

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

October 3, 2019

The Board of Township Trustees of Anderson Township ("Board") held its regular Interim Workshop Meeting on October 3, 2019, at 2:00 p.m., in the Large Conference Room at Anderson Center. Present were the following Board members:

Joshua S. Gerth  
Robin D. Stone  
Andrew S. Pappas

**Mr. Gerth** called the meeting to order and welcomed attendees including Fiscal Officer Ken Dietz, Township Administrator Vicky Earhart, Assistant Administrator for Operations Steve Sievers, Assistant Administrator for Human Resources Suzanne Parker, Fire Chief Rick Martin, Sgt. Kevin Bley, Planner I Brad Bowers, Co-Op Jack Cunningham, Law Director Margaret Comey and Administrative Assistant Molly Mohrfield.

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

There was no further discussion.

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

**TRUSTEES/FISCAL OFFICER**

Appropriation Changes –

**Resolution 19-1003-01: Mr. Pappas moved to adopt the appropriation changes as recommended by the Fiscal Officer. Mrs. Stone seconded the motion.**

**Appropriation Changes within Same Fund**

**PLANNING & ZONING**

10.1100.11	+\$10,000	Contracts
10.1100.1002	- \$10,000	Repairs

There was no further discussion.

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

**Mr. Pappas** complimented Mr. Gerth on a recent *Facebook* post regarding Hamilton County. Mr. Pappas felt it represented townships well. He commented that it was well written and put Hamilton County and Township relationships in a good light.

**DISCUSSION ITEMS**

**Sgt. Bley** announced that the (Regional Enforcement Narcotic Unit) RENU made an arrest on Thomas Thompson, 1558 Cohasset Court for five counts of pandering obscenity involving a minor.

Agreement for Removal of Unsafe Structure on Land Owned by Alysa Buchanan, 1579 Collinsdale Avenue – Mrs. **Comey** reminded the Board that they had undertaken nuisance proceedings for demolition of a structure that was condemned on Collinsdale. Staff has recently learned that there was purchase and sale agreement with a prospective buyer. Since there was a buyer, who would demolish the structure thus saving the Township the time and expense, the solution would be to adopt an agreement between the buyer and the Board. Under this, by November 30<sup>th</sup> the structure would be demolished. Mrs. **Comey** pointed out that Alysa Buchanan had not or would not sign the nuisance abatement agreement. If the Board agreed with this course of action at the next meeting the agreement would be ratified, allowing the buyer to close in a timely manner. The Board was comfortable with that approach.

Set a Public Hearing for Case 1-2019 LUP – 1267/1279 Eight Mile –

**Resolution 19-1003-02:** Mr. **Pappas** moved to set a public hearing for Thursday, October 17, 2019, at 6:00 PM at Anderson Center, 7850 Five Mile Road, Anderson Township, Ohio for the purpose of hearing Case #1-2019 LUP Dacey's Landing. Mrs. **Stone** seconded the motion.

There was no further discussion.

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

Development of Community Art Plan – Mrs. **Earhart** stated that due to continued interest in community art, as well as with the creation of the WeTHRIVE! Anderson Committee and the adoption of the Action Plan requests for proposals were being sought for a Community Art Plan. Mrs. **Stone** pointed out that there were people on the committee that were knowledgeable in this area and questioned why the committee could not create a plan for the Township. Mrs. **Earhart** stated that hiring a consultant did provide some insultation for the committee and the Township because art was very subjective. There was an advantage to having a consultant that could lay out a plan, not only for one piece, but for the whole Township. Mr. **Sievers** stated that he would like to see what other communities had expended and the services they received.

Clough Pike Study – Mr. **Sievers** stated that the Clough Pike Study was almost completed and currently there were over 800 responses with helpful comments and feedback. Staff had met with Hamilton County and would like to proceed with a more in-depth study. Mr. **Gerth** asked if Mr. **Sievers** anticipated, once the plan was complete, that it would objectively show some of the things that had been communicated to the people along Clough who were upset about the developments. Mr. **Sievers** stated that the study focused on infrastructure improvements to help reduce travel delays, enhance safety, and accommodate multiple modes of transportation along the corridor. The hope was that this study would become a basis for what had been done on Beechmont with regards to requesting grant applications and improvements. He would like to partner with Union Township and the Clermont County Engineer's Office with this project. He believed that there were some actual improvements that could be made that would benefit Township residents first and foremost. Mrs. **Stone** asked where the funding was coming from.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES  
October 3, 2019

**Mr. Sievers** replied that in the TIF budget there was a line item relating to projects with the Hamilton County Engineer.

Authorization to Bid 2020 Landscaping Maintenance Program –

**Resolution 19-1003-03: Mrs. Stone moved to authorize bid advertisement for the 2020 Landscape Maintenance Program. Mr. Pappas seconded the motion.**

There was no further discussion.

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

Planning Meeting Leadership Development – **Mrs. Earhart** stated that the 2020 Planning Meeting would most likely be held the first week in May. One of the items coming out of this year's Planning Meeting was having some type of a facilitator or a leadership development program dealing with long term visioning. She pointed out that there were three new department heads that have not been involved in long term visioning that had taken place in the past. She asked the Board for their thoughts. **Mr. Gerth** stated that facilitators could be good, though he did not want to spend a lot on someone coming in to extend the meeting and talk the entire day. If it could be done relatively inexpensively and maybe for part of the meeting then he might be agreeable, but generally speaking he believed staff did a great job and he liked the casual relaxed format. **Mrs. Stone** agreed.

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

There was no further discussion.

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

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

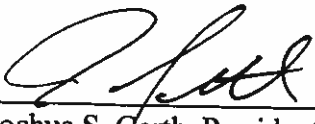
There was no further discussion.

**Mr. Dietz called the roll: Mr. Gerth, yes; Ms. Stone, yes; Mr. Pappas, yes.**

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of December 19, 2019.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES  
October 3, 2019


  
\_\_\_\_\_  
Joshua S. Gerth, President

  
\_\_\_\_\_  
Kenneth G. Dietz, Fiscal Officer

**CERTIFICATION**

The undersigned, duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 3<sup>rd</sup> day of October 2019, and that said minutes have been duly entered upon the Journal of said Township.

This 12<sup>th</sup> day of December, 2019.

  
\_\_\_\_\_  
Kenneth G. Dietz  
Fiscal Officer

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES  
October 17, 2019*

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on October 17, 2019, at 5:30 p.m., in the Anderson Center Board Room. Present were the following Board members:

Joshua S. Gerth  
Robin D. Stone  
Andrew S. Pappas

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

**Mr. Gerth call the meeting to order and moved to retire to Executive Session to consider the employment or compensation of a public employee or official as permitted by Ohio Revised Code 121.22(G)(1). Mrs. Stone seconded the motion. Mr. Dietz called the roll: Mr. Gerth, yes; Ms. Stone, yes; Mr. Pappas, yes.**

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

**Mr. Gerth** called the meeting to order and welcomed the additional attendees, including a number of citizens and other public officials including: Planning & Zoning Director Paul Drury , Fire Chief Rick Martin, Public Works Director Eric Luginbuhl, Lt. Dan McElroy, Fiscal Office Manger Debbie Hucker and Administrative Assistant Molly Mohrfield. He asked them to join him in the Pledge of Allegiance.

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

There was no further discussion.

**Mr. Dietz called the roll: Mr. Gerth, yes; Ms. Stone, yes; Mr. Pappas, yes.**

### PUBLIC HEARINGS

**Mr. Gerth** opened the public hearing for Case 1-2019 LUP Dacey’s Landing.

Open Public Hearing For Case 1-2019 LUP Dacey’s Landing – **Mr. Drury** explained that this was a public hearing for a proposed land use change of the Comprehensive Plan. The applicant was Carl Hartman on behalf of Dr. James Rogers of Eight Mile Properties and Update Homes LLC who was the property owner. The location was 1267 and 1279 Eight Mile Road. The current zoning was “C” Single Family which allowed for minimum lot size of 6,000-square-foot. The request was for a proposed future land use map amendment. The current designation for the property was identified as transitional mixed use and single-family residents. The request was to change this to transitional residents. This would allow for an application for a future zone change from the current “C” Resident to “DD” Planned Multi Family. The applicant was

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES  
October 17, 2019

proposing the construction of 24 condominium units, located in one three story building with parking below in a garage, in addition to surface parking. An adjacent development would consist of 13 single-family lots consistent with the current "C" Zoning District. The property in question was vacant land that was purchased by the current owner in 2008. The Zoning Commission held a public hearing on September 23, 2019, and recommended approval of the change.

The Future Land Use Map in the 2016 Anderson Plan Update identified the 1.94 acres in question as Transitional Mixed Use and Single-Family Residence, which does not include attached housing. The applicant was seeking a change to Transitional Residence. There were some items brought up in the staff report of things that should be considered, should this be approved, and the zone change be applied for. One was the scale of the building and how it related to the retail offices on Beechmont and the single-family homes to the north. Another was the extent of disturbance of this particular area, with the detention area. It was very wooded now, so there was the opportunity to use that natural vegetation and the creek to provide a natural buffer to the homes, that would be determined at a future phase of the review process.

**Mr. Pappas** asked if the conservation area was something that could possibly be submitted for the Greenspace program. **Mr. Drury** stated that it could be considered, the zone change recommendation was "DD" Planned Multi Family which tied a development plan to that Zoning District. Therefore, the development plan could outline that request. He pointed out that a conservation easement would be another layer of protection on top of just the zoning.

**Mr. Gerth** asked if there was an indication of an emergency access onto Beechmont through the applicant's existing property. **Mr. Drury** replied that the applicant was not proposing that it be a formal connection, but an emergency access at this point. **Mr. Gerth** asked if the access could be a regular egress point. **Mr. Drury** stated that would be a question for the applicant.

**Mr. Gerth** asked if anyone would like to comment on Case 1-2019 Dacey's Landing.

**Carl Hartman, 3478 Holly Ridge**, stated that he was the engineer for the applicant. He had reviewed various sections of the Comprehensive Plan as it related to the proposal. The need for housing for an aging population was addressed in the proposed revision to the land use and subsequent zone change. There was a perception of a lack of housing opportunities for older adults who may be looking for options other than a large home, on a large lot. Many residents had voiced a desire to be able to find comfortable smaller homes requiring less maintenance. This proposed plan, with the single-family homes and condominiums, would allow for that. The Comprehensive Plan encouraged the development of a variety of housing options to attract and retain a diverse population that included open spaces, sidewalk, trails, and other neighborhood scale amenities. The open space, which would be an environmental easement, was wooded, with a natural stream, and would remain.

**Dr. Jim Rogers, 2905 Little Dry Run**, pointed out that where the emergency ingress and egress would be there were quite a few trees and scrub. He had been considering expanding the parking lot of his business, Rogers Family Dentistry, into that area; therefore, the emergency access point may need to be relocated.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES  
October 17, 2019

**Rex Fledderjohn, 1540 Muskegon Drive**, stated that he used Eight Mile Road frequently. He asked if a traffic study had been done considering the houses and condos that were being proposed. He pointed out that Eight Mile Road was already quite congested. **Mr. Drury** stated that generally a traffic study is conducted during the zone change process. One would be required by the Hamilton County Engineers Office.

**George Sullivan, 1294 Eight Mile Road**, stated that this plan/proposal did not take any of the neighbor's comments under consideration. Anyone who lives in this area knows that the traffic backs up considerably. He asked if there would be another meeting where residents could attend and discuss their concerns. **Mr. Gerth** stated that if this proposed development proceeded there would be a zoning hearing. **Mr. Sullivan** asked how many signatures from neighbors it would take to stop the development. **Mr. Pappas** pointed out that there would be many more meetings, this public hearing was for a land use change, a designation. The applicant would still be required to go through the zoning approval process where the plans would be much more refined. Hamilton County would also be reviewing the impact to Eight Mile Road. As stated, Mr. Sullivan's input would be welcomed and solicited at those upcoming meetings. **Mr. Gerth** added that there would be another notice period when the zone change would take place.

**Mr. Drury** reiterated that this was a future land use change only. There would still be one more meeting with Hamilton County Regional Planning to review this proposal. If this progresses the applicants would need a zone change. There were three public hearings when considering a zone change, and public input was encouraged at all of those meetings. **Mrs. Stone** asked where in the process was a traffic study conducted. **Mr. Drury** replied generally it would be incorporated during the zone change process because if there were hurdles with access on Eight Mile that would need to be addressed up front.

**Mr. Gerth** stated that he appreciated the input and believed that there was a need in the Township for condominiums. He did like the idea that this concept was being presented, contingent upon both the environmental and traffic studies.

