

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

January 7, 2021

The Board of Township Trustees of Anderson Township (“Board”) held its regular Interim Workshop Meeting on January 7, 2021, in the Emergency Operations Center at Anderson Center, with staff and others joining via teleconference.

Mrs. Earhart welcomed everyone to the January 7, 2021, meeting of the Anderson Township Board of Trustees. She stated that due to the declared state of emergency in the nation, in Ohio and in the Township, and the Order of the Director of the Ohio Department of Health issued March 12, 2020, in response to the COVID-19 emergency, the meeting was being convened telephonically with video option. The agenda for the meeting was available on the Township’s website. At each of the Board meetings attendees were encouraged to complete a sign-in sheet which included name and address. She encouraged participants to electronically sign-in by sending an email to Molly Mohrfield at mmohrfield@andersontownship.org. She identified the elected officials that were present which included Trustee Chair Josh Gerth, Trustee Vice Chair Dee Stone, and Trustee Andrew Pappas, Fiscal Officer Kenneth Dietz. Other personnel were joining in the meeting via telephone or video including Assistant Administrator for Human Resources Suzanne Parker, Assistant Administrator for Operations Steve Sievers, Law Director Margaret Comey, Planning & Zoning Director Paul Drury, Planner 1 Sarah Donavon Planner 1 PJ Ginty, Hamilton County Sheriff’s Dan McElroy, Fire Chief Rick Martin, Public Works Director Eric Luginbuhl, Facilities Manager Mark Magna, Fiscal Office Manager Debbie Hucker and Administrative Assistant Molly Mohrfield, who was recording the meeting and preparing minutes. She thanked everyone for joining in and appreciated their patience and understanding during these unprecedented times.

Mr. Gerth called the meeting to order.

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

The **Trustees/Fiscal Officer** had nothing requiring discussion.

DISCUSSION ITEMS

Clough Pike Implementation Report –

Resolution 21-0107-01: Mrs. Stone made a motion to set a public hearing for Thursday, January 21, 2021, at 5:30 PM during the Board of Trustees regular monthly meeting which will be held telephonically to consider the Clough Pike Corridor Study Implementation Plan. Mr. Pappas seconded the motion.

There was no further discussion.

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

Resolution Approving the CRA Agreement with Respect to the Anderson Township Community Reinvestment Area I and Requesting that the Hamilton County Commissioners Undertake Proceedings to Approve and Authorize the Execution and Delivery of Said Agreement –

Resolution 21-0107-02: Mr. Pappas moved to adopt a resolution approving the CRA Agreement with respect to the Anderson Township Community Reinvestment Area I and requesting that the Hamilton County Commissioners undertake proceedings to approve and authorize the execution and delivery of said agreement as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21-0107-02

A RESOLUTION APPROVING THE CRA AGREEMENT WITH RESPECT TO THE ANDERSON TOWNSHIP COMMUNITY REINVESTMENT AREA I AND REQUESTING THAT THE HAMILTON COUNTY COMMISSIONERS UNDERTAKE PROCEEDINGS TO APPROVE AND AUTHORIZE THE EXECUTION AND DELIVERY OF SAID AGREEMENT.

WHEREAS, the Anderson Township Board of Township Trustees (the “Board”) desires to pursue all reasonable and legitimate incentive measures to assist and encourage development in a specific area of the Township that has not enjoyed reinvestment from remodeling or new construction; and

WHEREAS, Sections 3735.65 through 3735.70 of the Ohio Revised Code (the “Act”) authorize the legislative authorities of municipal corporations and counties to designate areas as community reinvestment areas within the meaning of the Act (each, a “Community Reinvestment Area” or “CRA”); and

WHEREAS, pursuant to proceedings heretofore taken, this Board established the Anderson Township Community Reinvestment Area I and the Hamilton County Commissioners took official action to create and designate, and subsequently to enlarge the boundaries of, the Anderson Township Community Reinvestment Area I (the “Anderson Township Community Reinvestment Area I” or “CRA I”); and

WHEREAS, the Ohio Development Services Agency has certified CRA I; and

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

SECTION 1. This Board hereby determines that it is in the best interest of the citizens of the Township to approve and this Board hereby approves the Community Redevelopment Agreement relating to CRA 1 in the form provided by HCDC.

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SECTION 2. The Fiscal Officer shall provide a certified copy of this Resolution to HCDC.

SECTION 3. The preambles hereto shall be and shall be construed to be integral parts of this Resolution.

SECTION 4. 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 committees, and that all deliberations of this Board and any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law, including Section 121.22 of the Ohio Revised Code, except as permitted thereby.

SECTION 5. Effective Date. This Resolution shall be in full force and effect immediately upon its passage.

There was no further discussion.

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

Resolution Approving CRA for Skytop –

Resolution 21-0107-03: Mrs. Stone moved to adopt a resolution establishing and describing the boundaries of proposed Anderson Township Community Reinvestment Area II and requesting that the Hamilton County Commissioners create and designate the Anderson Township Community Reinvestment Area II as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 21 – 0107 – 03

RESOLUTION ESTABLISHING AND DESCRIBING THE BOUNDARIES OF PROPOSED ANDERSON TOWNSHIP COMMUNITY REINVESTMENT AREA II AND REQUESTING THAT THE HAMILTON COUNTY COMMISSIONERS CREATE AND DESIGNATE THE ANDERSON TOWNSHIP COMMUNITY REINVESTMENT AREA II

WHEREAS, Sections 3735.65 through 3735.70 of the Ohio Revised Code (the “Act”) authorize the legislative authorities of municipal corporations and counties to designate areas as community reinvestment areas within the meaning of the Act (each, a “Community Reinvestment Area” or “CRA”), as otherwise provided therein; and

WHEREAS, the Anderson Township Board of Township Trustees (the “Board”) desires to pursue all reasonable and legitimate incentive measures to assist and encourage development in a specific area of the Township that has not enjoyed reinvestment from remodeling or new construction; and

WHEREAS, the Board hereby requests that the Hamilton County Commissioners create a Community Reinvestment Area within the unincorporated territory of Anderson Township as

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described herein pursuant to the Act to be designated as the Anderson Township Community Reinvestment Area II (“Anderson Township Community Reinvestment Area II” or “CRA II”), and make findings and determinations to establish the eligibility of the area described for designation as a Community Reinvestment Area; and

WHEREAS, a survey of housing as required by Section 3735.66 of the Act has been prepared for the area to be included in CRA II and is attached to this Resolution as Exhibit A, which by this reference is incorporated herein; and

WHEREAS, the maintenance and construction of structures in CRA II would serve to encourage economic stability, maintain real property values, and generate new employment opportunities; and

WHEREAS, the remodeling of existing structures and/or the construction of new structures in CRA II constitute(s) a public purpose for which a real property exemption may be granted;

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

Section 1. The area to be designated by the Hamilton County Commissioners as Anderson Township Community Reinvestment Area II constitutes an area in which housing facilities or structures of historical significance are located, and in which new construction and repair of existing facilities or structures has been discouraged.

