Budget for the fiscal year commencing January 1, 2026 in accordance with Section 5705.28 of the Ohio Revised Code; and

WHEREAS, the Board adopted Resolution 25-1218-23 establishing Temporary 2026 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, 2026;

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

SECTION 1. Upon recommendation of the Township Administrator, this Board hereby adopts the 2026 Permanent Appropriations as presented to this Board.

SECTION 2. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said 2026 Permanent Appropriations to the Hamilton County Budget Commission.

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

Memorial Day Contribution to American Legion Anderson Post 318

MOTION NO. 26 – 0318 – 05

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. Nappi seconded the motion.

Mr. Johnson called the roll: Mrs. Stone, yes; Mrs. Nappi, yes; Mr. Hodges, yes.

Planning & Zoning

There was no new business.

Fire & Rescue Department

Resolution Approving and Authorizing the Services of Birkley Consulting for Pre-Employment Testing and Other Services and the Payment of Expenses with Respect Thereto

Mr. Hodges moved to adopt the below resolution as presented by Chief Martin. Mrs. Nappi seconded the motion.

Mr. Johnson called the roll: Mrs. Stone, yes; Mrs. Nappi, yes; Mr. Hodges, yes.

RESOLUTION NO. 26 – 0318 – 06

RESOLUTION APPROVING AND AUTHORIZING THE SERVICES OF BIRKLEY CONSULTING FOR PRE-EMPLOYMENT TESTING AND OTHER SERVICES AND THE PAYMENT OF EXPENSES WITH RESPECT THERETO

WHEREAS, this Board entered into an Agreement for Psychological and Consultation Services with Birkley Consulting, LLC (“Birkley Consulting”), for a term of one year, which agreement has terminated, and this Board desires to enter into an Agreement for Psychological and Consultation Services with Birkley Consulting (“Agreement”) for the provision of pre-employment testing of fire department candidates and other services as described in the Agreement for fiscal year 2026;

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

SECTION 1. This Board hereby determines that it necessary and in the best interest of the Township to conduct psychological pre-employment testing of potential fire department recruit candidates by a professional service provider experienced with such testing.

SECTION 2. This Board approves and authorizes the psychological pre-employment testing of potential fire department recruit candidates by Birkley Consulting ("Evaluations") and the provisions of certain Services, Well Visits, and Training, each as defined in the Agreement presented to this Board, for the maximum sum of \$9,100 and hereby appropriates said sum for such purpose.

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

Sheriff's Office

Deputy Brian Hayes Retirement

Lt. Losekamp mentioned Deputy Brian Hayes is retiring after 25 years of service, 20 of them with Anderson Township as Park District Patrol, Community Resource Officer, and at District 5.

Mrs. Stone commended his service and noted his role in bike registrations.

Township Administrator

Request Authorization to Bid Kellogg Avenue Landscape Maintenance

Mrs. Nappi wanted to know if maintenance costs were expected to decrease in the future.

Mr. Magna stated maintenance would fluctuate with weather, plants dying, or being damaged and he noted the maintenance included picking up litter.

Mrs. Earhart said they worked with landscape architects to plant hearty landscaping that was drought tolerant.

MOTION NO. 26 – 0318 – 07

Mrs. Nappi moved to authorize bid preparation and advertisement for the Kellogg Avenue Landscape Maintenance. **Mr. Hodges** seconded the motion.

Mr. Johnson called the roll: **Mrs. Stone, yes; Mrs. Nappi, yes; Mr. Hodges, yes.**

Sutton Road Sidewalk Bid Acceptance

Mr. Sievers said it was the same contractor as the County and was a collaborative project.