**Mr. Gerth** closed the public hearing.

**Resolution 19-1017-01: Mr. Pappas moved to adopt a resolution approving Case 1-2019 LUP Dacey's Landing as follows; Mrs. Stone seconded the motion:**

**RESOLUTION NO. 19-1017-01  
CASE 1-2019 LUP**

**1267 AND 1279 EIGHT MILE ROAD**

**(Portions of Book 500, Page 041, Parcels 201, 212 and 213)**

**Approving Land Use Map Amendment to the 2016 Anderson Township Comprehensive Plan**

WHEREAS, this Board of Township Trustees ("Board"), through powers granted by Chapter 5 19 of the Revised Code, may adopt amendments to the Anderson Township Future

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES  
October 17, 2019*

Land Use Map when it can be demonstrated that such is in the best interests of the community and that such changes promote the public health and safety of the community; and

WHEREAS, Carl Hartman, the applicant, on behalf of Dr. James Rogers, Eight Mile Properties and Updated Homes, LLC, property owners requested an amendment from “Transitional Mixed Use” and “Single-family Residence” to “Transitional Residence” that would allow an application for a future zone change from “C” Residence to “DD” Planned Multi-family for property located on portions of 1267 and 1279, Eight Mile Road (Portions of Book 500, Page 041, Parcels 201, 212 and 213); and

WHEREAS, the overall plan also includes a proposal of 24 condominium units located in one three story building with parking in an underground garage, as well as surface parking, adjacent to a proposed development of 13 single-family lots consistent with the current “C” Residence Zoning District; and

WHEREAS, “Transitional Residence” is defined in the 2016 Anderson Plan Update as Moderate-density, detached or attached housing and related compatible uses, excluding office, commercial and industrial uses, which provide a transition between single-family residential and other types of development, where such uses will effectively terminate the spread of the higher intensity uses and conserve the adjacent residential neighborhoods; and

WHEREAS, this Board has discussed the proposed changes, finds them to be reflective of the goals and objectives of the Comprehensive Plan; now, therefore,

WHEREAS, after allowing for public testimony and deliberating in public session, the Anderson Township Zoning Commission recommended approval of Case 1-2019 LUP, at its September 23, 2019 meeting; and

WHEREAS, on October 17, 2019, this Board reviewed the Application, the documents and testimony pertaining thereto and the recommendation of the Anderson Township Zoning Commission; now, therefore;

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

SECTION 1. The Board hereby concurs with the recommendations of the Anderson Township Zoning Commission, and finds that the Application, as recommended for approval, will not be in conflict with the best interest of the Township and the public, and therefore approves the Application, for the following reasons:

1. The development of this site for “Transitional Residence” reflects the goals and objectives as stated previously in the staff report – “The Township will be comprised of high-quality neighborhoods with diverse, well-maintained housing;” “The Township should provide a variety of businesses and housing options to meet changing demographics and market demands;” “Anderson Township will be a well-planned community with a mixture of agricultural uses, residential neighborhoods, commercial centers, and an industrial base balanced with public uses, parks, and recreational uses;” and “Anderson Township will be a community that strives to be sustainable and resilient in its practices by balancing the demand for development and activities with the needs of our environment, recognizing that what we as a community do now will affect future generations of Township residents and businesses.”



ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES  
October 17, 2019

2. The overall density and impervious surface will be concentrated on the southern portion of the property, adjacent to an office use and "OO" Planned Office District zoning.
3. The density of the site, when combined with a dedicated open space area, will be compatible with the adjacent "C" Residence zoning.
4. Scale of the building and buffering to adjacent single-family residences will be critical to ensure a transition from Beechmont Avenue.

SECTION 2. A certified copy of this Resolution as it may be amended shall become part of the 2016 Anderson Township Comprehensive Plan upon recommendations, review, hearings, amendments and final decision of this Board as prescribed by the Revised Code.

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

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

There was no further discussion.

**Mr. Dietz called the roll: Mr. Gerth, yes; Ms. Stone, yes; Mr. Pappas, yes.**

#### **PRESENTATION AND RECOGNITIONS**

2019 Beautification Awards – **Ms. Donovan** introduced the 2019 Beautification Award winners. **Mrs. Stone** presented each with a plaque.

#### **DISCIPLINARY APPEAL HEARING – TERMINATION OF FIREFIGHTER TODD TRAVIS**

**Mr. Gerth** opened the hearing.

**Mr. Allen** I only have one witness today, Township Administrator Vicky Earhart. Basically, you are here because it is an appeal hearing. Firefighter Todd Travis is claiming there is no just cause for his termination. He was terminated, and we have to back up a little bit and see what the disciplinary history is. Mr. Travis had a prior OVI where he blew a .092, while he was employed here at the Township and all he received then was a conduct conference, no termination, no suspension, nothing like that. Now we move forward to July of 2019, and we run into a little problem with insubordination. He gets a written reprimand and loses a day of vacation. And now you get to September of 2018, when it actually happens, he is disciplined in August of 2019 after the trial. So he consumed, we'll just say, a little bit of alcohol, and what does he do that violates this Collective Bargaining Agreement, the Employee Policy and Procedure Manual, the Township Ethics, etc. He gets in his car, loads three people in it, and

October 17, 2019

drives 105 miles per hour down I-275. Surprisingly, he gets pulled over by the trooper. Before we get there, not only is he driving 105 miles per hour, he had his blinker on, he cuts someone off, and then runs a red light at the exit. So, each one of those is a separate incident or violation, something that the trooper says is part of the reckless operation. He gets pulled over, and again, we don't know how much he is drinking, but we are just going to infer, based on his conduct, because when the trooper pulls him over, he rolls down his window and Firefighter Travis hands him his credit card and not his driver's license. Following that the trooper asks him "have you been drinking", no, he says "no". The trooper asks "I smell alcohol, are you sure?" "No haven't been drinking." So, the trooper pulls him out of the car, or asks him to get out of the car, they walk to the trooper's car, he says "please go to the passenger side," Firefighter Travis walks to the driver's side. They get to the car, Firefighter Travis at some point eventually says, "look I'm a firefighter anything you can do for me", and you will see on the video, I'll play this for you at the end of the testimony, he does it several times. "I'm a firefighter, isn't there anything you can do for me, can't you extend me some professional courtesy".

Needless to say, Anderson Township, has a problem with him trying to use his position, his public position, to gain a personal gain or benefit, which he does. But essentially, he just keeps saying "can't you do anything, can't you do anything for me I'm a firefighter". So, we've got that violation as well. Then what do we get into, so, the trooper asks him will you do a field sobriety test, he hems and haws, "we need to do some field sobriety tests" and he gives him like 20 minutes to decide. Firefighter Travis eventually says, "no I'm not going to do those", and he is immediately placed in handcuffs. So, he gets taken back to the station, "you won't do the field sobriety test, are you going to do the breath test, I need to determine your alcohol level". He refuses to do the breath test as well, he refuses to submit to one of those. So needless to say, it's going to trial. Rather than settle, he takes it to trial. He gets convicted at trial of operating a vehicle under the influence of alcohol. He is also convicted by the judge, that part was by jury, and this is by the judge, of reckless operation. So, he gets two convictions as a result of this. So, what happens, doesn't get plead down, doesn't, you know, ok, that was a reckless op and we will give you a break. The judge says to him, "yeah, that was pretty bad, you should have taken your medicine, what you did there when trying to ask for the trooper to put his job on the line for you, because you are a firefighter, that's pretty bad. In fact you already had your one bite at the apple, when you had your previous OVI at .092, pleaded down to reckless op, ok. You've had your first chance, this is now your second chance, you're going to jail for 20 days". That's a lot, that's big time, I mean that's punishment, and unfortunately that brings us here today because now he is claiming that there is not even just cause to discharge him after 20 days in jail. Still fighting, and that is where we are, and I have one witness to put the documents in front of you. Thank you, and you can feel free to ask questions at any time, if I've said anything or if the witness says anything that is unclear, please let me know. We will try and go quickly.

I'm **Terrell Snider** on behalf of the Union and Firefighter Travis. I would have to correct my good friend Mr. Allen on a few things. As all lawyers know a charge is not a conviction and to say that somebody had a previous DUI when there is no record of a conviction for a previous DUI is rather jumping the gun. The only fact is that there was a reckless operation charge in the past. Another thing that I think Mr. Allen has overlooked is that our Constitution gives persons

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES  
October 17, 2019

the right to refuse certain kinds of police interference. It gives them the right to say, "I do not want to take a field sobriety test", gives them the right to say "I do not want to take a breath test". Mr. Travis was completely within his rights to make that decision, there was a consequence to that, and he faced the consequence, immediate license suspension, lead off in handcuffs. To say "I don't want to do that again", is not an omission of guilt, is not an omission of fault. I would also say that Mr. Allen is speculating as to how much Mr. Travis had to drink. He may have a video to show. He has no expert witness to show that there was any particular blood alcohol level or that Mr. Travis was in any way impaired. I think all of us would agree that driving, a rather snazzy car, fast car, very quick, is perhaps not the best choice of things to do, but this was not happening in a crowded neighborhood, this was happening late at night, on I-275, and personally I have often seen police officers exceeding that speed when they are trying to get somewhere. So, I do not think that it is appropriate to say that this was the second bite at the apple. This was an action, he made a constitutionally valid choice not to have certain kinds of tests. He took it to trial, nobody can ever be sure at winning at trial. The one thing on which I do agree with Mr. Allen is, yes, he was put in jail for 20 days, that's punishment, that's significant punishment. None of this is something that happened in the course of his employment, none of this is anything that happened while he was at work hours, in the uniform, in anyway responsible for a case of firefighting equipment. This was something that happened in civilian time, as it were. So, I do not agree with Mr. Allen's conclusions on that, and I hope that after you have heard a little bit more and heard a few things from my client, Mr. Travis, that you will feel that he does deeply regret his lack of judgement to be driving so quickly. There may have been personal circumstances that made him not make the best of choices, but that is not in this case, nor does it in the history of the Anderson Township Fire Department, equate to the reason for someone who has been firefighter for decades to lose his job. We will see what Mr. Allen and I have to say further.

**Mr. Allen** thank you, I would like to call my first witness. **Mr. Gerth** go ahead. **Mr. Allen** only witness so far, and Vicky, obviously the Trustees know who you are. **Mrs. Earhart** yes. **Mr. Allen** but for the record, and anybody else that's out there, tell them your name and your title. **Mrs. Earhart** yes, I'm Vicky Earhart, I am the Anderson Township Administrator. **Mr. Allen** you know why we're here, correct? **Mrs. Earhart** yes. **Mr. Allen**, why are we here? **Mrs. Earhart** we are here because when I rendered my decision, when Mr. Travis appealed his termination from Chief Martin to me, the Union and Mr. Travis asked to appeal before the Board of Township Trustees. **Mr. Allen** so you know Firefighter Travis, correct? **Mrs. Earhart** yes. **Mr. Allen**, what was the date of the offense? I probably alluded to that but let's go ahead and put that in the record. **Mrs. Earhart** the date of the offense was September 16, 2018. **Mr. Allen** why are we just addressing this late in 2019? **Mrs. Earhart** because the court did not rule, Mr. Travis was not convicted until August 6<sup>th</sup> of 2019. **Mr. Allen** yes. **Mrs. Earhart** and we took action immediately following that decision. **Mr. Allen** sorry I didn't want to interrupt, so you didn't take action just based on an allegation? **Mrs. Earhart** correct. **Mr. Allen** I told the Trustees what he did, what I say is not testimony, just argument, can you put into the record what he did. So, take us back to that night, or early morning, since it's about 2:30, tell me what he did. **Mrs. Earhart** he. **Ms. Snider** one moment Mr. Allen, and lady and gentlemen, unless you

are in some way indicating that Mrs. Earhart was present, I don't think that she can testify as to and be witness to what he did. **Mr. Allen** I don't know if you want to rule on that or if I should just continue. **Mr. Pappas** go ahead. **Mr. Gerth** why don't you describe what you know about the case. **Mrs. Earhart** what I know of, what I have seen from the body cam video, and what I have heard from the court record is that Mr. Travis left Jimmy B's Bar and Grill on Beechmont Avenue, proceeded onto I-275, traveled 105 miles per hour, with his turn signal on, for quite some distance, cut off a car, got off of the Five Mile Road exit, and turned left on a red light. **Mr. Allen** so, this was, as opposing counsel alluded to, late at night, on I-275, who's going to be out there? **Mrs. Earhart** well, there's first responders who are out there, there is the traveling public, truck drivers, a variety of people are on the interstate at that time of night. **Mr. Allen** in fact, you've watched the dash cam video, correct? **Mrs. Earhart** yes. **Mr. Allen** alright, were there actually first responders, that were caught by the dash cam of the trooper, at that stop? **Mrs. Earhart** yes. When Mr. Travis proceeded off the exit, at Five Mile, he turned left on the first red light, proceeded to the next traffic light where he stopped, as a Sheriff's Officer and one of our fire engines, and one of our fire ambulances were exiting the expressway. **Mr. Allen** why were they there? **Mrs. Earhart** there had been call on east bound I-275, a pickup truck was overturned in the median, in the center of the interstate, and two of the occupants that were involved in that accident were standing alongside the interstate.

**Mr. Allen** now as part of your review of the case, did you review documents and video? **Mrs. Earhart** yes. **Mr. Allen** and did you review the decision from the Chief? **Mrs. Earhart** yes. **Mr. Allen** did you learn that, or it's your understanding that, Firefighter Travis used his position, or mentioned to, strike the mentioned, tried to use his position as a firefighter to get a break? **Mrs. Earhart** yes, I heard Firefighter Travis on the dash cam video, say that several times, "could you give me professional courtesy, I'm a firefighter. I know people at the Ohio State Highway Patrol". **Mr. Allen** and in this case the trooper did smell alcohol on the firefighter even after he had been removed from the car, it was just him and the trooper, correct? **Mrs. Earhart** yes. **Mr. Allen** did the trooper ask Firefighter Travis who was in the car with him? **Mrs. Earhart** yes. **Mr. Allen** and from the video what did Firefighter Travis say? **Mrs. Earhart** there, initially, it was some people I just met, or words to that effect, and then later on it proceeded to be they're friends, or friends of my brother, I can't recall which. **Mr. Allen** then did he also tell the trooper that he was taking these people home? **Mrs. Earhart** yes. **Mr. Allen** and he mentioned also that he was going to his home first? **Mrs. Earhart** yes, which is confusing, because the direction of travel, his home address is listed in the Village of Newtown, which is in the opposite direction from the way he was driving. **Mr. Allen** now eventually the officer asked him to do a field sobriety test? **Mrs. Earhart** yes. **Mr. Allen** what does he do? **Mrs. Earhart** he declined. **Mr. Allen** was he then placed into handcuffs? **Mrs. Earhart** I believe so, yes. **Mr. Allen** at some point? **Mrs. Earhart** at some point, I don't remember exactly when. **Mr. Allen** not necessarily immediately, but he was eventually place in handcuffs? **Mrs. Earhart** yes.