Section 2. The Anderson Township Community Reinvestment Area II shall include the following parcels as identified by the Hamilton County Auditor Taxpayer Identification Numbers listed on Exhibit B hereto, which by this reference is incorporated herein, and as depicted on the Exhibit C hereto, which by this reference is incorporated herein.

Section 3. All properties identified in Exhibit A are within the Community Reinvestment Area proposed to be designated as shown on Exhibit B and will be eligible for the incentive described herein. The proposed CRA II is a public/private partnership intended to promote and expand conforming uses within CRA II. Anderson Township intends to undertake supporting public improvements in CRA II.

If properties within the designated CRA II are consolidated or subdivided, such properties shall continue to be eligible for this incentive. However, properties outside the designated CRA II shall not be automatically considered part of CRA II, even if consolidated with property previously included within CRA II, without further action of this Board and of the Hamilton County Commissioners.

Section 4. Following passage of this Resolution by this Board, passage of a resolution by the Hamilton County Commissioners creating and designating CRA II and certification of CRA II by the Ohio Department of Development, the percentage of tax exemption on the increase in the

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assessed valuation resulting from improvements to the real property within CRA II and the term of those exemptions shall be as follows:

A. With respect to improvements to commercial properties within CRA II,

- (i) The percentage (up to 49.95%) and term (up to twelve (12) years) for existing commercial facilities shall be negotiated on a case-by-case basis in advance of construction or remodeling and according to the requirements outlined in Sections 3735.67 through 3735.673 of the Act, and upon which the cost of remodeling is at least \$75,000; and
- (ii) The percentage (up to 49.95%) and term (up to fifteen (15) years) for new commercial facilities shall be negotiated on a case-by-case basis in advance of construction and according to the requirements outlined in Sections 3735.67 through 3735.673 of the Act, and upon which the cost of construction is at least \$75,000.

Commercial properties include, but are not limited to, apartment communities, retail properties, office properties, service facilities, research and development facilities, and laboratories.

The results of the negotiation as approved by this Board and by the Hamilton County Commissioners shall be set forth in writing in a Community Reinvestment Area Agreement, as outlined in Section 3735.671 of the Act.

B. With respect to improvements to residential real properties within CRA II, and upon proper application by the property owner and certification thereof by the County designated housing officer,

- (i) Residential remodeling is not eligible for an exemption; and
- (ii) 49.95% exemption for a period of ten (10) years for construction of new single-family residential properties.

There shall be no exemptions for the construction of new multi-family residential properties. Multi-family residential properties include any residential property which contains two (2) to four (4) housing units. Any property containing in excess of four (4) housing units is to be classified as commercial.

Residential applications must be filed with the housing officer no later than six (6) months after construction completion.

Section 5. This Board recommends to the Hamilton County Commissioners and respectfully requests that the Hamilton County Commissioners create and designate CRA II

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bounded as set forth in Exhibit A, to constitute a duly established Community Reinvestment Area pursuant to the Act.

Section 6. The Hamilton County Commissioners shall acknowledge that the approval of any Community Reinvestment Area Agreement with respect to real property within the Anderson Township Community Reinvestment Area II must be approved by this Board prior to its approval by the Hamilton County Commissioners as a condition precedent to such agreement taking effect.

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

Section 8. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

Section 9. The Fiscal Officer shall certify a copy of this Resolution to the Clerk of the Hamilton County Board of County Commissioners.

Section 10. This Resolution shall be in full force and effect immediately upon its passage.

There was no further discussion.

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

Anderson Parks RecPlex Parking and Marquee Entrance – **Mrs. Earhart** stated that she had heard many positive comments about the sign and improvements to the RecPlex. She asked Mr. Magna, Facilities Manager, to walk the Board through what's remaining, as far as potential projects and the funding level. The Board had committed to \$3,000,000 for the renovation which was being funded with proceeds from the Anthology Tax Increment Finance (TIF) fund. **Mr. Magna** explained that in August, prior to bidding the RecPlex renovations, staff sat down with Ken Kushner, Executive Director, Anderson Township Park District, and went through the "wish list" of items which included expanding parking. Over the last year, during construction, a conceptual plan was designed to add approximately thirty-seven additional parking spaces. Staff worked with Mr. Kushner, regarding layout, traffic flow, and a circle area for drop off. The cost to achieve this additional parking would be approximately \$250,000. A marquee entrance at the front of the RecPlex facility, which would match the other buildings on the campus at Beech Acres, would be approximately \$150,000. He believed the number one issue that should be addressed is parking. **Mrs. Earhart** asked Mr. Magna to review expenses to date. **Mr. Magna** stated that there had been approximately \$2,551,000 of expenditures, from the inception, to asbestos removal, through construction, furniture, fixtures, equipment, security upgrades, and camera upgrades. **Mrs.**

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Earhart requested Board guidance on proceeding with the other improvements discussed. **Mr. Pappas** asked if the estimate of \$250,000 was to redo the entire parking or just the 37 additional spaces. **Mr. Magna** responded the estimate was for the 37 additional spaces plus a sidewalk to get from that parking area and curb work. **Mr. Pappas** felt that more parking spaces were definitely needed. **Mrs. Stone** agreed, stating that there had never been enough parking. **Mr. Gerth** agreed as well. **Mrs. Earhart** stated that staff would go ahead and proceed with the additional parking.

Authorization to Execute District Office Lease with U.S. Representative Brad Wenstrup –

Resolution 21-0107-04: **Mr. Pappas** moved to authorize the Township Administrator to execute a District Office Lease Amendment with Dr. Brad R. Wenstrup in the form substantially before the Board with regard to office space located at the Township's Operation Center, 7954 Beechmont Avenue. **Mrs. Stone** seconded the motion.

There was no further discussion.

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

Set Date for 2021 Board of Trustees Planning Meeting – **Mrs. Earhart** stated that the Board had a long tradition of holding Annual Planning Meetings over the last six years. Those meetings had been held in lieu of the May Interim Workshop Meeting on the first Thursday and Friday in May. Due to the COVID-19 Pandemic the Planning Meeting did not occur in 2020. She was hopeful that it would resume in the spring. The benefit with the May time frame was that **Mr. Dietz**, and his staff, had to submit the Preliminary 2022 Tax Budget for the Board's consideration in June. It would also be a good time to gather input on the Comprehensive Plan update as well as departmental initiatives. **Mr. Gerth** stated to move forward with the planning, and if needed, the date could be adjusted. **Mrs. Stone** agreed.

Mr. Gerth moved to retire to Executive Session to consider the appointment, employment, promotion or compensation 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 as permitted by Ohio Revised Code Section 121.22(G)(2). **Mrs. Stone** seconded the motion.

There was no further discussion.

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.

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These minutes were approved at the meeting of March 18, 2021.


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 7th day of January 2021, and that said minutes have been duly entered upon the Journal of said Township.

This 18th day of March, 2021.


Kenneth G. Dietz
Fiscal Officer

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The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on January 21, 2021, at 5:00 p.m..

