

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
August 29, 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, Anderson Township Fire & Rescue Chief Richard Martin, Sheriff's Department Lt. Dave Downing, Fiscal Office Manager Katie Arnold, Director of Finance Tammy Disque. Mallory Clapp, Mark Magna Sarah Donovan Molly Mohrfield

MOTION TO ADOPT AGENDA

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

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

FISCAL OFFICER/TRUSTEES

Appropriation Amendments

RESOLUTION NO. 24 – 0829 – 01

Mr. Gerth moved to adopt the appropriation change outlined below. **Mrs. Lausten** seconded the motion.

<u>ACCOUNT</u>	<u>AMOUNT</u>
54.1100.99 MISC EXPENSE- OTHER	\$88,187.94

Increase in appropriations for the OneOhio Opioid Settlement fund to direct the payments received to date to the Hamilton County Public Health Department as approved by the Trustees via Resolution No. 24-0815-19.

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

There was no further discussion.

RESOLUTION NO. 24 – 0829 – 02

Mrs. Lausten moved to adopt the appropriation change outlined below. Mr. Gerth seconded the motion.

ADVANCE:

<u>ACCOUNT</u>	<u>AMOUNT</u>
01.1900.01 Advances-Out	\$215,652
56.0110.10 Advances-In	\$215,652

Advance required due to a reimbursable FEMA grant for Port Security. The general fund will be repaid once grant money is received.

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

There was no further discussion.

Resolution Approving and Authorizing the Execution of an Investment Management Agreement with RedTree Investment Group Relating to the Investment of Township Funds

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 – 0829 – 03

RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION OF (I) AN INVESTMENT MANAGEMENT AGREEMENT WITH REDTREE INVESTMENT GROUP AND (II) A CONSULTING AGREEMENT WITH REDTREE INVESTMENT GROUP, EACH RELATING TO THE INVESTMENT OF TOWNSHIP FUNDS

WHEREAS, Kindred Spirits Investment Management, LLC, doing business as RedTree Investment Group, 5050 Section Road, Suite 420, Cincinnati, OH 45212, an Ohio limited liability company (“RedTree”), is a registered investment adviser under the federal Investment Advisers Act of 1940 and its representatives operate in Ohio under the Ohio Securities Act set forth in Section 1707 of the Ohio Revised Code; and

WHEREAS, RedTree proposes to provide certain investment management services to the Township (the “IM Services”) as described in and pursuant to that certain RedTree Investment Group Investment Management Agreement (“Investment Management Agreement”), and to provide certain financial consulting services (“Consulting Services”) as described in and pursuant to that certain RedTree Investment Group Consulting Agreement (“Consulting Agreement” and together with the Investment Management Agreement, “Agreements”), the substantial form of which Investment Management Agreement is attached hereto as Exhibit A and by this reference is incorporated herein and the substantial form of which Consulting Agreement is attached hereto as Exhibit B and by this reference is incorporated herein;

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

SECTION 1. This Board hereby determines that it is in the best interest of the Township to provide for the provision of IM Services by RedTree to the Township, effective January 1, 2025, which will benefit the Township.

SECTION 2. This Board further hereby determines that until January 1, 2025 it is in the best interest of the Township to engage RedTree to provide financial consulting services to the Township effective September 1, 2024, to December 31, 2024, which will benefit the Township.

SECTION 3. The substantial form of the Investment Management Agreement attached hereto as Exhibit A and the substantial form of the Consulting Agreement attached hereto as Exhibit B are hereby approved and the Township Administrator is hereby authorized to execute the Agreements with such changes thereto as the Township Administrator, after consultation with the Law Director, has determined are not materially adverse to the Township, such determination being evidenced by her execution of the Agreements.

SECTION 4. That funds for payment for the IM Services and Consulting Services provided pursuant to the respective Agreements have been appropriated.

SECTION 5. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

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

There was no further discussion.