**Mr. Allen** now we know that he fought the charges and took it to trial, correct? **Mrs. Earhart** yes. **Mr. Allen** and what was he convicted of, if you know? **Mrs. Earhart** he was convicted by the jury of driving under the influence and the judge convicted him of reckless operation. **Mr. Allen** I mentioned in my opening that he was sentenced to jail. How do you know that? **Mrs.**

October 17, 2019

**Earhart** I listened to the audio from the Clermont County Court. **Mr. Allen** now as part of the sentencing, in addition to 20 days in jail, is there any device he has to put on his vehicle before he can drive it? **Mrs. Earhart** yes. **Mr. Allen** what's that? **Mrs. Earhart** I can't remember exactly what it's called, but it's a system where he has to breathe into it before the ignition will start, so it verifies whether or not he has any alcohol in his system. **Mr. Allen** so he's not allowed to drive his private car without this ignition interlock device, correct? **Mrs. Earhart** correct. **Mr. Allen** do your fire trucks or ambulances have those on there? **Mrs. Earhart** no. **Mr. Allen** how can he operate one of your vehicles, as part of his job as a firefighter, with that restriction. **Mrs. Earhart** it is my understanding there was some, the Township has the authority to allow that. I am concerned from a liability standpoint, without verifying whether or not he has any alcohol in his system, to allow him to operate an emergency vehicle. **Mr. Allen** you mentioned that you watched the video of the trial and the judge said, "I'm not reducing the 20 days", did he give a reason? **Mrs. Earhart** yes, he very clearly said "Mr. Travis you've earned every one of these 20 days". The concern that the judge had was because he repeatedly asked for professional courtesy, trying to use his public position, and that he also endangered lives.

**Mr. Allen** now, let me get you to the documents. So did the Battalion Chief conduct or start an investigation? **Mrs. Earhart** yes. **Mr. Allen** take a look at what I've marked as Exhibit 1, do you recognize this document? **Mrs. Earhart** yes. **Mr. Allen** can you tell the Trustees what this document is? **Mrs. Earhart** it is a memorandum that Battalion Chief Meiners issued starting the conduct conference notification and informing Mr. Travis of the violations, potential violations of the Collective Bargaining Agreement and the Employee Handbook, Ethics Policy, etc. **Mr. Allen** he was subsequently placed on administrative leave, is that correct? **Mrs. Earhart** yes. **Mr. Allen** and I am just going to place in front of you what I've marked as Exhibit 2, do you recognize that document? **Mrs. Earhart** yes. **Mr. Allen** and can you tell the Trustees what Exhibit 2 is? **Mrs. Earhart** yes. It is an email from Chief Martin to Firefighter Travis, and his Union Representatives explaining that he has been placed on paid administrative leave. **Mr. Allen** did the Chief eventually issue a memorandum following a conduct conference? **Mrs. Earhart** yes. **Mr. Allen** placing before you what I have marked as Exhibit 3, do you recognize that document? **Mrs. Earhart** yes. **Mr. Allen** and tell us what that document is. **Mrs. Earhart** after the conduct conference Chief Martin essentially issued his ruling. **Mr. Allen** did he give reasons for that ruling? **Mrs. Earhart** yes. **Mr. Allen** and what was the ruling? **Mrs. Earhart** that he recommended dismissal or termination. **Mr. Allen** and why did he do that? **Mrs. Earhart** for a variety of reasons. The fact that Firefighter Travis was convicted of reckless operation and driving under the influence, the violations to the Collective Bargaining Agreement, the violations to our Ethics Policy, prior activities. **Mr. Allen** was Firefighter Travis satisfied with that decision? **Mrs. Earhart** no. **Mr. Allen** alright, did he ask the Chief to reconsider? **Mrs. Earhart** yes. **Mr. Allen** alright, did the Chief reconsider? **Mrs. Earhart** yes. **Mr. Allen** placing before you, what I've marked as Exhibit 4, do you recognize this document? **Mrs. Earhart** yes. **Mr. Allen** can you tell the Trustee what that document is? **Mrs. Earhart** yes, Chief Martin held a reconsideration hearing and upheld his previous decision for immediate dismissal or termination. **Mr. Allen** did you subsequently become involved. **Mrs. Earhart** yes. **Mr. Allen** alright, how did you become involved? **Mrs. Earhart** yes. Firefighter Travis and his Union Representative

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

October 17, 2019

asked to appeal the decision of Chief Martin before me. There was an appeal hearing held before me on September 11<sup>th</sup>, and as I recall, I issued my recommendation to uphold the Chief's recommendation for immediate dismissal or termination on September 13<sup>th</sup>. **Mr. Allen** and I've placed before you what I have marked as Exhibit 5. Can you tell the Trustee what that document is? **Mrs. Earhart** yes, this is my decision that was emailed to the appropriate parties.

**Mr. Allen** now at that hearing before you, did anything strike you as unusual? **Mrs. Earhart** yes. **Mr. Allen** tell the Trustees what struck you as unusual at that hearing before you. **Mrs. Earhart** what struck me as unusual is during the hearing before me Mr. Lovins, the Firefighter Union President, and Mr. Travis brought up that there was an incident in 2013 which involved the death of a child. It was very tragic, but Mr. Travis was claiming that he had suffered Post-Traumatic Stress Disorder (PTSD). That was the first time I had ever heard it. There was no indication in his personnel file, there was no indication in the reconsideration hearing, or in the hearing before Chief Martin, that PTSD had been diagnosed, or that Mr. Travis was suffering symptoms from that and that incident. Again, it was in 2013, so over six years ago. **Mr. Allen** so, take me back to 2012 when he received the reduced charge of reckless operation, was that one before or after the potential PTSD incident? **Mrs. Earhart** before. **Mr. Allen** so, at least in that one PTSD could not have physically caused it, correct? **Mrs. Earhart** correct. **Mr. Allen** now, you mentioned that was the first time you'd heard it, that he had PTSD or been diagnosed with it in this process, or completely in his employment? **Mrs. Earhart** completely. **Mr. Allen** now, did you gather copies of some of the documents that related to his conviction and driving restrictions. **Mrs. Earhart** yes.

**Mr. Allen** placing before you what I've marked as Exhibit 6, do you recognize it, can you tell the Trustees what those documents are? **Mrs. Earhart** this was information we obtained from Clermont County Court, Municipal Court, outlining fines, and his driving restrictions, and those types of things. **Mr. Allen** and I'm not going to put the run report into evidence, but you testified earlier, and I want to make sure we cover that, that in fact were there Anderson Township first responder vehicles on I-275 near the time that he was driving by at 105 MPH? **Mrs. Earhart** yes. **Mr. Allen** where was the vehicle, strike that, tell the Trustees a little about what they were there for. **Mrs. Earhart** they were there, there was a pickup truck that was overturned in the center of the interstate. There were two individuals that were involved in that accident. They had gotten out of the pickup truck before firefighters arrived, but it is my understanding that they did transport one of those individuals. **Mr. Allen** with Firefighter Travis driving at 150 miles per hour, at 2:30 in the morning, after having, in his own words, 3 to 4 beers, that is his own omission, 3 to 4 beers, would he have been able to see an overturned truck in the middle lane? **Mrs. Earhart**, I doubt it, because this was coming eastbound, where he was coming westbound. I doubt that he would have seen it but given the number of responses that he has had on I-275 he would have had to know that's a possibility. **Mr. Allen** and then really the last couple of questions I have for you are, have you ever had an employee who had two alcohol relating driving incidents? Had prior discipline on his record? Lied to another first responder repeatedly? Repeatedly tried to get that first responder to give him a break because he was a firefighter, and basically put everybody in danger, including himself, his passengers, the troopers, and anybody else who would have been by the side of the road? **Mrs. Earhart** not in

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

October 17, 2019

my 25 years here. **Mr. Allen** and of course he has appealed to the Township Trustees and that's what brings us here today. **Mrs. Earhart** yes. **Mr. Allen** now that kind of brings us to, I want the Trustees to see exactly, not just take my word for it, not just take Vicky's word for it, there is a few snippets that I want people to see. If we can, and we'll be as brief as we can, and again little tiny snippets. *Portions of an Ohio State Trooper's bodycam video taken on September 16, 2018, during the chase and subsequent arrest of Firefighter Travis were displayed. Mr. Allen's comments during the video were as follows:* Could we go to minute 23, or I'm sorry, 23 seconds, and we will just play that until 102. You see a car with a blinker there, I'm sorry a turn signal indicator. Now we see the trooper taking the exit. Firefighter Travis at the light, a red light, oh and he just turned left, on red. So, you can keep playing or skip forward to 130, alright, and we just skipped over the part where the first responders are, we see him pulling over, not using a turn signal indicator, and that's where he hands him his credit card. You can skip forward to 340, now we can skip forward to 748, you can skip to 1111, skip to 1224, now you can skip to 1650, now skip to 1720, which we're already there, then skip to 1940, and we'll just go to 2040 after that, alright that's the end of that portion of the trooper's cam. Now if we could go to the trial please, and we'll go to 110630, and you can skip forward to plus 30 seconds and that should get us there, pretty close, and that's it for there, and then the last little piece will be at 4:58 p.m. the day of the verdict, and you can pause it right there. I have no further questions for Mrs. Earhart.

**Mr. Gerth** thank you Mr. Allen.

**Ms. Snider**, I have a few questions for Mrs. Earhart. I believe you said that you had never had any idea or heard anything mentioned about Firefighter Travis having PTSD? **Mrs. Earhart** correct. **Ms. Snider** were you aware of the incident in 2013 where a baby died? **Mrs. Earhart** yes. **Ms. Snider** were you, did you, participate in the contract negotiations subsequent to that where the Union asked that the table, where the baby had died, be removed from the kitchen at that station? **Mrs. Earhart** yes. **Ms. Snider** and that was since 2013 then? **Mrs. Earhart** yes. It would have been after the incident. **Ms. Snider** and were you also aware that in 2015 Firefighter Travis had an interaction with a Battalion Chief where there were some allegations of physicality on the part of Battalion Chief? **Mrs. Earhart** yes. **Ms. Snider** and were you aware that Firefighter Travis had sustained stress from that, as well as from consciousness of seeing the baby die? **Mrs. Earhart** I don't recall there ever being any claim of sustained stress as far as PTSD. **Ms. Snider** were you aware of an evaluation done of him by UC Health in approximately 2018? **Mrs. Earhart** I was aware that he did go, yes. **Ms. Snider** and presumably that there was some reason or concern that had been expressed either by him or the department for that evaluation? **Mrs. Earhart** yes. **Ms. Snider** now, it is a fact, that subsequent to the arrest Firefighter Travis continued to work at Anderson Township, in the Fire Department, correct? **Mrs. Earhart** yes. **Ms. Snider** and his job was modified so that he had no driving obligations but performed his services as a medic? **Mrs. Earhart** correct, because he did not have a license. **Ms. Snider** I understand that, yes, and during that time there were no complaints that he was under the influence, or had been imbibing on the job? **Mrs. Earhart** I could not speak to that, that would have to be back to the Chief of the Department. **Ms. Snider** well, you have based your testimony on having read the report of the Chief, and heard recordings of the meetings, so as far as you are aware there had never been any allegations of any problem with Firefighter

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

October 17, 2019

Travis while in service. **Mrs. Earhart** correct, for the alcohol consumption during service, yes. **Ms. Snider** and were you aware that prior to the imposition of this discipline that Firefighter Travis had been going through a very difficult divorce and was suffering from family, personal, as well as work related stresses? **Mrs. Earhart** he did mention that during the appeal before me, yes. **Ms. Snider** did you, yourself, consider that Firefighter Travis's actions, in any way, indicated insubordination? **Mrs. Earhart** there was, yes, in my opinion, there were situations of insubordination involving his license and not providing his license when requested. **Ms. Snider** that would be his driver's license, you mean? **Mrs. Earhart** yes. **Ms. Snider** so that would have been an impossibility to produce a document he did not have, correct? **Mrs. Earhart** there was nothing on file he did have, it's my understanding, he did have a driver's license. It's just his driving privileges were revoked or reduced, but his license was a valid driver's license. **Ms. Snider** were you aware that there had been requests for him to produce documentation regarding whatever his limitations were on driving? **Mrs. Earhart** yes. **Ms. Snider** and were you aware that those requests started at period in June of 2019 when he was out of town on vacation? **Mrs. Earhart** that is my understanding, they went to his Union President as well. **Ms. Snider** and that the Union President advised the Township Administration that he was out of town on vacation, correct? **Mrs. Earhart** yes. **Ms. Snider** and when Firefighter Travis returned, he did attempt to provide any kind of documentation he had, but that the young lady to whom he was to provide, Ms. Farrar, as I believe, was herself out of town on vacation until early July. **Mrs. Earhart** I don't believe it was, I don't know that it was to be provided to Ms. Farrar as opposed to someone in the department. **Ms. Snider** if they were emails, as there are, I will let you know, from the Fire Chief saying to provide that to Ms. Farrar, and you would assume that would have been the person to whom Firefighter Travis would have tried to provide them? **Mrs. Earhart** yes, and if there were emails, I would assume that email had gone through to Ms. Farrar even though she wasn't present, that we would have that track, that an email had been sent, or the documentation had been sent. **Ms. Snider** that being whatever documentation he was able to provide at that time? **Mrs. Earhart** yes.