Mrs. Earhart welcomed attendees and announced that due to the declared state of emergency in the nation, in Ohio, and in the Township, and the Order of the Director of the Ohio Department of Health issued March 12, 2020, in response to the COVID-19 emergency, this meeting was being convened telephonically. The agenda for the meeting was available on the Township’s website at www.andersontownship.org. The Board would accept comments via phone during Public Forum, which appeared later in the agenda. She asked that all participants “mute” their phones and only “unmute” if speaking and speak directly into the phone as opposed to using the speaker feature.

At each of the Board meetings, attendees were encouraged to complete a sign-in sheet including their name and address. Mrs. Earhart informed participants that they could electronically “sign-in” by simply sending an email to mmohrfield@andersontownship.org.

She identified the elected officials that were participating in this meeting including:

- Trustee Chair Josh Gerth
- Trustee Andrew Pappas
- Fiscal Officer Ken Dietz

Other personnel were joining in the meeting via phone including:

- Assistant Administrator for Human Resources Suzanne Parker
- Assistant Administrator for Operations Steve Sievers
- Law Director, Margaret Comey
- Planning and Zoning Director Paul Drury
- Hamilton County Sheriff Lt. Dan McElroy
- Fire Chief Rick Martin
- Public Works Director Eric Luginbuhl
- Fiscal Office Manager Debbie Hucker
- Planner 1 Sarah Donovan
- Planner 1 PJ Ginty
- Administrative Assistant Molly Mohrfield who was recording this meeting and would be preparing minutes.

She stated that each of them would do their best to remember to state their name before beginning to speak so that those joining in via phone could follow along. She thanked everyone

for joining in and appreciated their patience and understanding during these unprecedented times.

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She turned the proceedings over to Trustee Chair Josh Gerth.

Mr. Gerth called the meeting to order and moved to retire to Executive Session to consider the appointment, promotion or compensation of a public employee or official as permitted by Ohio Revised Code 121.22(G)(1), to consider the sale of property as permitted by Ohio Revised Code Section 121.22(G)(2), and to review negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment as permitted by Ohio Revised Code Section 121.22(G)(4). Mr. Pappas seconded the motion. Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Stone, absent; Mr. Pappas, yes.

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

Mr. Gerth called the meeting to order and asked everyone to join him in the Pledge of Allegiance.

Mr. Gerth moved to adopt the agenda with modifications. Mr. Pappas seconded the motion.

There was no further discussion.

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

Moment of Silence for Janet Heywood – **Mr. Gerth** stated that Janet Heywood, the all-time author and researcher who made Anderson Township history come to life on pages of *Anderson Insights* passed away. She was also the writer for the Townships throw back Thursdays stories each week on Facebook. She had been a member of the Anderson Township Historically Society since 2006 and served a number of roles, including research chair. She was a native of Anderson Township, and a descendant of one of the Townships earliest families. She graduated from Anderson High School in 1961 as an honor student. She often referenced her youthful experiences in writing, sharing fondly about this once rural community. She also organized and wrote “Images of America, Anderson Township” just in time for the Townships 225 celebration. The Township benefited in many ways from the diligence, curiosity, good nature, and overall good well-being from Ms. Heywood in the years that she has been a part of the community. In the spirit of that, Mr. Gerth, asked for moment of silence in remembrance of Janet Heywood.

PUBLIC HEARINGS

Mr. Gerth opened the public hearing for the Clough Pike Corridor Study Implementation Plan.

Clough Pike Corridor Study Implementation Plan – **Mr. Ginty** explained that this had been a year-long effort in conjunction with the Hamilton County Engineer’s Office, with the assistance of Stantec Consultants. The study led to both short and long term proposed improvements along Clough Pike.

Residents provided input and ideas at every stage of the process. All 252 property owners along Clough Pike received invitations to participate in each public engagement opportunity. In all, this project garnered more than 1,000 responses from Clough Pike drivers and property owners. In all, a total of 34 different projects were identified as high priority, which could be implemented within the next two years. Both the signal timing and paving marking project were in the process of moving forward, at this time, and funds have been incurred from the 2020 TIF budget.

Mr. Gerth asked if anyone would like to comment on the Clough Pike Corridor Study Implementation Plan

Guy Wolf, 60001 Stirrup asked if there were any highlights showing the significant developments and benefits to the community. **Mr. Ginty** stated that there were 34 different projects that were considered high priority and these high priority projects came out of the rounds of surveys and community input that was conducted. A great deal of effort was focused on the area of Clough Pike, Newtown Road, and Bridle Road. One of the items was the traffic signal timing study and proposed modifications to five different signals along the Clough Pike corridor, in order to move traffic, and pedestrians more safely along the corridor, and alleviate any traffic congestion issues at those intersections. The details were in the plan that was being presented this evening. **Mr. Sievers** pointed out that the Clough Pike Corridor Study Implementation Plan had been published and was available on the Township's website under the news section on the main page and has also been shared via Facebook and other means.

Tony Becker & Susan Wheatley, 6104 Clough Pike, pointed out that there was nothing in the survey that addressed speeding, and asked if there would be an opportunity to address the issue moving forward. **Mr. Ginty** responded that, in cooperation with the Hamilton County Engineers Office, there were a few sections which addressed installing friction pavement on some of the different curves along Clough Pike. **Mr. Sievers** added that there were several suggestions in the plan involving roundabouts as a way of slowing, or calming traffic. He recalled that the speed trailer, in 2019, collected data that revealed the average speed was greater than the speed limit. The speed trailer had the highest effective rate, nearly 90% of cars slowed when their speeds were displayed. He pointed out that the installation of roundabouts, whether it be at Turpin Hills Drive, or Cooperleaf, would be one way of calming the traffic down. There were long term recommendations, and that was something that could be addressed outside of the plan. **Mr. Becker** asked if there was a lot of research on roundabouts. In driving through roundabouts, he did not feel it slowed traffic down, but made it more efficient for people to continue their rate of speed. He questioned the legitimacy of the roundabouts for anything other than just enabling large volumes of traffic to keep moving. **Mr. Sievers** pointed out that the speed going west bound on Clough Pike in the area of Cooperleaf, there was no stopping, it is uninterrupted speed, unless someone was turning into a driveway, of which there are very few on the south side of Clough Pike. **Mr. Ginty** stated that he did not recall speed being one of the overarching themes. Addressing the safety of the roundabouts was very critical to staff, and to Stantec, as well as pedestrian safety within the roundabouts. Being able to slow traffic down was definitely a

consideration in designing roundabouts. **Mr. Becker** believed it would be helpful if more speed limit signs could be added.

Mr. Sievers pointed out that this was a long-term plan and there were always short-term options that could be addressed as well. **Mr. Gerth** added that was a working project, every changing project. The idea that people want to continue to provide input, suggestions, comments, was certainly going to be part of the implementation process.

Mr. Gerth closed the public hearing.