Resolution Approving and Authorizing the Execution of a Custody Agreement with U.S. Bank National Association Relating to Investment of Township Funds and the Fee Schedule Related Thereto

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 – 0829 – 04

**RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION OF A
CUSTODY AGREEMENT WITH U.S. BANK NATIONAL ASSOCIATION RELATING
TO INVESTMENT OF TOWNSHIP FUNDS AND THE FEE SCHEDULE RELATED
THERE TO**

WHEREAS, this Board has approved and authorized an Investment Management Agreement by and between Kindred Spirits Investment Management, LLC, doing business as RedTree Investment Group, 5050 Section Road, Suite 420, Cincinnati, OH 45212, an Ohio limited liability company (“RedTree”), a registered investment adviser under the federal Investment

Advisers Act of 1940, operating in Ohio under the Ohio Securities Act set forth in Section 1707 of the Ohio Revised Code; and

WHEREAS, RedTree utilizes custodial services of U.S. Bank National Association (the "Bank") and has requested that this Board approve and authorize the appointment of the Bank to provide custody services in connection with securities, cash and other property the Township may deposit, or causes to be deposited, from time to time, investments and reinvestments thereof, and income thereon (collectively, "Assets") to be held in a custody account in the name of the Township (the "Account"), upon terms and conditions set forth in a Custody Agreement, by and between the Bank and the Township, the substantial form of which is attached hereto as Exhibit A and by this reference is incorporated herein (the "Custody Agreement"); and

WHEREAS, the Bank's Fee Schedule for Clients of RedTree for the custodial services for Assets held in a Township Account with the Bank under the terms and conditions of the Custody Agreement is attached hereto as Exhibit B and by this reference is incorporated herein (the "Fee Schedule");

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

SECTION 1. This Board hereby determines that it is in the best interest of the Township to provide for the provision of custodial services by the Bank pursuant to the Custody Agreement, which will benefit the Township.

SECTION 2. The substantial form of the Custody Agreement attached hereto as Exhibit A is hereby approved and the Township Administrator is hereby authorized to execute and deliver the Agreement with such changes thereto as the Township Administrator, after consultation with the Law Director, has determined are not materially adverse to the Township, such determination being evidenced by her execution of the Custody Agreement.

SECTION 3. The substantial form of the Fee Schedule attached hereto as Exhibit B is hereby approved and the Township Administrator is hereby authorized to execute the Fee Schedule with such changes thereto as the Township Administrator, after consultation with the Law Director, has determined are not materially adverse to the Township, such determination being evidenced by her execution of the Fee Schedule; and funds for payment for the custodial services provided pursuant to the Custody Agreement have been appropriated.

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

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

There was no further discussion.

TOWNSHIP ADMINISTRATOR

Forest Road Sidewalk Final Engineering

Mr. Drury introduced the Planning & Zoning department Co-op Mallory Clapp. Mr. Drury presented the sidewalk project.

Bed Tax and Short-Term Rentals

Mr. Drury updated the board on the Bed tax. He shared responses from area townships that showed none collected a bed tax. He shared City of Oxford data on the revenue from their bed tax. He recommended not pursuing the revenue as would not outweigh resources needed.

Resolution Authorizing Clough Pike Pedestrian Improvements

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

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

FINAL RESOLUTION

The following Final Resolution enacted by the Board of Township Trustees, **Anderson** Township, Hamilton County, Ohio, hereinafter referred to as the Legislative Authority/Local Public Agency or "LPA", in the matter of the stated described project.

WHEREAS, on the **18th day of January 2024**, the LPA enacted legislation proposing cooperation with the Director of Transportation for the described project:

The project consists of improvements to Clough Pike (C.R. 358) by constructing a new pedestrian crossing and new sidewalk from S.L.M. 4.36 to S.L.M. 4.65 to the intersection of Cough Pike and Endovalley Drive including curb, curb ramps, signal upgrades and pavement markings, lying within Anderson Township; and

WHEREAS, the LPA shall cooperate with the Director of Transportation in the above described project as follows:

The Township agrees to assume and bear one hundred percent (100%) of the entire cost of the improvement within the township limits, less the amount of Federal-Aid funds set aside by the Director of Transportation for the financing of this improvement from funds allocated by the Federal Highway Administration, U. S. Department of Transportation.