**Ms. Snider** has there been a uniform policy at Anderson Township of terminating any Firefighter or Police Officer, or other public employee, who has had a DUI incident? **Mrs. Earhart** I don't recall, where there were any, where there were two, so I don't know if there's, it's fair to say, its uniform, in this situation because I don't recall there being a situation where there were 2 DUI's. **Ms. Snider** but if we understood correctly, there were not 2 DUI's. There was a charge, **Mrs. Earhart** it was a reckless op. **Ms. Snider** yes. **Mrs. Earhart** yes. **Ms. Snider** a minor misdemeanor, not a DUI. **Mrs. Earhart** yes. **Ms. Snider** so, Mr. Travis also would therefore not have two DUI's, correct? **Mrs. Earhart** that is correct, but he would have, yes, two charges. **Ms. Snider** are you aware of other disciplinary incidents where other members of the Fire Department have been accused of lying to the Administration about something? **Mrs. Earhart** I can't recall off of the top of my head, there may have been, but I can't tell you a specific name, or specific incident. **Ms. Snider** could there have been a Lt. Hancock who was involved in something of that sort? **Mrs. Earhart** yes. **Ms. Snider** and was Lt. Hancock terminated? **Mrs. Earhart** he was demoted. **Ms. Snider** and when the Union representing Mr. Travis came to you, they were requesting a demotion or a suspension, or some lesser form of



ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES  
October 17, 2019

discipline then termination, correct? **Mrs. Earhart** yes. **Ms. Snider** and you denied that, as had been denied by the Chief? **Mrs. Earhart** yes. **Ms. Snider** I have no other questions for you at this time.

**Mr. Allen** I will keep it very quick, there was an evaluation mentioned of Firefighter Travis? **Mrs. Earhart** yes. **Mr. Allen** at UC in 2018, did they find PTSD? **Ms. Earhart** not to my knowledge, there was nothing listed in the report. **Mr. Allen** and then for Lt. Hancock, who received a demotion, was that for dishonesty or lying. I think was kind of the question, but I don't know? **Mrs. Earhart** there was an issue with, it wasn't involving endangering other people. It was an issue related to requesting money from other employees and lying about it. **Mr. Allen** did he have that plus, two incidents where he had operated a vehicle under the influence of alcohol, plus driving 105 miles per hour, plus using his position for personal gain? **Mrs. Earhart** no. **Mr. Allen** that is all I have for you.

**Ms. Snider** I have one more, and a follow-up. Now, in the Lt. Hancock episode he had previously been given disciplinary warnings for asking other firefighters who were under his supervision for money, correct? **Mrs. Earhart** yes. **Ms. Snider** even though he had been warned, repeatedly, in advance, he still received only a demotion, correct? **Mrs. Earhart** yes, and the associated pay reduction. **Ms. Snider** that's all then.

**Mr. Allen** thank you, we have nothing further.

**Ms. Snider** I would like to ask Mr. Travis to step up and just explain a little bit. We're not going to drag this out all night, but I would like to ask you Firefighter Travis how long have you been a firefighter for Anderson Township? **Mr. Travis** I believe about 23 years, volunteer, and part time to full time, so I think I am working on 19 years, full time. **Ms. Snider** so has much of your life revolved around your fire service at Anderson Township? **Mr. Travis** yes. I moved to the area to pursue that from New Jersey. **Ms. Snider** all the way from the east coast? **Mr. Travis** yes. **Ms. Snider** I would like to ask you what, very succinctly, is your feeling about the events of that evening, and what has come from them. The events of the evening when you were arrested. **Mr. Travis** the events they occurred during the heat of my separation from my wife. I don't need to go into details, but it's not a very good situation. I have since been away from that for a year, I'm on a good path. That night was probably the peak of everything going on and looking back I can't believe it. I've made a lot of progress in this last year to better myself, and trying to put this all behind me, and I do believe that I made a bad choice, a couple of bad choices. **Ms. Snider** are you attempting to avoid responsibility for driving that night? **Mr. Travis** I am not. **Ms. Snider** or for going fast? How would you describe that night? **Mr. Travis** just a lot of emotions. I felt alone, and nowhere to go. We were still in the same house at the time, and I'm feeling ganged up by her family, and her, in front of my kids. I don't want to get into details but then it continued while I was there with emails, or texts from her parents. Like I said, I don't need to go into details, but it was pretty hurtful, and I really regret what I did, and I made a lot of changes since. **Ms. Snider** and have you also been under the impact of some work-related stresses, whether it be from the dead baby, from a physical assault from a Battalion Chief who retired shortly thereafter, or other issues? **Mr. Travis** there has always been some pressure, yes. **Ms. Snider** had you turned for help occasional in the past to get yourself in a safe place, reflect,

get some treatment for issues that were plaguing you? **Mr. Travis** I have had on and off treatment, and I am currently in treatment and attending my meetings, which have helped. **Ms. Snider** and are you doing that solely because the courts expect you to or is this become a part of your life? **Mr. Travis** no, I was doing that for quite some time, prior to, and then in addition some meetings and such. **Ms. Snider** so you're doing that during the year before you came to trial? **Mr. Travis** yes. **Ms. Snider** and is it your plan to make that part of your life? **Mr. Travis** absolutely, yes. **Ms. Snider** do you ask this Board to give you a chance, after 23 years, to continue as a firefighter. **Mr. Travis** yes. **Ms. Snider** under any circumstances, any limitations, is that what you want with your whole heart? **Mr. Travis** yes. **Ms. Snider** do any of you have anything further for my client. I have nothing else.

**Mrs. Stone** you say you're going to meetings? **Mr. Travis** yes. **Mrs. Stone** so does that mean that you're not drinking? **Mr. Travis** I'm not drinking, I haven't had a drank in several months, I don't plan to. **Mrs. Stone** that's all. **Mr. Gerth** thank you.

**Mr. Gerth** do you guys have any comments, questions, thoughts?

**Mr. Pappas** thoughts, I'm sure you regret what happened that night, and I'm sure you regret getting into the car and drinking. You said, by your own omission, that you had a couple of beers, but later on no one will know how much you drank. It was a bad thing, I just, you know, the video is compelling, the testimony, the written record is compelling, it's just an unfortunate situation, so I'm sad that it happened.

**Mr. Gerth** Dee do you have anything. **Mrs. Stone** you could have killed somebody. I mean that has been made very clear, this is very, this is a hard one for me because I also believe in second chances. Seems like you shouldn't be drinking. **Mr. Travis** I've made that change. **Mr. Pappas** also, one final thing. This is before us now, and we've gone through several steps of. You've gone through several different levels, and we are the Board of Trustees, yes, but, we also have staff, a Fire Chief, that have heard this. We don't have any special omnipotent powers here other than to say, I think we're in a pretty simple situation. Yeah, Dee said we agree with second chances, but I think they do as well, and the question is now, do we, is there something compelling that I've seen to overrule. Where I'm sitting at now, is there something compelling that has been brought to us tonight that would make me say, "oh, I think that somewhere along the line our staff, or administration has made a mistake, or has overacted". So far, I'll be very frank, nothing has been presented to me here, no offense to you sir, but nothing has been presented to me here to make me come to that conclusion, to make me second guess our administration, the process, or anything else. So, that's all I have to say.

An unidentified woman stood up and stated.... "excuse me, I don't know how this goes, and I had no plans on saying anything, but I would just mention that he could have killed someone, and I have a story about how he has saved someone, and I would like to share that if I can." **Mr. Gerth** I don't think, unfortunately we can't do that as part of this process. I mean, I suspect you could have been part of their testimony. This is not a court room, so in some respect we're not as formal as a court is, nor do I think we should be. But as Mr. Pappas alluded to, our job is to look at the evidence as a Board and determine whether there is anything in that testimony, on either

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES  
October 17, 2019

side, that warrants changing the path here. This is a very unfortunate situation, and I have no doubt you are a good person. You obviously been personally, in your personal life, been through some tough things. As a Board we have to make sure we are treating every one of our employees, especially those in the Union, and your Union has made it very clear, in the past, that everyone needs to be treated the same, and we need to have a record of appropriate discipline, and the way that we treat everybody when they go through these things. I think that has been done. I have no reason to believe that has not been done in this situation. Because of that it puts us in a bad spot that we have to somehow consider the fact that, because you are sorry that we should somehow overturn all of the processes that have gone on to date. Unfortunately, at least in my opinion, I don't believe we can do that. Again, you have a Collective Bargaining Agreement, which you have violated, there is an ethical obligation which you have violated, there has been two convictions, and a history of insubordination. I empathize with your situation personally, but has a matter for procedure for this Board, I don't think, at least in my opinion, we can do anything but uphold the decision that has been made. So unless you have any other deliberations....

**Resolution 19-1017-02: Mr. Gerth moved to uphold Chief Martin and the Township Administrator Earhart's decision calling for Fire Fighter Travis's immediate dismissal, or termination from employment with Anderson Township Fire and Rescue. Mr. Pappas seconded the motion.**

There was no further discussion.

**Mr. Dietz called the roll: Mr. Gerth, yes; Ms. Stone, yes; Mr. Pappas, yes.**

#### **PUBLIC FORUM**

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

**Carly Grimm, Fairfield Township, Ohio** stated that she did not live in Anderson but had just recently joined Immaculate Heart of Mary and her son would start kindergarten in the fall, so she would be part of the community in the Spring. She stated that she and her son were victims of domestic violence and had dealt with many first responders. From those events, and from how horrific that was, her son has night terrors when he would see a police officer or any other first responder. Meeting Mr. Travis has made her son see that first responders are not bad, and he has helped her son to function normally again. She wanted everyone to know that Mr. Travis was not a horrible person. **Mrs. Stone** thanked her for her comments. No one thinks he was a horrible person, he made a bad mistake. If he stays sober, his life can turn around, and that was going to be the key to what goes on in his life from here forward.

#### **FISCAL OFFICER**

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

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES  
October 17, 2019

Resolution Accepting the Amounts and Rates as Determined by the Budget Commission and Authorizing the Necessary Tax Levies and Certifying them to the County Auditor – Mr. Dietz explained that every November, the County Auditor required the Fiscal Officer to review the tax rates that were in force and to certify them.

**Resolution 19-1017-03: Mr. Pappas moved to accept the amounts and rates as determined by the budget commission and authorizing the necessary tax levies and certifying them to the County Auditor as follows; Ms. Stone seconded the motion:**

**RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR**

Board of Township Trustees  
Rev. Code, Secs. 5705.34

The Board of Township Trustees of Anderson Township, Hamilton County, Ohio, met in regular session on the 17th day of October 2019, at Anderson Center located at 7850 Five Mile Road, Anderson Township, Ohio 45230 with the following members present:

Joshua S. Gerth  
Robin D. Stone  
Andrew S. Pappas

Trustee Pappas moved the adoption of the following Resolution No. 19-1017-03:

**WHEREAS**, this Board of Township Trustees of Anderson Township, Hamilton County, Ohio, in accordance with the provisions of law, has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1, 2020; and

**WHEREAS**, the Budget Commission of Hamilton County, Ohio, has certified its action thereon to this Board together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Board and what part thereof is without, and what part within, the ten-mill tax limitation; now, therefore,

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

**SECTION 1.** That the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted.

**SECTION 2.** That there be and is hereby levied on the tax duplicate of said Township the rate of each tax necessary to be levied within the ten mill limitation as set forth as follows:

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES  
October 17, 2019

SECTION 3. That the Fiscal Officer of this Board be, and is hereby directed, to certify a copy of this Resolution to the County Auditor of Hamilton County.

SECTION 4. That the preamble hereto is and shall for all purposes be construed to be an integral and operative part of this resolution.

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

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Ms. Stone, yes; Mr. Pappas, yes.

**LAW DIRECTOR**

Credit Card Policy Review/Compliance –

**Resolution 19-1017-04: Mrs. Stone moved to adopt a resolution accepting the report of the Law Director, as Compliance Officer, provided pursuant to the Anderson Township Credit Card Account Policy (April 2019) as follows; Mr. Pappas seconded the motion:**

**RESOLUTION NO. 19-1017-04**

**RESOLUTION ACCEPTING THE REPORT OF THE LAW DIRECTOR, AS COMPLIANCE OFFICER, PROVIDED PURSUANT TO THE ANDERSON TOWNSHIP CREDIT CARD ACCOUNT POLICY (APRIL 2019)**

**WHEREAS**, the Ohio Legislature recently amended Section 505.64 of the Revised Code (the "Statute") authorizing the use of township credit cards; and

**WHEREAS**, by Resolution No. 19-0418-11, this Board updated its credit card policy and approved and adopted the Anderson Township Credit Card Account Policy (April 2019)(the "Credit Card Policy") and designated the Township's Law Director as the Compliance Officer with respect thereto (the "Compliance Officer") to perform the duties required of a compliance officer by the Statute; and

**WHEREAS**, as required by the Statute, the Credit Card Policy requires that the Compliance Officer and the Board at least once every six (6) months shall review the number of credit cards and accounts issued, the number of active cards and accounts issued, the expiration dates of and the credit limits with respect to such credit cards and accounts (collectively, the "Credit Card Data"); and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES  
October 17, 2019

WHEREAS, this Board has reviewed the Credit Card Compliance Report of the Law Director;

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

SECTION 1. That this Board hereby accepts and confirms the Credit Card Compliance Report of the Law Director attached hereto as Exhibit A, and by this reference incorporated herein, including the Credit Card Data reported thereby.