Resolution 21-0121-01: Mr. Pappas moved to initiate the adoption of the Clough Pike Corridor Study Implementation Plan as follows; Mr. Gerth seconded the motion:

RESOLUTION NO. 21-0121 -01

**INITIATING THE ADOPTION OF THE
CLOUGH PIKE CORRIDOR STUDY IMPLEMENTATION PLAN**

WHEREAS, this Board of Township Trustees ("Board"), through powers granted by Chapter 519 of the Revised Code, believes Clough Pike is a critical transportation component not only in Anderson Township but for Greater Cincinnati's east side, The Clough Pike Corridor Study Implementation Plan ("Plan") identifies short-, medium- and long-term improvements that may be made along the Clough Pike corridor in Anderson Township; and

WHEREAS, In summer 2019, The Clough Pike Traffic Survey drew almost 800 responses, with hundreds of suggestions given for ways to improve traffic flow, turn lane movement, signal timing, sidewalks, speed limits, pedestrian access and more; and

WHEREAS, 375 people participated in an online public survey held in June 2020 and public feedback from property owners and businesses was solicited through direct mailings as well as through social media and the Anderson Township website; and

WHEREAS, The questionnaire asked respondents to examine intersection options that could be improved for safety and traffic flow, as well as the draft Plan, was made available for public to review and comment on the Anderson Township website; and

WHEREAS, the Plan embodies recommendations found in previously approved township and regional plans, including, but not limited to, the Anderson Trails Update and the Anderson Plan; and

WHEREAS, the Plan may be utilized in the preparation of grant applications to the Ohio Kentucky Indiana Regional Council of Governments (OKI), Ohio Department of Transportation (ODOT), and Ohio Public Works Commission OPWC), among others; and

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

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SECTION 1. That this Board hereby accepts the recommendations and adopts the Plan, which are hereby incorporated in Exhibit A and made part of this Resolution.

SECTION 2. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

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 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; Mrs. Stone, absent; Mr. Pappas, yes.

PRESENTATIONS AND RECOGNITIONS

WeTHRIVE! Proclamation – **Mr. Drury** stated that Hamilton County Public Health’s WeTHRIVE! Initiative created partnerships between communities, agencies, and Public Health to generate broad-based support for creating healthy environments for all residents where they live, learn and work. The Township was recognized for meeting all the requirements for the 2020 WeTHRIVE! Initiative.

Recognition of Don Tilley – **Mr. Luginbuhl** announced that Don Tilley would be retiring after 20 years of service to the Township.

PUBLIC FORUM

Guy Wolf, 60001 Stirrup, wanted to share the good news about the Trustee’s decision that was made in February 2020 regarding a proposed Planned Unit Development (PUD) at 5531 Clough Pike. The proposal called for placing 66 housing units, with lot sizes as small as 5,500 square feet, in an area Zoned “A”, with a minimum standard of 20,000 square feet per lot. After multiple zoning hearings, that eventually approved that zoning, an appeal was made to the Trustees. The Trustees reviewed the decision very thoughtful, and with careful consideration of the processes followed which resulted in a decision on February 27th to overrule the Zoning Boards approval, and to stop the development from proceeding. Subsequent to the Trustee decision, the developer then appealed to the Hamilton County Court of Common Pleas, in an effort to get the Trustees decision overturned. Earlier this month the Court issued a dismissal of the appeal based on the request of the developer. Therefore, the Trustee decision to stop that 66-unit PUD stood. This was great news for anyone who lives near, or drives through that portion of Clough Pike, and it also gave hope that the next proposed development, for that area, would be one that enhances the beauty, and safety of the Township, and was in harmony with the nearby properties and zoning of the area.

TRUSTEE COMMENTS

Mr. Pappas thanked staff for everything they had done during the COVID-19 pandemic and encouraged everyone to get vaccinated.

Mr. Gerth stated that he appreciated Mr. Wolf's comments. He pointed out that the Board did not "rubber stamp" things, as accused of in the past, nor struck with its own agenda, to do things that went against what the overall health and wellness of the community was meant to do.

FISCAL OFFICER

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

Minutes –

Resolution 21-0121-02: **Mr. Pappas** moved to approve the minutes of October 15, 2020; November 5, 2020; November 19, 2020; and December 3, 2020; with minor corrections. **Mr. Gerth** seconded the motion.

There was no further discussion.

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

LAW DIRECTOR

Mrs. Comey had nothing requiring Board action.

PLANNING & ZONING

Request to Postpone Case 3-2020 Anderson and Case 2-2018 Anderson Public Hearings –

Resolution 21-0121-03: **Mr. Pappas** made a motion to postpone a public hearing previously set for Thursday, January 21, 2021 to Thursday, February 18, 2021, at 5:30 PM at Anderson Center, 7850 Five Mile Road, Anderson Township, Ohio, or virtually if so advertised, for purpose of hearing Case #3-2020 Anderson. **Mr. Gerth** seconded the motion.

There was no further discussion.

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

Resolution 21-0121-04: **Mr. Pappas** made a motion to set a public hearing for Thursday, February 18, 2021, at 5:30 PM at Anderson Center, 7850 Five Mile Road, Anderson Township, Ohio, or virtually if so advertised, for the purpose of hearing Case #2-2018 Anderson Substantial Modification. **Mr. Gerth** seconded the motion.

There was no further discussion.

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

Adoption of WeTHRIVE! Anderson 2021-2022 Action Plan –

Resolution 21-0121-05: Mr. Pappas moved to approve the adoption of WeTHRIVE! Anderson 2021-2022 Action Plan as follows; Mr. Gerth seconded the motion:

RESOLUTION NO. 21-0121-05

ADOPTION OF WETHRIVE! ANDERSON 2021-2022 ACTION PLAN

WHEREAS, one of the fundamental principles of public health is that all people have the right to achieve optimal health; and

WHEREAS, individuals interact with the environment constantly and these interactions affect quality of life; and

WHEREAS, features of the built environment impact health-influencing behaviors, physical activity patterns, social networks and access to resources; and

WHEREAS, the Board of Township Trustees of Anderson Township, Hamilton County, Ohio (“Board”), recognizes the importance of partnering with public health to examine strategies aimed at reducing chronic disease; preventing intentional and unintentional injuries; protecting the natural environment from environmental hazards; creating social and physical environments that promotes healthy living and equal opportunity for all; and

WHEREAS, Anderson Township has established a WeTHRIVE! Anderson Committee, consisting of a Trustee, staff member, and twenty five residents; and

WHEREAS, Anderson Township adopted the Social Health, Environmental Health, and Injury Prevention pathways; will conduct an assessment, develop an action plan and prioritize strategies aimed at improving the health, safety and vitality for all community members;

WHEREAS, Anderson Township is adopting the 2021-2022 WeTHRIVE! Anderson Action Plan of committee goals for the next two years.

WHEREAS, Anderson Township will implement community programs, conduct education or awareness campaigns, and/or adopt policies when appropriate to address health and safety issues identified through the assessment, data review and prioritization process;

NOW, THEREFORE, BE IT RESOLVED that this Board does hereby adopts the 2021-2022 Action Plan through the WeTHRIVE! Anderson Committee.

SECTION 1. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

SECTION 2. It is found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public in compliance with all legal requirements including, without implied limitation, Section 121.22 of the Revised Code, except as otherwise permitted thereby.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
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There was no further discussion.

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

Consideration of Community Art Plan Consultant Recommendation –

Resolution 21-0121-06: Mr. Pappas moved to authorize the Township Administrator to enter into a contract with Designing Local, as the consultant for the Community Art Plan, in an amount to exceed \$39,942, using funds encumbered from the 2020 budget.