MOTION NO. 26 – 0318 – 08

Mrs. Nappi moved that this Board hereby accepts the Bid of \$184,397.15 from Rack and Ballauer Excavating Co., Inc., deemed to be the lowest and best and/or most responsible/responsive bidder for the Sutton Road Sidewalk project in accordance with the Bid plans and specifications, together with a 10% contingency, for a maximum appropriation of \$202,836.87, funded 50% by a SORTA (METRO) Transportation Improvement Fund grant, with the balance funded using 1994 TIF funds allocated in the 2026 budget; further, this Board hereby authorizes and directs the Township Administrator to give timely Notice of Award to the contractor and, after consultation with the Law Director, to enter into contract with Rack and Ballauer Excavating Co., Inc., in accordance with their Bid for the Sutton Road Sidewalk project. Mrs. Stone seconded the motion.

Mr. Johnson called the roll: Mrs. Stone, yes; Mrs. Nappi, yes; Mr. Hodges, yes.

A Resolution Authorizing the Township Administrator to Designate a Natural Gas Supply Provider to the Township in Connection with the Anderson Township Natural Gas Aggregation Program and Authorizing the Township Administrator to Enter into an Agreement with the Designated Natural Gas Supply Provider

Mrs. Stone moved to adopt the below resolution as presented by Mr. Magna. Mrs. Nappi seconded the motion.

Mr. Johnson called the roll: Mrs. Stone, yes; Mrs. Nappi, yes; Mr. Hodges, yes.

RESOLUTION NO. 26 – 0318 – 09

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

WHEREAS, Section 4929.26 of the Ohio Revised Code (the “Statute”) authorizes the legislative authorities of municipal corporations, townships and counties to aggregate automatically, subject to opt-out provisions, competitive 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, this Board by Resolution No. 22-0707-01 authorized all actions necessary to effect a governmental natural gas aggregation program for Anderson Township with opt-out provisions pursuant to the Statute, and directed the Hamilton County Board of Elections to submit the question of whether to authorize the Anderson Township Natural Gas Aggregation Program (the "Natural Gas Aggregation Program") 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; and;

WHEREAS, the question was approved by the electors in the Township at the general election held on November 8, 2022 and, subsequently, this Board was certified by the Ohio Public Utilities Commission as a competitive retail natural gas service governmental aggregator; and

WHEREAS, this Board by Resolution No. 22-0707-02 engaged Energy Alliances, Inc., an Ohio corporation (the "Consultant"), to provide consulting services to the Township in connection with the Natural Gas Aggregation Program; and

WHEREAS, the Consultant is in the process of soliciting bids from natural gas supply services providers for the provision of natural gas supply services to the Natural Gas Aggregation Program; and

WHEREAS, upon review of those bids with Township staff, the Consultant will recommend a natural gas supply services provider qualified to provide natural gas supply services to the Natural Gas Aggregation Program and providing the best and most responsible bid for providing natural gas supply services to the Natural Gas Aggregation Program; and

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

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

SECTION 1. This Board hereby authorizes the Township Administrator, after review of bids of natural gas supply service providers and consultation with the Consultant and Township staff with respect thereto, to designate the natural gas supply services provider to the Township for the Natural Gas Aggregation Program in accordance with the following guidance of this Board: that the maximum price per CCF of natural gas supply service to be provided to participants in the Natural Gas Aggregation Program shall not exceed a fixed rate of \$0.75 per CCF or, as an alternative, the NYMEX month-end settlement rate plus an additor of \$0.39 per CCF, and such service shall be provided pursuant to an agreement otherwise advantageous to participants in the Natural Gas Aggregation Program.

SECTION 2. This Board further authorizes the Township Administrator to enter into a written agreement with the designated natural gas supply services provider for the provision of natural gas supply services to the Natural Gas Aggregation Program in a form recommended by

the Consultant and which, after consultation with the Law Director, she deems to be advantageous to the Township and participants in the Natural Gas Aggregation Program, her execution of said agreement to be conclusive evidence of such determination.

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

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

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

Letters went out March 12 for electricity aggregation.

Presentation of the 2025 Schramm Award for the Elstun Connector

Mr. Sievers said the American Society of Highway Engineers under 5 million category was awarded to the Elstun Connector.