SECTION 2. This Board finds and determines that all formal actions of this Board and any of its committees concerning and relating to the passage of this Resolution were taken in an open meeting of this Board or its committees and that all deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements, including (without limitation) Section 121.22 of the Ohio Revised Code, except as otherwise permitted thereby.

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

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Ms. Stone, yes; Mr. Pappas, yes.

## PLANNING & ZONING

Nuisance Abatement -6083 Salem Road – Mr. Drury informed the Board that this was the property that was damaged by fire on August 31, 2019. Staff had been in contact with property owner regarding securing the structure. The property owner did make efforts to start the securance on the front and left side of the house. The right side and rear of the house still needed to be secure and staff was working with him to do that.

Resolution Ratifying Nuisance Abatement Agreement Relating to 1579 Collinsdale Avenue –

**Resolution 19-1017-05: Mr. Pappas moved to adopt a resolution approving nuisance abatement agreement and ratifying action taken by Township Administrator in executing said agreement with respect to removal of unsafe structure on land located at 1579 Collinsdale Avenue, Anderson Township, Ohio 45230, pursuant to Section 505.86 of the Revised Code as follows; Mrs. Stone seconded the motion:**

**RESOLUTION NO. 19 – 1017 – 05**

**RESOLUTION APPROVING NUISANCE ABATEMENT AGREEMENT AND RATIFYING ACTION TAKEN BY TOWNSHIP ADMINISTRATOR IN EXECUTING SAID AGREEMENT WITH RESPECT TO REMOVAL OF UNSAFE STRUCTURE ON LAND LOCATED AT 1579 COLLINSDALE AVENUE, ANDERSON TOWNSHIP, OHIO 45230, PURSUANT TO SECTION 505.86 OF THE REVISED CODE.**

WHEREAS, Section 505.86 of the Revised Code (the “Statute”) provides that a board of township trustees may provide for the removal, repair or securance of buildings or other structures in the township that have been declared insecure, unsafe, or structurally defective by any fire department under contract with the township or by the county building department or other authority responsible under Chapter 3781 of the Revised Code for the enforcement of building regulations or the performance of building inspections in the township, or of buildings or other structures that have been declared unfit for human habitation by the board of health of the general health district of which the township is a part; and

WHEREAS, the Hamilton County Planning & Development Department (the “Department”) is responsible under Chapter 3781 of the Revised Code for the enforcement of building regulations and the performance of building inspections in Anderson Township; and

WHEREAS, the residential structure (the “Structure”) located at 1579 Collinsdale Avenue, Anderson Township, Ohio 45230 (further identified as Hamilton County Auditor’s Parcel No. 500-02810014-00) (the “Property”), has been deemed to be an “unsafe building” and a “serious hazard” within the meaning of Residential Code of Ohio Section 109.4 by the Department and to be an unsafe structure not approved for occupancy or use in an Official Building Order dated April 3, 2019; and

WHEREAS, this Board duly passed Resolution No. 19-0815-05 providing for the removal of the Structure pursuant to the Statute; and

WHEREAS, this Board duly passed Resolution No. 19-0919-07 ordering the removal of the Structure pursuant to the Statute;

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 deems it to be in the best interest of the Township to enter into the Nuisance Abatement Agreement with respect to the removal of the Structure in the form attached hereto as Exhibit A (the “Agreement”) and hereby approves the Agreement.

SECTION 2. This Board hereby ratifies the action taken by the Township Administrator in executing the Agreement.

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

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES  
October 17, 2019

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

There was no further discussion.

**Mr. Dietz called the roll: Mr. Gerth, yes; Ms. Stone, yes; Mr. Pappas, yes.**

**SHERIFF'S OFFICE**

Liquor License Request for Grammas Pizza Anderson LLC dba Grammas Pizza, located at 8310 Beechmont Avenue –

**Resolution 19-1017-06: Mrs. Stone moved not to object to a new liquor license request for Grammas Pizza Anderson LLC dba Grammas Pizza located at 8310 Beechmont Avenue. Mr. Pappas seconded the motion.**

There was no further discussion.

**Mr. Dietz called the roll: Mr. Gerth, yes; Ms. Stone, yes; Mr. Pappas, yes.**

**PUBLIC WORKS DEPARTMENT**

Resolution Declaring an Emergency for Snow Removal on Unaccepted Road –

**Resolution 19-1017-07: Mrs. Stone moved to adopt a resolution declaring an emergency for snow removal on unaccepted roads as follows; Mr. Pappas seconded the motion:**

**RESOLUTION NO. 19-1017-07**

**RESOLUTION DECLARING AN EMERGENCY  
FOR SNOW REMOVAL ON UNACCEPTED ROADS**

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

SECTION 1. The Board hereby declares that an emergency which threatens life or property within the unincorporated territory of the Township is imminent, and that, accordingly, the Board will provide for the removal of snow, ice, debris and other obstructions ("Removal") from roads that have not been approved and accepted by the Hamilton County Board of County Commissioners and are not part of the state, county or township road systems within the unincorporated territory of the Township ("Unaccepted Roads") in accordance with Section 505.82 of the Revised Code ("Statute"), in the event that the owner or owners of an Unaccepted Road has or have not provided for such Removal.



ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

October 17, 2019

SECTION 2. Prior to such Removal, the Director of Public Works, or his designee, on behalf of this Board, shall give, or make a good faith effort to give, oral notice to the owner or owners of each Unaccepted Road of this Board's intent to clear the road and to impose a service charge, as hereinafter provided, for doing so.

SECTION 3. The Statute provides that the Board shall establish a just and equitable service charge for such Removal to be paid by the respective owner or owners of each Unaccepted Road for which Removal is provided, and this Board does hereby establish, a service charge ("Removal Service Charge") of \$120 per hour expended in effecting such Removals, with a minimum Removal Service Charge per Unaccepted Road (or connected Unaccepted Roads within a single subdivision) of \$200 per Removal; and further determines that said Removal Service Charge is just and equitable, based upon the costs incurred by the Township for such Removal, it being the intention of this Board to recover the costs of Removals.

SECTION 4. The Board may exercise the emergency powers described herein for a period commencing on November 1, 2019, and terminating on May 1, 2020, notwithstanding any resolution with respect to Removal Service Charges heretofore passed by this Board.

SECTION 5. The Director of Public Works, on behalf of this Board, will keep a record of the costs incurred by the Township for Removals from Unaccepted Roads.

SECTION 6. The Fiscal Officer, on behalf of this Board, shall notify in writing each owner of each Unaccepted Road of the amount of the Removal Service Charge owed by such owner, which in the case of more than one owner of such a road shall be a Removal Service Charge allocated on an equitable basis among said owners, and shall certify the same to the County Auditor for collection. The Removal Service Charges shall constitute a lien upon that owner's or owners' real property. The County Auditor shall place said Removal Service Charges on a special tax duplicate to be collected as other taxes and returned to the Township General Fund.

SECTION 7. REMOVAL PURSUANT TO THIS RESOLUTION DOES NOT CONSTITUTE APPROVAL OR ACCEPTANCE OF THE UNACCEPTED, UNDEDICATED ROAD.

SECTION 8. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Ms. Stone, yes; Mr. Pappas, yes.

Request to Hire Seasonal Employees –

**Resolution 19-1017-08: Mr. Pappas moved to authorize an amount not to exceed \$40,000.00 from the Road and Bridge Fund for seasonal temporary employees for the Public Works Department from January 1, 2020 through December 31, 2020. Mrs. Stone seconded the motion.**

There was no further discussion.

**Mr. Dietz called the roll: Mr. Gerth, yes; Ms. Stone, yes; Mr. Pappas, yes.**

Acceptance of Enclave at Woodruff Subdivision –

**Resolution 19-1017-09: Mrs. Stone moved to support the Hamilton County Engineer’s acceptance of the following private streets, which lies in the Enclave of Woodruff Subdivision, as Township roadways: Sandker Lane, Guthrie Lane & Hignite Court. Mr. Pappas seconded the motion.**

There was no further discussion.

**Mr. Dietz called the roll: Mr. Gerth, yes; Ms. Stone, yes; Mr. Pappas, yes.**

Snow Plow Roadeo Overview –Mr. Luginbuhl announced that the Hamilton County Road Superintendents had a kick off to the snow season with a training session called the “Snow Plow Roadeo”. Fifty-Nine drivers from across the County participated in the training, which helps snowplow drivers prepare for the upcoming winter. The Township had four drivers that participated.

**FIRE & RESCUE DEPARTMENT**

Request to Purchase Fire Engine –

**Resolution 19-1017-10: Mrs. Stone moved to authorize the purchase of equipment through the HGACBuy Cooperative pursuant to Section 9.48 of the Ohio Revised Code as follows; Mr. Pappas seconded the motion:**

**RESOLUTION NO. 19-1017-10**

**AUTHORIZING THE PURCHASE OF EQUIPMENT THROUGH THE HGACBUY COOPERATIVE PURSUANT TO SECTION 9.48 OF THE OHIO REVISED CODE**

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

WHEREAS, the acquisition of equipment, materials, supplies and services by a political subdivision through a joint purchasing program under the Statute is exempt from any competitive selection requirements otherwise required by law, if the contract in which it is participating has been awarded pursuant to a publicly solicited request for a proposal or a competitive selection procedure of another political subdivision within this State or in another state; provided, that no political subdivision shall acquire equipment, materials, supplies or services by participating in a

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES  
October 17, 2019

contract under the Statute if it has received bids for such acquisition, unless its participation enables it to make the acquisition upon the same terms, conditions and specifications at a lower price; and

WHEREAS, this Board previously duly passed Resolution No. 18-1025-09 authorizing the purchase of equipment, materials, supplies and services through HGACBuy ("HGAC"), a nationwide government procurement service and intergovernmental purchasing cooperative, pursuant to the Statute and an agreement between HGAC and the Township (the "HGAC Agreement"), thereby authorized, providing for the Township's membership in HGAC and participation in the HGAC joint purchasing program; and

WHEREAS, the Township entered into the HGAC Agreement and is currently a participating member of the HGAC buying cooperative entitled to purchase equipment through the HGAC joint purchasing program;

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

Section 1. That the Board hereby determines that it is in the best interest of the Township to acquire by purchase certain equipment, to-wit, an Engine Rescue Fire Apparatus ("Equipment"), which Equipment is available for purchase through HGAC pursuant to the HGAC quotation as described herein.

Section 2. That the maximum amount to be paid as the purchase price for the Equipment is \$650,000.00, for which funds have been previously appropriated by this Board for the purpose and remain otherwise unencumbered.

Section 3. That the Township Administrator is hereby authorized to execute the necessary and appropriate purchase agreement(s) and/or documentation, after review by the Law Director, to effectuate the purchase of the Equipment in accordance with this Resolution through HGAC.

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

There was no further discussion.

**Mr. Dietz called the roll: Mr. Gerth, yes; Ms. Stone, yes; Mr. Pappas, yes.**

## **ADMINISTRATION**

### Items Arising from Executive Session -

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES  
October 17, 2019

**Resolution 19-1017-11: Mr. Pappas moved to authorize the hiring of Michelle Moxley to fill the part-time Fiscal Office Assistant position at a rate not to exceed \$16.00 per hour effective October 20, 2019. Mrs. Stone seconded the motion.**

There was no further discussion.

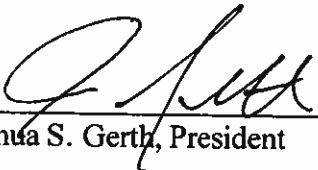
**Mr. Dietz called the roll: Mr. Gerth, yes; Ms. Stone, yes; Mr. Pappas, yes.**

There was no further discussion.

**Mr. Dietz called the roll: Mr. Gerth, yes; Ms. Stone, yes; Mr. Pappas, yes.**

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of December \_\_\_\_\_, 2019.

  
\_\_\_\_\_  
Joshua S. Gerth, President

  
\_\_\_\_\_  
Kenneth G. Dietz, Fiscal Officer

**CERTIFICATION**

The undersigned, duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 17<sup>th</sup> day of October 2019, and that said minutes have been duly entered upon the Journal of said Township.

This 19th day of December, 2019.

  
\_\_\_\_\_  
Kenneth G. Dietz, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

November 7, 2019

The Board of Township Trustees of Anderson Township ("Board") held its regular Interim Workshop Meeting on November 7, 2019, at 2:00 p.m., in the Large Conference Room at Anderson Center. Present were the following Board members:

Joshua S. Gerth  
Robin D. Stone  
Andrew S. Pappas

**Mr. Gerth** called the meeting to order and welcomed attendees including Fiscal Officer Ken Dietz, Township Administrator Vicky Earhart, Assistant Administrator for Operations Steve Sievers, Assistant Administrator for Human Resources Suzanne Parker, Planning & Zoning Director Paul Drury, Planner I P. J. Ginty, Fire Chief Rick Martin, Public Works Director Eric Luginbuhl, Facilities Manager Mark Magna, Lt. Dan McElroy, Co-Op Jack Cunningham, Law Director Margaret Comey and Administrative Assistant Molly Mohrfield.

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

There was no further discussion.