There was no further discussion.

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

Authorization to Enter into Contract for Clough Pike Signal Timing Study and Modifications –

Resolution 21-0121-07: Mr. Pappas moved to authorize the Township Administrator to enter into an agreement with Stantec Consulting Services to complete a Traffic Signal Timing Study and subsequent modifications to five (5) signalized intersections along Clough Pike, for a cost not to exceed \$47,500 using “1994 TIF” funds encumbered from 2020.

There was no further discussion.

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

SHERIFF'S OFFICE

Liquor License Request (new) for Starks Global Financial Investments, LLC, dba Pappas Seafood and Spirits located at 7480 Beechmont Avenue –

Resolution 21-0121-08: Mr. Pappas moved not to object to a new liquor license request for Starks Global Financial Investments LLC dba Pappas Seafood and Spirits, 7480 Beechmont Avenue. Mr. Gerth seconded the motion.

There was no further discussion.

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

PUBLIC WORKS DEPARTMENT

Mr. Luginbuhl had nothing requiring Board action.

FIRE & RESCUE

Resolution Authorizing Donation of Equipment –

Resolution 21-0121-09: Mr. Pappas moved to adopt a resolution authorizing the disposition of Firefighting Equipment pursuant to Section 505.10(A)(7) of the Revised Code as follows; Mr. Gerth seconded the motion:

RESOLUTION NO. – 21-0121-09

**RESOLUTION AUTHORIZING THE DISPOSITION OF
FIREFIGHTING EQUIPMENT PURSUANT TO
SECTION 505.10(A)(7) OF THE REVISED CODE**

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

WHEREAS, division (A)(7) of the Statute provides that if a board of township trustees determines that township personal property is not needed for public use, or is obsolete or unfit for the use for which it was acquired, and that the property has no value, the board may discard or salvage that property; and

WHEREAS, the Township acquired and owns certain self-contained breathing apparatus units and related equipment and certain firefighting apparel, as further identified on Exhibit A hereto (collectively, the “Property”);

WHEREAS, with respect to the self-contained breathing apparatus units and related equipment (the “SCBA Equipment”), the manufacturer thereof has given notice that it no longer supports the SCBA Equipment, making the SCBA Equipment not needed for public use; and

WHEREAS, this Board desires to dispose of the Property, which this Board hereby deems not to have monetary value to the Township; and

WHEREAS, C-Tec Career and Technology Education Centers of Licking County has expressed its desire to accept the donation of the Property for use strictly for training purposes only and not for fire-fighting purposes;

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

SECTION 1. That this Board hereby finds that the Property is no longer needed for public use and has no monetary value to the Township. Therefore, this Board determines that it is in the best interest of the Township to dispose of the Property pursuant to the Statute, and particularly division (A)(7) of the Statute, “as is” by donation to C-Tec Career and Technology Education Centers of Licking County (the “Donee”); provided, Donee executes and delivers to the Township

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
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a written executed Acknowledgement, Release and Waiver in the form provided as Exhibit B hereto prior to delivery of possession of the Property to the Donee.

SECTION 2. That the Township Administrator is authorized to sign all documents necessary to affect such disposition of the Property on an “as is” basis so long as she obtains a fully executed Acknowledgment, Release and Indemnification with respect to the acceptance of the Property by Donee, evidencing, among other things that Donee accepts the Property by donation “as is” and without any warranties, represents that it will use the Property for training purposes only, and that Donee releases the Township from any liability with respect to the use of the Property by Donee.

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

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

There was no further discussion.

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

TOWNSHIP ADMINISTRATOR

Anderson Park District RecPlex Parking Expansion –

Resolution 21-0121-10: Mr. Gerth moved that this Board hereby accept the proposal of \$28,800.00, from KBA, Inc. for the Anderson Parks RecPlex Parking Expansion, together with a 10% contingency, for a maximum appropriation of \$31,680.00 funded out of Stonecrest TIF funds; and further, the Board hereby authorizes and directs the Township Administrator, after consultation with Law Director, to enter into contract with KBA, Inc. for the Anderson Park RecPlex Parking Expansion. Mr. Pappas seconded the motion.

There was no further discussion.

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

Fire Station 10 Driveway Replacement –

Resolution 21-0121-11: Mr. Pappas moved that this Board hereby accept the proposal of \$6,300.00 from Choice One Engineering for the Fire Station 10 Driveway Replacement, together with a 10% contingency, for a maximum appropriation of \$6,900.00 funded out of Ohio Riverfront I TIF funds; and further, this Board hereby authorizes and directs the

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
January 21, 2021

Township Administrator, after consultation with the Law Director, to enter into contract with Choice One Engineering for the Fire Station 10 Driveway Replacement. Mr. Gerth seconded the motion.

There was no further discussion.

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

Items Arising from Executive Session Discussion –

Resolution 21-0121-12: Mr. Gerth moved to authorize the following personnel changes in the Road Maintenance Department:

1. The promotion of Rob Graves to the Leadman position.
2. The promotion of Keith Heilman to an Operator position.
- 3.

Mr. Pappas seconded the motion.

There was no further discussion.

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

Resolution 21-0121-13: Mr. Pappas moved to authorize the following personnel changes in the Fire and Rescue Department, effective January 24, 2021:

1. Battalion Chief for the EMS Division, Chris Kasperczyk, is reassigned to a forty-hour work week.
2. The promotion of Brian Carlson from Lieutenant to Battalion Chief of the Support Division.
3. The promotion of Douglas Eagan from Firefighter 6 to Lieutenant.

Mr. Gerth seconded the motion.

There was no further discussion.

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

Resolution 21-0121-14: Mr. Gerth moved to adopt a resolution approving a first amendment to real property purchase and sale agreement with Zicka Development Company, LLC and authorizing and ratifying action taken with respect thereto as follows; Mr. Pappas seconded the motion:

RESOLUTION No. 21 - 0121 - 14

A RESOLUTION APPROVING A FIRST AMENDMENT TO REAL PROPERTY PURCHASE AND SALE AGREEMENT WITH ZICKA DEVELOPMENT COMPANY, LLC AND AUTHORIZING AND RATIFYING ACTION TAKEN WITH RESPECT THERETO.

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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, upon unanimous vote of its members and by resolution, 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 by Resolution No. 19-1121-12, duly passed on November 21, 2019, authorized the disposition of certain property owned by the Township and located at 1357 Nagel Road, in the Township (the "Property"), to Zicka Development Company, LLC, pursuant to a Real Property Purchase and Sale Agreement ("PSA") authorized by said Resolution;

WHEREAS, this Board hereby determines that it is in the best interests of the Township and its residents to enter into a First Amendment to Real Property Purchase and Sale Agreement ("First Amendment") in the form before this Board to amend the PSA by, among other things, extending the term of the Studies Period (as defined in the PSA) to May 31, 2021;

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 approves the form of the First Amendment, authorizes the Township Administrator to execute and deliver the First Amendment, and ratifies all actions taken by the Township Administrator with respect to the execution and delivery of the First Amendment. The Township Administrator is further authorized to execute and deliver all documents and instruments as she deems, after consultation with the Law Director, to be necessary and appropriate to effectuate the disposition of the Property, such determination being conclusively evidenced by her execution thereof.