Resolution Authorizing LPA Federal ODOT Let Project Agreement with Respect to Clough Pike and Eight Mile Road Improvements

Mr. Hodges moved to adopt the below resolution as presented by Mr. Seivers. Mrs. Nappi seconded the motion.

Mr. Johnson called the roll: Mrs. Stone, yes; Mrs. Nappi, yes; Mr. Hodges, yes.

RESOLUTION NO. 26 – 0318 – 10

RESOLUTION AUTHORIZING LPA FEDERAL ODOT LET PROJECT AGREEMENT WITH RESPECT TO CLOUGH PIKE AND EIGHT MILE ROAD IMPROVEMENTS

WHEREAS, the State of Ohio, Department of Transportation ("ODOT") and Anderson Township, Hamilton County, Ohio, as the Local Public Agency, acting by and through its Board of Township Trustees (the "LPA"), have determined the need to improve safety by adding right turn lanes on northbound and southbound Eight Mile Road approaching Clough Pike, including new traffic signals and a relocated sidewalk (the "Project"); and

WHEREAS, ODOT and the LPA propose to enter into that certain LPA-Federal-ODOT-Let Project Agreement relating to the Project (the "Agreement") in substantially the form presented to this Board;

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

SECTION 1. *Consent Statement.* The LPA determines that the Project is in the public interest, and hereby gives its consent to the Ohio Director of Transportation to complete the Project as detailed in the Agreement.

SECTION 2. *Cooperation Statement.* The LPA agrees that it shall cooperate with the Ohio Director of Transportation in undertaking the Project, and shall enter into the Agreement, as well as any other agreements related to and necessary to develop and construct the Project, as follows:

- A. The total cost of the Project ("Construction and Right of Way Cost") is estimated to be \$945,200 of which ODOT will provide to the LPA eighty percent (80%) of the eligible costs, up to a maximum of \$756,160 in federal funds administered by ODOT.
- B. The LPA agrees to participate in the cost of the Project at the rate of twenty percent (20%) of the Construction and Right of Way Cost (the non-federal share or LPA's share) and, further, to be responsible for paying one hundred percent (100%) of the costs of Planning, Preliminary Engineering, Environmental Engineering (provided that ODOT shall obtain permits) and Final Engineering, as set forth in the scope of services, and ODOT shall provide Final Engineering with respect to utility relocation.
- C. The LPA further agrees to pay one hundred percent (100%) of the cost of those features of the Project requested by the LPA which are determined by ODOT and the Federal Highway Administration to be beyond the scope of the Project.
- D. The LPA further agrees that change orders and extra work contracts required to fulfill the Project construction contracts 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 LPA. The LPA shall provide all other necessary financial resources to fully complete the Project, including all cost overruns and contractor claims in excess of the estimated cost listed in 2A, above.
- E. The LPA 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.
- F. ODOT and LPA agree to the "LPA ODOT Let Project Responsibility Assignments" included in the Agreement.

SECTION 3. *Utilities and Right-of-Way Statement.* The LPA agrees to acquire and/or make available to ODOT, in accordance with current State and federal regulations, all necessary right-of-way required for the Project. The LPA also understands that right-of-way costs include eligible utility costs.

The LPA agrees to be responsible for all utility accommodation, relocation and reimbursement and agrees that such accommodation, relocations, and reimbursements shall comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

SECTION 4. *Maintenance.* Upon completion of the Project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the Project in accordance with all applicable State and federal laws, including, but not limited to, Title 23, U.S.C., Section 116; (2) provide sufficient financial provisions, 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 5. *Authority to Sign.* This Board hereby approves the form of the Agreement substantially in the form presented to this Board and the Township Administrator of the LPA is hereby authorized on behalf of this Board, to (a) execute and deliver the Agreement in substantially the form attached hereto, with such revisions thereto as she deems, after consultation with the Law Director, not to be disadvantageous to the LPA, such determination being conclusively evidenced by her execution of the Agreement, and (b) enter into such additional Project contracts with (i) ODOT pre-qualified consultants for the Preliminary Engineering and Right-of-Way phases of the Project, and (ii) the Ohio Director of Transportation, as are necessary to complete the Project and to carry out the intent of this Resolution, after review thereof by the Law Director.