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

**TRUSTEES/FISCAL OFFICER**

Appropriation Changes –

**Resolution 19-1107-01: Mr. Gerth moved to approve the appropriation changes within the same fund as detailed by Mr. Dietz and as follows. Mrs. Stone seconded the motion.**

**Appropriation Changes within Same Fund**

**PUBLIC WORKS**

04.1200.02	+\$ 4,600	Materials
04.1100.11	-\$ 4,600	Insurance
04.1100.17	-\$ 5,600	Other Expenses – A&T fees
04.1200.03	+\$ 5,600	Contracts

There was no further discussion.

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

## DISCUSSION ITEMS

Proposed Changes to Planning and Zoning Fee Schedule – **Mr. Drury** explained that the fee schedule for Planning and Zoning had not been updated since 2006. He pointed out that the fees for the Zoning Commission and Board of Zoning Appeals applications were not covering the increased costs of the legal ads. Staff had researched fee schedules from local communities to establish a justifiable range. Efforts were made to keep certain fees very minimal to not discourage residents from obtaining permits. The fees for solar panels had been eliminated.

Initiate Various Zoning Text Amendments – **Mr. Ginty** stated a resolution would be presented at the November 21<sup>st</sup> Trustees meeting initiating the process to amend the Zoning Resolution. The draft text amendments include murals, medical marijuana definitions, planned unit development (PUD) standards that would mirror standards in the Comprehensive Plan, a massage therapy definition, and conditional use standards for short-term rentals. **Mrs. Stone** asked what the ramifications be if a conditional use certificate was not obtained for short term rentals. **Mr. Ginty** replied a zoning violation and they could apply to the Board of Zoning Appeals. He also pointed out that murals would no longer be considered a wall sign.

Trustee Resolution Banning Medical Marijuana Dispensaries – **Mr. Drury** explained that a resolution prohibiting retail dispensing of medical marijuana in the unincorporated territory of the Township, and permitting cultivation and processing of medical marijuana only in the industrial development zoning district in the Township, would be presented at the November 21<sup>st</sup> Trustees Meeting. Staff considered adding this as a text amendment to the Zoning Resolution but determined that this could be done as a separate resolution.

Tree Management Plan – **Mr. Drury** explained that one of the Township's Tree Committee's 2020 goals was to prepare a Tree Management Plan for the protection and longevity of Township trees. The proposed plan incorporates continuing tree care practices for trees in the public right-of-way or public properties and also focuses on public tree education. Young tree maintenance was very important in order to establish healthy trees that will limit problems and hazards for the trees once they mature. Adoption of this plan was also an eligible activity for Tree City USA's Growth Award Program.

Update on Agreement for Removal of Unsafe Structure on Land Owned by Alysa Buchanan, 1579 Collinsdale Avenue – **Mr. Drury** stated that the potential sale of the property located at 1579 Collinsdale had fallen through. Mrs. Buchanan, the current owner, had allegedly hired a crew to demolish the house. The hope was that the home would be demolished by the owner thus avoiding any additional cost to the Township. **Mrs. Stone** asked for an update on the home located on Salem Road that had previously caught fire. **Mr. Drury** replied that the owner was waiting on the insurance company settlement.

Update regarding Bond for RexPlex Renovation – **Mrs. Earhart** explained that issuance and sale of bonds would pay the cost of construction and improvements to the Anderson Parks RecPlex. Moody's Investors Services, the bond rating company, would be visiting the Township to establish that rating prior to the issuance of bonds. Emily Cannon from PNC Bank was working with staff on a presentation for Moody's. PNC did not feel that the Township's

November 7, 2019

current Aaa rating was in jeopardy although reductions in the General Fund would be considered. The site visit from Moody's is scheduled for December 6<sup>th</sup>.

**I-275 Signage** – Mr. Ginty stated that he was working with ODOT on signage along I-275 at 4 different locations. Sign #1 for northbound I-275: “Anderson Township NEXT 3 EXITS” sign could be placed near the 71.6-mile marker to cover the interchanges at US 52, Five Mile Rd, and SR 125. Sign #2 for southbound I-275: “Anderson Township NEXT 4 EXITS” sign could be placed near the 64.5-mile marker to cover the interchanges at US 52, Five Mile Rd, SR 125, and Kellogg Ave. Sign #3 is proposed to be located on the exit ramp from I-275 northbound to Five Mile Road. Sign #4 is planned for the exit ramp from I-275 southbound to five Mile Road. The Township would be responsible for the costs of the signage and installation, and the quote obtained from AA safety projected this cost to be \$21,000.

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

There was no further discussion.

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

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

There was no further discussion.

**Mr. Dietz called the roll: Mr. Gerth, yes; Ms. Stone, yes; Mr. Pappas, yes.**

**Resolution 19-1107-02: Mrs. Stone moved to authorize the purchase of real property in the Township pursuant to Section 511.11 of the Ohio Revised Code as follows; Mr. Pappas seconded the motion:**

**RESOLUTION NO. 19-1107-02**

**AUTHORIZING THE PURCHASE OF REAL PROPERTY IN THE TOWNSHIP  
PURSUANT TO SECTION 511.11 OF THE OHIO REVISED CODE**

WHEREAS, Section 511.11 of the Ohio Revised Code (the “Statute”) provides, in relevant part, that a board of township trustees may acquire by purchase, appropriation, or otherwise, any private or public lands which it might deem necessary for its use; and

WHEREAS, this Board has identified certain real property in the Township that it deems necessary for its use and desires to purchase; and

WHEREAS, this Board has been advised that the Hamilton County Land Reutilization Corporation (the “Corporation”), an Ohio nonprofit community improvement corporation

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

November 7, 2019

organized and existing under Chapters 1724 and 1702 of the Ohio Revised Code, acting by and through the Port of Greater Cincinnati Development Authority, the Management Company for the Corporation (the "Port"), will endeavor to acquire certain real property in Anderson Township identified hereinbelow and has offered to enter into a Sale/Purchase Agreement with respect to said real property providing for the sale of said real property to this Board, if acquired by the Corporation;

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

Section 1. This Board hereby determines that it is in the best interest of the Township to purchase certain real property located at 1339 Beacon Road, 1341 Beacon Road, and 2648 Elstun Road in the Township (collectively, the "Property") from the Hamilton County Land Reutilization Corporation, acting by and through the Port, if the Corporation acquires the Property or any portion thereof. The aggregate maximum purchase price for the Property shall not exceed \$6,000, which amount is hereby appropriated for the purpose of said acquisition.

Section 2. The Township Administrator be and she is hereby authorized to execute the Sale/Purchase Agreement relating to the acquisition of the Property or so much of said Property as is acquired by the Corporation in substantially the form before this Board (the "Agreement"), which is hereby approved, 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 Agreement.

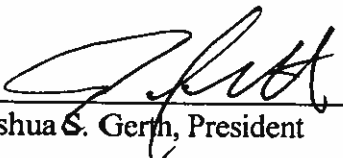
Section 3. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were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


There was no further discussion.

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

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of December 19, 2019.

  
Joshua S. Gerth, President

  
Kenneth G. Dietz, Fiscal Officer




ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES  
November 7, 2019

**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 7<sup>th</sup> day of November 2019, and that said minutes have been duly entered upon the Journal of said Township.

This 19<sup>th</sup> day of December, 2019.

  
\_\_\_\_\_  
Kenneth G. Dietz  
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

November 21, 2019

The Board of Township Trustees of Anderson Township ("Board") held its regular monthly meeting on November 21, 2019, at 5:30 p.m., in the Anderson Center Board Room. Present were the following Board members:

Joshua S. Gerth  
Robin D. Stone  
Andrew S. Pappas

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

**Mr. Gerth call the meeting to order and moved to retire to Executive Session to consider the compensation of a public employee or official as permitted by Ohio Revised Code 121.22(G)(1), and to consider the purchase of property for public purposes, or the sale of property as permitted by Ohio Revised Code Section 121.22(G)(2). Mrs. Stone seconded the motion. Mr. Dietz called the roll: Mr. Gerth, yes; Ms. Stone, yes; Mr. Pappas, yes.**

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

**Mr. Gerth** called the meeting to order and welcomed the additional attendees, including a number of citizens and other public officials including: Planning & Zoning Director Paul Drury, Fire Chief Rick Martin, Public Works Director Eric Luginbuhl, Lt. Dan McElroy, Fiscal Office Manger Debbie Hucker and Administrative Assistant Molly Mohrfield. He asked them to join him in the Pledge of Allegiance.

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

There was no further discussion.

**Mr. Dietz called the roll: Mr. Gerth, yes; Ms. Stone, yes; Mr. Pappas, yes.**

#### **PRESENTATIONS AND RECOGNITIONS**

Recognition of Veterans – **Mrs. Earhart** stated that on November 11<sup>th</sup> Veterans Day was celebrated. It is a time to honor Veterans and their service to the Country. For some, the service continues either through volunteer activities in the Township or through public service. The Township was fortunate enough to have a number of employees who had served their Country and who were now serving Township residents. Mrs. Earhart read off the names of the individuals and the department in which they worked in addition to the branch of the military they served under.

Oath of Office New Firefighters – **Chief Martin** introduced new Firefighters Andrew R. Stigall, Gregory S. Berthardt and Anthony S. Robertson. **Mr. Dietz** administered the oath of office.

#### **PUBLIC FORUM**

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES  
November 21, 2019

**Sue Wood**, congratulated Mrs. Stone on her resounding victory on election day. She was thrilled to see the community come together and re-elect Mrs. Stone. She believed that Mrs. Stone's decisions were guided by what was best for the residents of the community. Mrs. Stone had actively listened to her concerns regarding a variety of issues in the past and felt confident in reaching out to her with any future concerns. She pointed out that she and her husband sit on opposite sides of the political aisle and received every piece of campaign literature in the mail. She was disappointed to read the negative campaign piece sent by Mrs. Stone's opponent. She felt that anyone who supported addiction recovery would never use photos of syringes as a campaign scare tactic. She thanked Mrs. Stone for continuing her walk on the high road and for not getting bogged down in the mud, as her opponent chose to do.

**Marcus Thompson**, congratulated Mrs. Stone on her victory. He noted that they had run against one another in the election and he was apparently the opponent that took the low road. It was a testament to the longevity Mrs. Stone had and the relationships she had made that contributed to her victory. He looks forward to the direction the Trustees take the Township in the future. He thanked each of them for their service.

**TRUSTEE COMMENTS**

**Mrs. Stone** thanked everyone for their kind words. She announced an upcoming event, Girl Power Politics, organized by a junior at Anderson High School. It would be held at Nagel Middle School on December 7<sup>th</sup>. It was open to the public, but registration was required. It was for girls in grades 6 thru 8. They would have a chance to directly interact with local female politicians and learn how to get appointed to County Commission as a student.

**FISCAL OFFICER**

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

Appropriation Changes –

**Resolution 19-1121-01:** **Mr. Pappas** moved to approve the appropriation changes within the same fund as detailed by **Mr. Dietz** and as follows. **Mrs. Stone** seconded the motion.

**Appropriation Changes within Same Fund**

**FIRE**

10.1100.09	+\$ 15,000	Supplies
10.1100.03	- \$ 15,000	Worker's Compensation

**PLANNING & ZONING**

13.1100.04	-\$ 6,000	Contracts
13.1100.03	+\$ 1,000	Supplies
13.1100.05	+\$ 5,000	Other Expenses - Other

There was no further discussion.

**Mr. Dietz called the roll: Mr. Gerth, yes; Ms. Stone, yes; Mr. Pappas, yes.**

Minutes –

**Resolution 19-1121-02: Mrs. Stone moved to approve the minutes of August 15, 2019, 3:15 p.m.; August 15, 2019; September 5, 2019; and September 19, 2019; with minor corrections. Mr. Pappas seconded the motion.**

There was no further discussion.

**Mr. Dietz called the roll: Mr. Gerth, yes; Mr. Pappas, yes; Ms. Stone, yes.**

**LAW DIRECTOR**

**Mrs. Comey** had nothing requiring Board action.

**PLANNING & ZONING**

Proposed Changes to Planning and Zoning Fee Schedule –

**19-1121-03: Mr. Pappas moved to adopt the new fee schedule proposed by the Planning & Zoning Department. Mrs. Stone seconded the motion.**

There was no further discussion.

**Mr. Dietz called the roll: Mr. Gerth, yes; Mr. Pappas, yes; Ms. Stone, yes.**

Initiation of Various Zoning Test Amendments –

**Resolution 19-1121-04: Mrs. Stone moved to adopt a resolution initiating various text amendments to the Anderson Township Zoning Resolution as follows; Mr. Pappas seconded the motion:**

**RESOLUTION NO. 19-1121-04**

**INITIATING VARIOUS TEXT AMENDMENTS TO THE  
ANDERSON TOWNSHIP ZONING RESOLUTION**

WHEREAS, this Board of Township Trustees (“Board”), through powers granted by Chapter 5 19 of the Revised Code, may initiate amendments to the Anderson Township Zoning Resolution when it can be demonstrated that such is in the best interests of the community and that such changes promote the public health and safety of the community; and

WHEREAS, this Board has discussed certain proposed changes, finds them to be in best

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

November 21, 2019

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 initiates the adoption of the amendments to the Anderson Township Zoning Resolution contained in Exhibits A, B, C, D, and E 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.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mr. Pappas, yes; Ms. Stone, yes.