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

SECTION 3. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) 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; Mrs. Stone, absent; Mr. Pappas, yes.

As there was no further business, the meeting adjourned.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
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These minutes were approved at the meeting of May 20, 2021.



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 21st day of January 2021, and that said minutes have been duly entered upon the Journal of said Township.

This 20th day of May, 2020.



Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

February 4, 2021

The Board of Township Trustees of Anderson Township (“Board”) held its regular Interim Workshop Meeting on February 4, 2021, in the Emergency Operations Center at Anderson Center, with staff and others joining via teleconference.

Mrs. Earhart welcomed everyone to the January 7, 2021, meeting of the Anderson Township Board of Trustees. She stated that due to the declared state of emergency in the nation, in Ohio and in the Township, and the Order of the Director of the Ohio Department of Health issued March 12, 2020, in response to the COVID-19 emergency, the meeting was being convened telephonically with video option. The agenda for the meeting was available on the Township’s website. At each of the Board meetings attendees were encouraged to complete a sign-in sheet which included name and address. She encouraged participants to electronically sign-in by sending an email to Molly Mohrfield at mmohrfield@andersontownship.org. She identified the elected officials that were present which included Trustee Chair Josh Gerth, Trustee Vice Chair Dee Stone, and Trustee Andrew Pappas, Fiscal Officer Kenneth Dietz. Other personnel were joining in the meeting via telephone or video including Assistant Administrator for Human Resources Suzanne Parker, Assistant Administrator for Operations Steve Sievers, Law Director Margaret Comey, Planning & Zoning Director Paul Drury, Planner 1 Sarah Donavon Planner 1 PJ Ginty, Hamilton County Sheriff’s Dan McElroy, Fire Chief Rick Martin, Public Works Director Eric Luginbuhl, and Administrative Assistant Molly Mohrfield, who was recording the meeting and preparing minutes. She thanked everyone for joining in and appreciated their patience and understanding during these unprecedented times.

Mr. Gerth called the meeting to order.

Mr. Gerth moved to adopt the agenda. **Mr. Pappas** 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

Mrs. Stone thanked everyone for their support.

DISCUSSION ITEMS

Request for Authorization to Sell 2004 Quint to Great Oaks Career Campuses and Public Safety Services – **Chief Martin** stated in 2017 the Fire Department purchased a new Quint fire apparatus. Since that time staff had been looking for a buyer for the 2004 Quint vehicle. It was discovered that the 2004 Quint had a cracked main frame and the cost of exposing the entirety of the frame to visualize the extent of the crack would meet or exceed the amount the fire department was hoping to generate from the sale. The 2004 Quint had since been placed on an auction site for more than sixty days, no offers, bids, or inquiries had been received. However, Great Oaks Career Centers had offered to pay \$50,000 for the vehicle, \$40,000 in an immediate payment with a \$10,000 training credit for fire department personnel through the Great Oaks

Record of Proceedings

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system, the credit would be good for three years. Great Oaks does not use their emergency vehicles for responding to emergencies, but instead only uses the vehicles for training purposes on their campus.

Historic Farming Implements – **Mrs. Earhart** explained that located on the grounds of the Township owned James Clark Stone House, there were several antique farming implements. Native Roots Sustainable Landscapes would be leasing the site and were not interested in having the implements on the grounds. Staff had a discussion with the Anderson Township Historical Society (ATHS) regarding loaning these implements, to them, so they could be placed on their various sites throughout the Township. There was a Memorandum of Understanding (MOU) in place with the ATHS regarding the opportunity to exchange, loan, or donate items between the Board of Township Trustees and the ATHS. If the Board was interested staff could proceed with loaning the items to the ATHS, under the MOU, and labeling those items with a metal label that indicates that they were on loan from the Board of Trustees. She had been working with Ms. Parker to ensure that those items were insured. The ATHS would also have to have some level of insurance on those items, as well. **Mrs. Stone** felt it was a good idea, and great educational tool. This would also allow them to be more readily seen by the public as well. **Mr. Gerth** and **Mr. Pappas** agreed.

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 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.

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

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

There was no further discussion.

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

Resolution 21-0204-01: **Mrs. Stone** made a motion to appoint **Scott Lawrence** as the 1st Alternate to fulfill an unexpired term vacated by **Earl Corell**; and **Amy Richardson** as the 2nd Alternate to the Anderson Township Board of Zoning Appeals for 2021. **Mr. Pappas** seconded the motion.

There was no further discussion.

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

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
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Resolution 21-0204-02: Mrs. Stone moved to promote Sarah Donovan to the position of Planner II at an annual salary of \$58,515, effective February 8, 2021. 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 April 15, 2021.

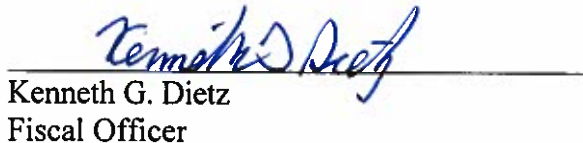

Joshua S. Gerth, President


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 4th day of February 2021, and that said minutes have been duly entered upon the Journal of said Township.

This 15th day of April, 2021.


Kenneth G. Dietz
Fiscal Officer

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
February 18, 2021*

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on February 18, 2021, at 5:00 p.m.

Mrs. Earhart welcomed attendees and announced that due to the declared state of emergency in the nation, in Ohio, and in the Township, and the Order of the Director of the Ohio Department of Health issued March 12, 2020, in response to the COVID-19 emergency, this meeting was being convened telephonically. The agenda for the meeting was available on the Township’s website at www.andersontownship.org. The Board would accept comments via phone during Public Forum, which appeared later in the agenda. She asked that all participants “mute” their phones and only “unmute” if speaking and speak directly into the phone as opposed to using the speaker feature.

At each of the Board meetings, attendees were encouraged to complete a sign-in sheet including their name and address. Mrs. Earhart informed participants that they could electronically “sign-in” by simply sending an email to mmohrfield@andersontownship.org.

She identified the elected officials that were participating in this meeting including:

- Trustee Chair Josh Gerth
- Trustee Vice Chair Dee Stone
- Trustee Andrew Pappas
- Fiscal Officer Ken Dietz

Other personnel were joining in the meeting via phone including:

- Assistant Administrator for Human Resources Suzanne Parker
- Assistant Administrator for Operations Steve Sievers
- Law Director, Margaret Comey
- Planning and Zoning Director Paul Drury
- Hamilton County Sheriff Lt. Dan McElroy
- Fire Chief Rick Martin
- Public Works Director Eric Luginbuhl
- Fiscal Office Manager Debbie Hucker
- Planner 1 Sarah Donovan
- Administrative Assistant Molly Mohrfield who was recording this meeting and would be preparing minutes.

She stated that each of them would do their best to remember to state their name before beginning to speak so that those joining in via phone could follow along. She thanked everyone for joining in and appreciated their patience and understanding during these unprecedented times.