The Township Administrator is also empowered to assign to ODOT all rights, title and interest of the Board arising from any agreement with said consultants in order to allow ODOT to direct additional or corrective work, recover damages due to errors or omission, and to exercise all other contractual rights and remedies afforded by law or equity, if requested by ODOT.

SECTION 6. *Certification.* The Fiscal Officer or his designee shall certify two (2) copies of this Resolution to the Ohio Department of Transportation District 8, 505 S. State Route 741, Lebanon, Ohio 45036, Attention: Ms. Andrea Henderson, Local Public Agency Coordinator.

SECTION 7. *Preambles.* The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this resolution.

SECTION 8. *Sunshine Law Finding.* 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.

Clough and Newtown Road Improvements

Mr. Sievers stated that the bid from ODOT is above the estimate, but the cost is only going to increase. The completion date is estimated to be November with most of the work in the summer to minimize school busing problems.

Mr. Hodges asked for confirmation of his understanding that this is a project for which we are receiving federal funding and we do not control the bidding process.

Mr. Sievers confirmed **Mr. Hodges** understanding and stated ODOT controls the bidding process, which is a time and cost savings to the township. He stated that ODOT estimated higher than our engineer, but the bids came in even higher. He also mentioned some easements might expire if the project is delayed and damaging the ODOT relationship, which includes grant application penalties for canceling a prior project.

MOTION NO. 26 – 0318 – 11

Mrs. Stone moved to amend Resolution 26-0212-01 to authorize up to \$564,860 in additional 1994 TIF funds from the 2026 budget, for the construction the Clough & Newtown improvements, including the addition of left turn lanes at Newtown Road, and completion of sidewalks from Newtown Road to Turpin Hills Drive, which will utilize \$ 449,461 in OKI surface transportation block grant (STBG) funding. **Mr. Hodges** seconded the motion.

Mr. Johnson called the roll: **Mrs. Stone, yes; Mrs. Nappi, yes; Mr. Hodges, yes.**

Decisions Arising from Executive Session

MOTION NO. 26 – 0318 – 12

Mrs. Stone moved to authorize the hiring of nine (9) firefighters to fill six (6) existing vacancies, one (1) temporary vacancy caused by extended military deployment, and two department staffing to eighty (80) firefighters, to be reduced to seventy-eight (78) by attrition thereafter to maintain staffing of seventy-eight (78) firefighters. No additional personnel are to be hired without further Board action. **Mrs. Nappi** seconded.

Mr. Johnson called the roll: **Mrs. Stone, yes; Mrs. Nappi, yes; Mr. Hodges, yes.**

MOTION NO. 26 – 0318 – 13

Mrs. Stone moved to authorize changes to the Battalion Chief Pay and Benefits Schedule as presented, effective April 17, 2026. **Mrs. Nappi** seconded the motion.

Mr. Johnson called the roll: **Mrs. Stone, yes; Mrs. Nappi, yes; Mr. Hodges, yes.**

Motion to Adjourn

Mrs. Stone moved to adjourn the meeting. **Mrs. Nappi** seconded the motion.

Mr. Johnson called the roll: **Mrs. Stone, yes; Mrs. Nappi, yes; Mr. Hodges, yes.**

Dee Stone

Dee Stone, Chair

Brian M. Johnson

Brian M Johnson, Fiscal Officer

CERTIFICATION

The undersigned duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 18th day of March 2026, and that said minutes have been duly entered upon the Journal of said Township.

This 21st day of May, 2026.

Brian M. Johnson

Brian M Johnson, Fiscal Officer