Resolution Banning Medical Marijuana Dispensaries –

**Resolution 19-1121-05: Mr. Pappas moved to adopt a resolution to prohibit retail dispensing of medical marijuana in the unincorporated territory of Anderson Township and to permit cultivation and processing of Medical Marijuana only in the "ID" Industrial Development Zoning District in the Township pursuant to Section 3796.29 of the Ohio Revised Code as follows; Mrs. Stone seconded the motion:**

**RESOLUTION NO. 19-1121-05**

**RESOLUTION TO PROHIBIT RETAIL DISPENSING OF MEDICAL MARIJUANA IN THE UNINCORPORATED TERRITORY OF ANDERSON TOWNSHIP AND TO PERMIT CULTIVATION AND PROCESSING OF MEDICAL MARIJUANA ONLY IN THE "ID" INDUSTRIAL DEVELOPMENT ZONING DISTRICT IN THE TOWNSHIP PURSUANT TO SECTION 3796.29 OF THE OHIO REVISED CODE.**

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES*  
*November 21, 2019*

WHEREAS, Chapter 3796 of the Ohio Revised Code provides, among other things, for the licensure of medical marijuana cultivators and processors and of retail dispensaries of medical marijuana; and

WHEREAS, Section 3796.29 of the Ohio Revised Code empowers a board of township trustees to adopt a resolution to prohibit, or limit the number of, cultivators, processors, or retail dispensaries within the unincorporated territory of the township; and

WHEREAS, this Board of Township Trustees deems it to be in the best interest of the public health, welfare and safety of the residents of the Township to prohibit retail dispensing of medical marijuana within the Township and to permit the cultivation and processing of medical marijuana only in the "ID" Industrial Development Zoning District within the Township,

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. For purposes of this resolution, medical marijuana, Ohio-licensed, medical marijuana cultivators, processors, and retail dispensaries shall have the same meanings as set forth in House Bill 523 and Chapter 3796 of the Ohio Revised Code.

SECTION 2. Retail Dispensaries of medical marijuana licensed pursuant to Section 3796.10 of the Ohio Revised Code, and activities permitted to be undertaken by the holder of a current, valid retail dispensary license issued under Section 3796.20 of the Ohio Revised Code, or any other manner of retail dispensing of medical marijuana authorized by Chapter 3796 of the Ohio Revised Code are hereby prohibited within the unincorporated area of the Township.

SECTION 3. Processors of medical marijuana licensed pursuant to Section 3796.09 of the Ohio Revised Code, and activities permitted to be undertaken by the holder of a current, valid processor license issued under 3796.19 of the Ohio Revised Code, or in any other manner of processing of medical marijuana authorized by Chapter 3796 of the Ohio Revised Code are hereby permitted only within the "ID" Industrial Development Zoning District of the Township.

SECTION 4. Cultivators of medical marijuana licensed pursuant to Section 3796.09 of the Ohio Revised Code, and activities permitted to be undertaken by the holder of a current, valid cultivator license issued under Chapter 3796 of the Ohio Revised Code or in any other manner of cultivating of medical marijuana authorized by Chapter 3796 of the Ohio Revised Code are hereby permitted only within the "ID" Industrial Development Zoning District of the Township.

SECTION 5. This resolution does not limit or prohibit research related to marijuana conducted at a state university, academic medical center, or private research and development organization as part of a research protocol approved by an institutional review board or equivalent entity.

SECTION 6. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal

November 21, 2019

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 hereby.

SECTION 7. This Resolution shall take effect at the earliest date permitted by law.

SECTION 8. Resolution No. 19-0530-02, duly passed by this Board on May 30, 2019, imposing a one-year moratorium on retail dispensing of medical marijuana within the unincorporated territory of Anderson Township, is hereby repealed, effective immediately.

There was no further discussion.

**Mr. Dietz called the roll: Mr. Gerth, yes; Mr. Pappas, yes; Ms. Stone, yes.**

Adoption of Tree Maintenance Plan –

**Resolution 19-1121-06: Mr. Pappas moved to adopt the tree management plan as presented by Planning & Zoning. Mrs. Stone seconded the motion.**

There was no further discussion.

**Mr. Dietz called the roll: Mr. Gerth, yes; Mr. Pappas, yes; Ms. Stone, yes.**

**SHERIFF'S OFFICE**

Recognition of Officer Ben Suykes – Lt. McElroy recognized Officer Ben Suykes. Officer Suykes had been with the Sheriff's Department 7 years and in the Township 3½ years. Officer Suykes graduated from the Drug Recognition Expert (DRE) program. The Drug evaluation and classification program was a traffic safety program that focused on the detection, apprehension, and adjudication of drug impaired drivers. A DRE expert was a law enforcement officer that was highly trained to recognize impaired drivers under the influence of drugs, other than, or in addition, to alcohol. The DRE program was a federally funded program through the Ohio Traffic Safety Office in association with the International Association of Chiefs of Police and the National Highway Traffic Safety Administration. The program was in three phases, each one more difficult, and a total of 132 hours of training and testing. He would also like to recognize that Officer Suykes was 1<sup>st</sup> in his class during this testing.

**PUBLIC WORKS DEPARTMENT**

Coventry Woods Lighting District Revision –

**Resolution 19-1121-07: Mrs. Stone moved to adopt a resolution awarding contract and confirming assessments for Coventry Woods Lighting District pursuant to Revised Code Sections 9.30, 515.081, 515.11 & 515.08 as follows; Mr. Pappas seconded the motion:**

**RESOLUTION NO. 19-1121-07**

**AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR**

**COVENTRY WOODS LIGHTING DISTRICT  
PURSUANT TO REVISED CODE SECTIONS 9.30, 515.081, 515.11 & 515.08**

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Coventry Woods Lighting District (the "District"), and has previously provided for the installation of lights required for properly lighting such streets and public ways, and has previously approved the execution of a contract with the Cinergy (now known as Duke Energy) for the purpose of lighting such streets and public ways; and

WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio Revised Code in an equal amount against each benefited lot, with the assessment payable in equal semi-annual installments; and

WHEREAS, none of the owners of lots and lands abutting on the streets and public ways of the District has signed a petition for the discontinuance of the artificial lighting in the District and filed such a petition with the Fiscal Officer in accordance with Section 515.081 of the Ohio Revised Code; and

WHEREAS, the estimated cost for continued artificial lighting in the District for a period of five years is less than \$50,000, excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, COUNTY OF HAMILTON, OHIO, as follows:

1. That the existing contract with Duke Energy be renewed by the award hereby of a new contract with Duke Energy pursuant to the provisions Section 515.081 of Ohio Revised Code for a period of five years from the date of expiration of said existing contract upon the terms and conditions of this Resolution, and that the Township Administrator is hereby authorized to execute such contract and any documentation required in connection therewith on behalf of the Township subject to review by legal counsel.
2. That the costs of the artificial lighting of the District as heretofore provided in the total amount of \$20,770.00 be and hereby are specially assessed against the real estate bounding and abutting upon the streets or public ways so lighted and the benefiting lots in the District in accordance with Section 515.08 (D) of the Ohio Revised Code, and that the assessments shall be payable in equal semi-annual installments over a period of five years.
3. That special assessments for the aforesaid lighting improvements in the amount of \$18,279.00 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$2,284.88 in inflationary cost increases projected over said five-year period, plus \$206.12 in average cost per lighting district renewal for administrative and legal costs for services of Township



personnel and legal counsel, aggregating a total special assessment of \$20,770.00 (which equates to \$134.00 per parcel per year or \$67.00 per parcel per semiannual assessment), are hereby levied and assessed upon the lots and lands located within the District, which assessments are in accordance with the benefits which will result to the real property charged herewith.

4. That any assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due.
5. That the Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said assessments levied hereby to Duke Energy and to the Hamilton County Auditor, and said Auditor is hereby authorized and directed to place said special assessments upon the tax duplicate to be paid and collected in the same manner and at the same times that taxes are paid and collected.
6. That Duke Energy be and hereby is authorized and directed to provide the services described in this Resolution.
7. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.
7. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Mr. Pappas, yes; Ms. Stone, yes.

## **FIRE & RESCUE**

### Change Healthcare Amendment –

**Resolution 19-1121-08: Mr. Pappas moved to adopt a resolution authorizing the execution of amendment III to business support services agreement with MED3000, Inc. as follows; Mrs. Stone seconded the motion:**

### **RESOLUTION NO. 19-1121-08**

### **RESOLUTION AUTHORIZING THE EXECUTION OF AMENDMENT III TO BUSINESS SUPPORT SERVICES AGREEMENT WITH MED3000, INC.**

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES*  
*November 21, 2019*

WHEREAS, Section 505.37 of the Revised Code confers certain powers on a board of township trustees with respect to the provision of fire protection services in the township that the board deems advisable; and

WHEREAS, pursuant to Resolution No. 08-0317-21, this Board authorized and entered into a Business Support Services Agreement (the "Original Agreement") with MED3000, Inc., a Delaware corporation ("MED3000"), a subsidiary of MED3000 Group, Inc., a Delaware corporation and healthcare management and technology company, under which Original Agreement MED3000 provides business support, billing and reimbursement management services to the Anderson Township Fire and Rescue Department; and

WHEREAS, pursuant to prior action of this Board, the Original Agreement has been subsequently amended to extend its term and to reduce the service fee rate (the Original Agreement as so amended, the "Agreement"); and

WHEREAS, the Agreement has automatically renewed since February 2017; and

WHEREAS, the Township has been advised by MED3000 that "Change Healthcare Practice Management Solutions, Inc.", a Delaware corporation, is the successor-in-interest to MED3000 and service provider to the Township under the Agreement (the "Service Provider"); and

WHEREAS, the Service Provider has requested that the Board enter into Amendment III to the Agreement, substantially in the form presented to this Board ("Amendment III"); and

WHEREAS, Amendment III acknowledges the name change of the service provider under the Agreement from MED3000 to Change Healthcare Practice Management Solutions, Inc., extends the term of the Agreement for a term of one year from December 1, 2019 and provides for additional renewal terms, and provides for a service fee of 4.75% of net revenue of the Township under the Agreement, which this Board deems to be reasonable;

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 approve, and this Board hereby approves, Amendment III and authorizes the Township Administrator to execute Amendment III 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 Agreement.

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 the foregoing resolution were taken in open meetings of

November 21, 2019

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

There was no further discussion.

**Mr. Dietz called the roll: Mr. Gerth, yes; Mr. Pappas, yes; Ms. Stone, yes.**

#### **ADMINISTRATION**

##### Award of Bids for Landscaping 2020 –

**Resolution 19-1121-09: Mr. Pappas moved that this Board hereby accept the bid of \$41,889.00, from Merkle Lawn Care deemed to be the most responsive and responsible bidder for the mowing contract LS-1 and the bid of \$202,835.13 from Grasscor Lawn & Landscapes deemed to be the most responsive and responsible bidder for the Landscape Maintenance Contract LS-2 of the Anderson Township 2020 Landscape Maintenance Program project in accordance with the bid plans and specifications, together with a 10% contingency, for a maximum appropriation of \$269,196.13 in general and TIF funds; further, this Board hereby authorizes and directs the Township Administrator to give timely Notice of Award to the contractor and, after consultation with the Law Director, to enter into contract with Merkle Lawn Care in accordance with their bid for the mowing contract LS-1 and Grasscor Lawn & Landscapes in accordance with their bid for the Landscape Maintenance Contract LS-2 of the Anderson Township 2020 Landscape Maintenance Program project. Mrs. Stone seconded the motion.**

There was no further discussion.

**Mr. Dietz called the roll: Mr. Gerth, yes; Mr. Pappas, yes; Ms. Stone, yes.**

##### Reappointment of Communications Consultant –

**Resolution 19-1121-10: Mrs. Stone moved to authorize the extension of the continuing consultant role of Nancy Caine as Communication Consultant as the rate of \$63 per hour for a total not to exceed \$40,000 in 2020. Mr. Pappas seconded the motion.**

There was no further discussion.

**Mr. Dietz called the roll: Mr. Gerth, yes; Mr. Pappas, yes; Ms. Stone, yes.**

##### 2020 Membership in the Coalition of Large Ohio Urban Townships –

**Resolution 19-1121-11: Mr. Pappas moved to authorize membership in the Coalition of Large Ohio Urban Townships, a sub-committee of the Ohio Township Association, for the year 2020 in an amount not to exceed \$200. Mrs. Stone seconded the motion.**

There was no further discussion.

**Mr. Dietz called the roll: Mr. Gerth, yes; Mr. Pappas, yes; Ms. Stone, yes.**

Items Arising from Executive Session Discussion –

**Resolution 19-1121-12: Mrs. Stone moved to adopt a resolution authorizing the disposition of real property located at 1357 Nagel Road, in the Township, approving and authorizing a real property purchase and sale agreement with respect thereto pursuant to Section 505.10(A)(6) of the Revised Code, and authorizing the execution and delivery of said agreement by the Township Administrator as follows; Mr. Pappas seconded the motion:**

**RESOLUTION NO. 19-1121-12**

**A RESOLUTION AUTHORIZING THE DISPOSITION OF REAL PROPERTY LOCATED AT 1357 NAGEL ROAD, IN THE TOWNSHIP, APPROVING AND AUTHORIZING A REAL PROPERTY PURCHASE AND SALE AGREEMENT WITH RESPECT THERETO PURSUANT TO SECTION 505.10(A)(6) OF THE REVISED CODE, AND AUTHORIZING THE EXECUTION AND DELIVERY OF SAID AGREEMENT BY THE TOWNSHIP ADMINISTRATOR .**

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

**WHEREAS**, this Board deems it to be in the best interest of the Township to dispose of real property located at 1357 Nagel Road, Anderson Township, OH 45244 and described more particularly as Hamilton County Ohio Parcel ID No. 500-0121-0184-00 (the "Property") and has received an offer to purchase the Property from Zicka Development Company, LLC at a purchase price of Two Hundred Forty Thousand Dollars (\$240,000);

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

**SECTION 1.** This Board hereby determines that it is in the best interest of the Township to sell the Property pursuant to Section 505.10(A)(6) of the Revised Code to Zicka Development Company, LLC (the "Purchaser") at the purchase price of Two Hundred Forty Thousand Dollars (\$240,000), subject to customary prorations at closing of costs and real property taxes, pursuant to a Real Property Purchase and Sale Agreement (the "Agreement") in substantially the form of the Land Purchase Agreement relating to the purchase of the Property by Purchaser before this Board.