She turned the proceedings over to Trustee Chair Josh Gerth.

Mr. Gerth called the meeting to order and moved to retire to Executive Session to consider the purchase of property as permitted by Ohio Revised Code 121.22(G)(2), and to review

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
February 18, 2021*

negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment as permitted by Ohio Revised Code Section 121.22(G)(4). Mr. Pappas 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. Mrs. Stone seconded the motion. Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Stone, yes; Mr. Pappas, yes.

Mr. Gerth called the meeting to order and asked everyone to join him in the Pledge of Allegiance.

Mr. Gerth stated, again, to our colleague Dee Stone, how sorry we are about tragedy that your family has suffered and asked for a moment of silence for Mitch Stone.

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.

PUBLIC HEARINGS

Mr. Gerth opened the public hearing for Case 3-2020 Anderson (1357 Nagel Road).

Case 3-2020 Anderson (1357 Nagel Road) – **Mr. Drury** stated that this was a zone change request for the property located at 1357 Nagel Road. The applicant was Zicka Development Company on behalf of the Anderson Township Board of Trustees, the property owner. The current zoning was “B” Single Family and the request was for a zone change to “DD” Planned Multiple Family. The applicant was proposing to construct 10 duplex units and 3 single family units, for a total of 13 units in a net area of 2.7 acres, and a density of 5.66 units per acre. An open house was held in November 2018 in order to gain surrounding neighbor input. Hamilton County Regional Planning Commission held a public hearing on December 3, 2020 and recommended approval with conditions. The Anderson Township Zoning Commission held a public hearing on December 21, 2020 and also recommended approval with conditions.

There was an agreement made during the land transfer in 2003 that a landscape mound would be installed along the northern property line of this site to buffer the homes on Stonegate Drive to any future development on the Township property. The mound was to be installed along the property line with approximately 10’ of the mound on both properties. The mound was ultimately not installed along the property line; it veered to the south and was located entirely on Township property between 8021 and 8023 Stonegate Drive. In order to construct the new homes the mound would need to be lowered and regraded to allow for the patios on the backs of the new homes. The applicant was proposing to replace this area of the mound with a lower mound and a mixture of evergreen and deciduous trees. The applicant had also submitted a landscaping plan that identified adding trees to the existing evergreen along the mound.

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Mr. Pappas asked if street parking would be permitted on the private drive. **Mr. Drury** responded that it would not be permitted due to its width. There would be driveways and off-street parking spaces provided.

Mrs. Stone asked for clarification regarding the mound. **Mr. Drury** explained that the agreement, when there was a transfer of property from Anderson Township to the Mayerson Company, was that the mound be installed along the property line, unfortunately, the mound was not installed along the property line. As the property line extends towards Nagel it veers to the south, therefore, more of it was on the current Township property than it was on the Stonegate properties that was sold to the Mayerson Company in the early 2000s. In order for Zicka to construct the homes that they were proposing, because of the width of the lot, the mound needed to be moved to the property line or reduced in size. Currently it was approximately 3' tall and it extends in both directions substantially.

Ed Farruggia, Joe Farruggia, Zicka Development Company, 7861 East Kemper Road, Cincinnati, OH 45249, stated that Zicka would be unable to construct the proposed development without moving the current mound. A landscape plan had been submitted showing a new buffer, with landscaping, unfortunately, it would not be as high as the current buffer.

Mr. Gerth asked if anyone would like to comment on Case 3-2020 Anderson (1357 Nagel Road).

Mike Uhl, 8017 Stonegate Drive, pointed out that the mound provided privacy from any development to the south. He understood the restrictions the developer had in order to construct the proposed development. He asked if there was a way to move the development further south, by removing the proposed sidewalk, thus preserving the current mound. He also asked if the western portion of the mound would remain. In regard to the evergreen trees, he asked were those replanted trees or replacement trees. **Mr. Farruggia** stated that the trees that were indicated on the plan would be 10-12' high, pointing out that evergreens typically grow approximately 8" a year. The western side of the mound would remain. He understood that the mound was beneficial to the homeowners on Stonegate, as it would be to the homeowners of this development, everyone wants privacy.

Mr. Uhl stated that it was his understanding that the developer, if at all possible, would attempt to maintain the established trees by moving them. He did know how practical that would be and did not believe they would survive. **Mr. Farruggia** responded that they did want to preserve the buffer and would attempt to move and preserve the trees.

Mr. Gerth asked if sidewalks were required in this development. **Mr. Drury** responded that there was currently a sidewalk in the vicinity; therefore, a sidewalk would be required to extend to the end of the property. The developer was proposing a sidewalk on the interior of the site and would be required to install a sidewalk along their frontage on Nagel Road. **Mr. Gerth** asked if the interior sidewalk was a zoning requirement. **Mr. Drury** stated that the developer was proposing a sidewalk on one side of the private drive.

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Mr. Gerth asked Mr. Farruggia if a sidewalk was critical for the development. **Mr. Farruggia** responded that it was a private drive with only 13 units, he did not know if it was necessary. **Mr. Gerth** suggested discussing the sidewalk issue with the Planning and Zoning Department to see if this may help alleviate some of the setbacks.

Chris Kempner, 8132 Pineterrace Drive stated there was a power line that was running south over the large oak trees. **Mr. Farruggia** responded that the heavy line Mr. Kempner was referring to on the plan, was the proposed 8' sanitary sewer. There were no overhead wires on this property. **Mr. Kempner** asked if the sewage line would interfere with the root system if it was within 10" of the trees. **Mr. Farruggia** pointed out that the sewage line was located at the edge of the drip line the trees. If there was a way to move it a little more to the south, they would do that.

Mr. Gerth closed the public hearing.

Mrs. Stone stated that with regards to the oak trees, she was glad that the developer was making the effort to keep them safe.

Mr. Pappas stated that he had heard from many residents expressing interest in this type of housing option in the Township.

Resolution 21-0218-01: Mr. Gerth moved to adopt a resolution approving and adopting a Zone Change from "B" Residence to "DD" Planned Multiple Family Residence for property located at 1357 Nagel Road (Book 500, Page 121, Parcel 184) as follows; Mr. Pappas seconded the motion:

**RESOLUTION NO. 21-0218-01
CASE 3-2020 ANDERSON
1357 NAGEL RD
(Book 500, Page 121, Parcel 184)**

Approving and Adopting a Zone Change from "B" Residence to "DD" Planned Multiple Family Residence for property located at 1357 Nagel Road.