The share of the cost of the LPA is now estimated in the amount of **Eighty-Three Thousand Six Hundred and - - - - 00/100 Dollars, (\$83,600.00)**, but said estimated amount is to be adjusted in order that the LPA's ultimate share of said improvement shall correspond with said percentages of actual costs when said actual costs are determined; and

WHEREAS, The Director of Transportation has approved said legislation proposing cooperation and has caused to be made plans and specifications and an estimate of cost and expense for improving the above described highway and has transmitted copies of the same to this legislative authority; and

WHEREAS, The LPA desires the Director of Transportation to proceed with the aforesaid highway improvement.

NOW, THEREFORE, be it resolved:

- I. That the estimated sum, of **Eighty-Three Thousand Six Hundred and - - - - 00/100 Dollars, (\$83,600.00)** is hereby appropriated for the improvement described above and the fiscal officer is hereby authorized and directed to issue an order on the treasurer for said sum upon the requisition of the Director of Transportation to pay the cost and expense of said improvement. We hereby agree to assume in the first instance, the share of the cost and expense over and above the amount to be paid from **Federal** funds.
- II. That the LPA hereby requests the Director of Transportation to proceed with the aforesaid highway improvement.
- III. That the LPA enter into a contract with the State, and that the **Township Administrator** be, and is hereby authorized to execute said contract, providing for the payment of the LPA the sum of money set forth herein above for improving the described project.
- IV. That the LPA transmit to the Director of Transportation a fully executed copy of this Resolution.

Discussion took place regarding warning all pedestrians about misperception about cars needing to stop.

Ohio Department of Transportation Invoice for Continuous Flow Intersection

Mr. Sievers informed the Board of an invoice the Township recently received from 2017.

Traffic Calming Measures

Ms. Lausten stated she was concerned about speeding in Sherwood and other schools and was curious if there was an outside source that was able to create a culture of safety.

Ms. Earhart reviewed the measures taken to curb speeding.

Ms. Lausten gave her appreciation to the Sheriff's office for their presence in Sherwood.

Anderson Insights Newsletter Process

There was a general discussion about the newsletter process and possible process changes.

Ms. Earhart asked if the Board wanted final version approval prior to submitting to the printer.

Mr. Gerth stated the process did not need to change.

Community Partnership

Mrs. Earhart reminded the Board to complete Fraud training.

The Board reviewed the communication about the RFQ regarding the Community Partnership.

OTA 136th General Assembly Legislative Priorities – Suggestions Due by October 1st

Mrs. Earhart asked any recommendations be sent to her by October 1.

Fiscal Office Personnel

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

RESOLUTION NO. 24 – 0 8 2 9 – 06

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

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

WHEREAS, Katie Arnold was hired as the Fiscal Office Clerk for the Anderson Township Fiscal Office effective February 27, 2023, and;

WHEREAS, Fiscal Officer Brian Johnson appointed Katie Arnold as the Fiscal Office Manager, effective August 12, 2024,

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

Section 1. That the Board hereby determines that pursuant to the Statute, Katie Arnold, in her capacity as Fiscal Office Manager, is hereby authorized to incur (by way of execution of purchase orders) obligations on behalf of the Township in the amount of \$10,000 or less per obligation, beginning August 29, 2024.

Section 2. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such

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

There was no further discussion.

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), and to confer with the Law Director concerning disputes that are the subject of pending or imminent court action as permitted by Ohio Revised Code Section 121.22(G)(3). Mrs. Lausten seconded the motion. Mrs. Comey joined the meeting via telephone.

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

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

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


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.



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 17th day of October 2024, and that said minutes have been duly entered upon the Journal of said Township.

This day 17th day of, October 2024.



Brian M. Johnson, Fiscal Officer