**SECTION 2.** This Board hereby authorizes the Township Administrator to execute and deliver is hereby authorized to execute 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 Agreement.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES  
November 21, 2019

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

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

There was no further discussion.

**Mr. Dietz called the roll: Mr. Gerth, yes; Mr. Pappas, yes; Ms. Stone, yes.**

---

**Resolution 19-1121-13: Mr. Pappas moved to authorize the change of job title for Lisa Farrar from Fire Department Secretary to Fire Department Administrative Assistant. This includes a base pay rate increase of \$1,000, effective January 1, 2020. Mrs. Stone seconded the motion.**

There was no further discussion.

**Mr. Dietz called the roll: Mr. Gerth, yes; Mr. Pappas, yes; Ms. Stone, yes.**

**Resolution 19-1121-14: Mr. Pappas moved to authorize a base pay increase of \$5,000 for the Assistant Administrator for Human Resources effective November 24, 2019. Mrs. Stone seconded the motion.**

There was no further discussion.

**Mr. Dietz called the roll: Mr. Gerth, yes; Mr. Pappas, yes; Ms. Stone, yes.**

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of December 19, 2019.

\_\_\_\_\_  
Joshua S. Gerth, President


  
\_\_\_\_\_  
Kenneth G. Dietz, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES  
November 21, 2019

**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 21<sup>st</sup> day of November 2019, and that said minutes have been duly entered upon the Journal of said Township.

This 19<sup>th</sup> day of December, 2019.

  
\_\_\_\_\_  
Kenneth G. Dietz  
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

December 2, 2019

The Board of Township Trustees of Anderson Township ("Board") held a Special Meeting on December 2, 2019, at 10:30 a.m., in the CoWorks Conference Room at Anderson Center. Present were the following Board members:

Joshua S. Gerth  
Robin D. Stone  
Andrew S. Pappas

Also present during portions of the meeting were Fiscal Officer Ken Dietz, Assistant Administrator for Human Resources Suzanne Parker, Planning & Zoning Director Paul Drury and Planner 1 Brad Bowers.

**Mr. Gerth called the meeting to order.**

**Mr. Pappas moved to retire to executive session to consider the appointment of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1). Mr. Gerth seconded the motion. Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Stone, yes; Mr. Pappas, yes.**

**Mr. Gerth moved to return from executive session. Mr. Pappas seconded the motion.**

There was no further discussion.

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

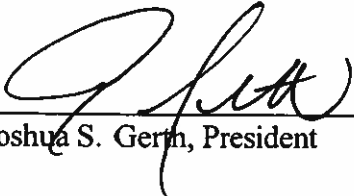
**Mr. Pappas moved to adjourn the meeting. Mr. Gerth seconded the motion.**

There was no further discussion.

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

As there was no further business, the meeting adjourned at 1:00 p.m.

These minutes were approved at the meeting of December 19, 2019.

  
Joshua S. Gerth, President


  
Kenneth G. Dietz, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES  
December 2, 2019

**CERTIFICATION**

The undersigned, duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a special meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 2<sup>nd</sup> day of December, 2019, and that said minutes have been duly entered upon the Journal of said Township.

This 19<sup>th</sup> day of December, 2019.

  
\_\_\_\_\_  
Kenneth G. Dietz  
Fiscal Officer



ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES  
December 5, 2019

The Board of Township Trustees of Anderson Township ("Board") held a Special Meeting on December 5, 2019, at 10:30 a.m., in the CoWorks Conference Room at Anderson Center. Present were the following Board members:

Joshua S. Gerth  
Robin D. Stone  
Andrew S. Pappas

Also present during portions of the meeting were Fiscal Officer Ken Dietz, Assistant Administrator for Human Resources Suzanne Parker, Planning & Zoning Director Paul Drury and Planner I Brad Bowers.

**Mr. Gerth called the meeting to order.**

**Mr. Gerth moved to retire to executive session to consider the appointment of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1). Mrs. Stone seconded the motion. Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Stone, yes; Mr. Pappas, yes.**

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

There was no further discussion.

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

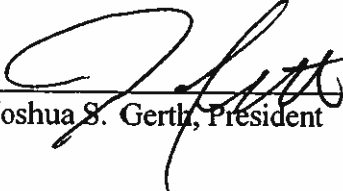
**Mr. Gerth moved to adjourn the meeting. Mr. Pappas seconded the motion.**

There was no further discussion.

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

As there was no further business, the meeting adjourned at 1:00 p.m.

These minutes were approved at the meeting of December 19, 2019.


  
Joshua S. Gerth, President

  
Kenneth G. Dietz, Fiscal Officer

**CERTIFICATION**

The undersigned, duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a special meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 5<sup>th</sup> day of December, 2019, and that said minutes have been duly entered upon the Journal of said Township.

This 19<sup>th</sup> day of December, 2019.



---

Kenneth G. Dietz  
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

December 5, 2019

The Board of Township Trustees of Anderson Township ("Board") held its regular Interim Workshop Meeting on December 5, 2019, at 3:00 p.m., in the Large Conference Room at Anderson Center. Present were the following Board members:

Joshua S. Gerth  
Robin D. Stone  
Andrew S. Pappas

**Mr. Gerth** called the meeting to order and welcomed attendees including Fiscal Officer Ken Dietz, Township Administrator Vicky Earhart, Assistant Administrator for Operations Steve Sievers, Assistant Administrator for Human Resources Suzanne Parker, Planning & Zoning Director Paul Drury, Fire Chief Rick Martin, Public Works Director Eric Luginbuhl, Lt. Dan McElroy, Law Director Margaret Comey and Administrative Assistant Molly Mohrfield.

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

There was no further discussion.

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

**TRUSTEES/FISCAL OFFICER**

Appropriation Changes –

**Resolution 19-1205-01: Mr. Pappas moved to approve the appropriation changes within the same fund as detailed by Mr. Dietz and as follows. Mrs. Stone seconded the motion.**

**Appropriation Changes within Same Fund**

**GENERAL**

01.1200.01	+\$ 10,000	Salaries – Buildings (Building Attendants, events Coord)
01.1200.02	- \$ 10,000	Building – Improve Sites

There was no further discussion.

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

**Mr. Luginbuhl** announced that Mr. Pete Landrum the City Manager from Beavercreek, Ohio came to thank the Public Works Department for their help with the cleanup from the Memorial Day tornado. He presented them with a proclamation, picture, and challenge coin. Mr. Luginbuhl pointed out that 28 jurisdictions helped in the effort.

**DISCUSSION ITEMS**

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES  
December 5, 2019

Issuance and Sale of Bonds for Improvements to Anderson Parks RecPlex – Mrs. Comey stated that Moody’s underwriters were arriving tomorrow. Moody’s would then determine a rating for the Township which would, based on that rating, impact the issuance of bonds. She reminded the Board that in September they had passed resolution providing for the issuance and sale of bonds in an aggregate principal amount of \$3,200,000, the next step was to narrow that amount down even more. She and Mrs. Earhart had spent a large amount of time researching the amount, and asked PNC Bank to run the numbers for interest rates. PNC Bank ran the interest rates conservatively which would generate what the interest cost would be in a maximum principal amount. Mrs. Earhart stated based on those calculations her recommendation was to borrow \$2,400,000. The value of Stonecrest Development sold for \$18,000,000. Mr. Pappas requested a breakdown of what was being spent at the RecPlex. Mrs. Earhart said she would provide the information.

Clough Pike Property – Creek Bypass Channel and Harmony Turn Lane – Mr. Sievers asked the Board if it was ok with proceeding with the direction outlined in the memo regarding the Clough Pike property. Mrs. Stone felt that the bypass would help the creek tremendously.

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

There was no further discussion.

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

Mr. Gerth moved to return from Executive Session. Mr. Pappas seconded the motion.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Ms. Stone, yes; Mr. Pappas, yes.  
Resolution 19-1205-02: Mr. Pappas moved to approve the 2020 employee compensation adjustments as presented. Mrs. Stone seconded the motion.

There was no further discussion.

Mr. Dietz called the roll: Mr. Gerth, yes; Ms. Stone, yes; Mr. Pappas, yes.

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of December      19     , 2019.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

December 5, 2019


  
\_\_\_\_\_  
Joshua S. Gerth, President

  
\_\_\_\_\_  
Kenneth G. Dietz, Fiscal Officer

**CERTIFICATION**

The undersigned, duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 5<sup>th</sup> day of December 2019, and that said minutes have been duly entered upon the Journal of said Township.

This 19<sup>th</sup> day of December, 2019.

  
\_\_\_\_\_  
Kenneth G. Dietz  
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES  
December 9, 2019

The Board of Township Trustees of Anderson Township ("Board") held a Special Meeting on December 9, 2019, at 11:00 a.m., in the CoWorks Conference Room at Anderson Center. Present were the following Board members:

Joshua S. Gerth  
Robin D. Stone  
Andrew S. Pappas

Also present during portions of the meeting were Fiscal Officer Ken Dietz, Assistant Administrator for Human Resources Suzanne Parker, Planning & Zoning Director Paul Drury and Planner 1 Brad Bowers.

**Mr. Gerth called the meeting to order.**

**Mrs. Stone moved to retire to executive session to consider the appointment of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1). Mr. Pappas seconded the motion. Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Stone, yes; Mr. Pappas, yes.**

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

There was no further discussion.

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

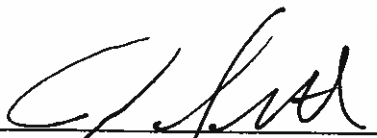
**Mr. Gerth moved to adjourn the meeting. Mr. Pappas seconded the motion.**


There was no further discussion.

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

As there was no further business, the meeting adjourned at 1:30 p.m.

These minutes were approved at the meeting of December 19, 2019.

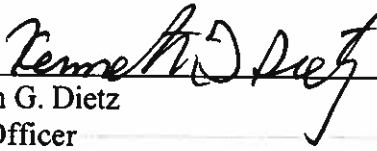
  
\_\_\_\_\_  
Joshua S. Gerth, President

  
\_\_\_\_\_  
Kenneth G. Dietz, Fiscal Officer

**CERTIFICATION**

The undersigned, duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a special meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 9th day of December, 2019, and that said minutes have been duly entered upon the Journal of said Township.

This 19<sup>th</sup> day of December, 2019.

  
\_\_\_\_\_  
Kenneth G. Dietz  
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES  
December 11, 2019

The Board of Township Trustees of Anderson Township ("Board") held a Special Meeting on December 11, 2019, at 11:30 a.m., in the CoWorks Conference Room at Anderson Center. Present were the following Board members:

Robin D. Stone  
Andrew S. Pappas

Also present during portions of the meeting were Assistant Administrator for Human Resources Suzanne Parker.

**Mrs. Stone called the meeting to order.**

**Mrs. Stone moved to retire to executive session to consider the appointment of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1). Mr. Pappas seconded the motion. Ms. Parker called the roll: Mr. Gerth, absent; Mrs. Stone, yes; Mr. Pappas, yes.**

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

There was no further discussion.

**Ms. Parker called the roll: Mr. Gerth, absent; Mrs. Stone, yes; Mr. Pappas, yes.**

**Mr. Pappas moved to adjourn the meeting. Mrs. Stone seconded the motion.**

There was no further discussion.

**Ms. Parker called the roll: Mr. Gerth, absent; Mrs. Stone, yes; Mr. Pappas, yes.**

As there was no further business, the meeting adjourned at 12:15 p.m.

These minutes were approved at the meeting of December 19, 2019.

  
Robin D. Stone, Vice President


  
Kenneth G. Dietz, Fiscal Officer



**CERTIFICATION**

The undersigned, duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a special meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 11<sup>th</sup> day of December, 2019, and that said minutes have been duly entered upon the Journal of said Township.

This 19<sup>th</sup> day of December, 2019.

  
\_\_\_\_\_  
Kenneth G. Dietz  
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES  
December 13, 2019

The Board of Township Trustees of Anderson Township ("Board") held a Special Meeting on December 13, 2019, at 12:30 p.m., in the CoWorks Conference Room at Anderson Center. Present were the following Board members:

Joshua S. Gerth  
Robin D. Stone

Also present when the meeting was called to order were Fiscal Officer Ken Dietz, Planning & Zoning Director Paul Drury and Planner I Brad Bowers.

**Mr. Gerth called the meeting to order.**

**Mr. Gerth moved to retire to executive session to consider the appointment of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1). Mrs. Stone seconded the motion. Mr. Dietz called the roll: Mr. Gerth; Mrs. Stone, yes; Mr. Pappas, absent.**

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

There was no further discussion.

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

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

There was no further discussion.

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

As there was no further business, the meeting adjourned at 2:30 p.m.

These minutes were approved at the meeting of December 19, 2019.


  
Joshua S. Gerth, President

  
Kenneth G. Dietz, Fiscal Officer

**CERTIFICATION**

The undersigned, duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a special meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 13<sup>th</sup> day of December, 2019, and that said minutes have been duly entered upon the Journal of said Township.

This 19<sup>th</sup> day of December, 2019.

  
\_\_\_\_\_  
Kenneth G. Dietz  
Fiscal Officer