WHEREAS, this Board of Township Trustees ("Board"), on February 18, 2021, has discussed Case 3-2020 Anderson, an application filed by Zicka Development Company, on behalf of, Anderson Township Board of Trustees, property owner, requesting an amendment to the map of the Anderson Township Zoning Resolution for properties located at 1357 Nagel Road (Book 500, Page 121, Parcel 184), containing 2.9842 acres to effect, a modification to the Anderson Township Zoning Map from "B" Residence to "DD" Planned Multiple Family Residence, to allow the construction of a 10 duplex units and 3 single family units, for a total of 13 units, a net area of 2.7973 acres, and a density of 5.66 units per acre; and

WHEREAS, after allowing for public testimony and deliberating in public session, the Hamilton County Regional Planning Commission recommended approval of an application for a zone change to "DD" on December 3, 2020; and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
February 18, 2021

WHEREAS, after allowing for public testimony and deliberating in public session, the Anderson Township Zoning Commission recommended approval of Case 3-2020 Anderson, with conditions on December 21, 2020; and

WHEREAS, on February 18, 2021, this Board reviewed the Application, the documents and testimony pertaining thereto and the recommendations of the Hamilton County Regional Planning Commission and the action 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 with conditions by the Anderson Township Zoning Commission, will not be in conflict with the best interest of the Township and the public, and therefore approves the Application, with conditions, for the following reasons:

1. The proposed zone change to “DD” is consistent with the Land Use text from the 2016 Anderson Township Comprehensive Plan and goals from the People and Housing and Land Use and Development chapters.
2. The proposed use is compatible with the surrounding neighborhood and stabilizes the neighborhood by promoting transitional sizing in development from a large multifamily development to the single family north on Nagel Road and east on Pineterrace Drive, and office / institutional uses located south on Nagel.
3. The health and safety of the neighborhood and the Township are maintained.
4. The proposed use of the site provides an opportunity for the applicant to realize a reasonable profit (not necessarily a maximum profit) from the applicant’s use of the subject land.

SECTION 2. The Board further finds that the Preliminary Plan for the Application (the Plan) shall be subject to the conditions and declarations of Article 5.1, General Development Plan Provisions, Section 5.1 et. seq., inclusive, of the Anderson Township Zoning Resolution, and subject further to the following conditions:

As recommended by the Anderson Township Zoning Commission, and/or by this Board:

1. That a landscaping plan that meets the minimum standards of the Zoning Resolution, including additional buffering along the entire northern property line, shall be submitted as part of the Final Development Plan.
2. That a lighting plan that meets the minimum standards of the Zoning Resolution shall be submitted as part of the Final Development Plan.
3. That all signage shall comply with the Anderson Township Zoning Resolution and submitted as part of the Final Development Plan.

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4. That sidewalks shall be provided along the entire frontage of Nagel Road and connected to sidewalks within the development in accordance the Anderson Township Zoning Resolution.
5. That the guest parking spaces shall be revised to provide a minimum 10-foot buffer from the adjacent residential property to the south and to provide a 30- foot setback from the right-of-way of Nagel Road in compliance with the requirements of the Zoning Resolution.
6. That a landscape buffer, including the existing mound, shall be provided along the northern property line, and incorporated into a landscape plan submitted as part of the Final Development Plan. The existing tree stand at the west end of the property shall be preserved as much as possible and the Applicant shall document in writing plans to do so. The mound on the northern property line with evergreens shall be fenced during construction as to not disrupt the existing trees.
7. The two large oak trees near the proposed entrance shall be preserved. The trees should be protected during construction in compliance with ANSI A300 Standards for Tree Care or a hard fence be installed 10' off the drip line during construction, whichever provides the greater protection. Specifically, steps must be taken to protect the root system of each tree. The area of disturbance noted on the plans shall be modified to address this condition.
8. That a site plan showing parking dimensions be submitted during the Final Development Plan.
9. That brick and stone features be added to all elevations of all units and submitted with the Final Development Plan.
10. That the five parking spaces closest to Nagel be reconsidered or potentially moved, and that landscaping shall be provided around any spaces that are to remain in that location.

SECTION 4. Final Development Plan: No Final Development Plan shall be approved by the Anderson Township Zoning Commission before:

1. All "Requirements for Submission" have been completed;
2. Building and parking setbacks, building heights, floor area, density, construction limits and impervious surfaces are in conformance with those which are specified or depicted on the approved Preliminary Development Plan;
3. A landscape plan for perimeter buffers and other required areas is prepared by a registered landscape architect, complete with all necessary details and specifications for new landscaping features, a depiction of existing landscaping and tree mass that is to remain, and specifications for soil erosion and sedimentation control, and submitted to and approved by the Anderson Township Zoning Commission.
4. The plan complies with applicable recommendations of:

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- (1) The County Engineer regarding site distance analysis, right-of-way and access improvements and circulation concept;
- (2) Hamilton County Planning and Development regarding surface drainage concept;
- (3) The Metropolitan Sewer District and/or O.E.P.A. regarding sewerage concept;
- (4) The Natural Resource Conservation Service regarding erosion and sedimentation control concept; and
- (5) The authorized Fire Prevention Officer under the jurisdiction of the Board regarding Fire Prevention concepts.

SECTION 5. Construction Permits: No Zoning Certificate or building permit for actual construction shall be issued before a Final Development Plan has been approved by the Anderson Township Zoning Commission.

SECTION 6. Occupancy Permit

1. No Certificate of Occupancy shall be issued before the following documents are submitted to or received from the following officials or agencies:

- (a) A letter from the County Engineer certifying that the approved plans and specifications for right-of-way and access improvements, on-site and off-site, have been completely implemented;
- (b) A summary report from the Applicant's registered engineer or surveyor as required by and addressed to the Director of Public Works certifying that the approved plans and specifications for storm drainage improvements have been completely implemented; Director of Public Works shall inform the Anderson Township Zoning Inspector when such report is received and accepted.
- (c) A letter from the Metropolitan Sewer District or O.E.P.A. certifying that the approved Plan and specifications for sanitary sewer and wastewater treatment have been completely implemented;
- (d) A summary report from the registered landscape architect who prepared the landscape plan, attesting to completion of the landscape plan and soil erosion and sedimentation control measures, noting any deviations and the reasons for such deviations;
- (e) A letter from the authorized Fire Prevention Officer under jurisdiction of the Board, certifying that the approved plan and specifications for fire prevention have been completely implemented;

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- (f) A letter from the Ohio Department of Transportation stating that all applicable requirements have been fulfilled.
2. No Certificate of Occupancy shall be issued before the development complies with all of the terms, covenants, and conditions of approval, as imprinted on the Final Development Plan and contained in this Resolution.

SECTION 7. Maintenance of Improvements:

1. All landscaping, ground cover and other property improvements shall be maintained by the subject owner of the property or its successors in title in perpetuity or until the approved use ceases to exist.
2. All specifications, conditions, and limitations, which are imprinted on the Final Development Plan or contained in this Resolution shall be enforced throughout the life of the development by the Anderson Township Zoning Inspector.

SECTION 8. A certified copy of this Resolution be directed, by the Fiscal Officer, to the Applicant and its Agent for this Amendment, to the Anderson Township Zoning Commission, to the Township Zoning Inspector, the Department of Public Works, the County Engineer Permit Department, the Metropolitan Sewer District, and the Ohio Department of Transportation, and a certified copy be filed with the Hamilton County Recorder and Hamilton County Regional Planning Commission within five (5) days after the effective date of this Resolution.

SECTION 9. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this resolution.

SECTION 10. 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; Mrs. Stone, yes; Mr. Pappas, yes.

Mr. Drury asked the Board for clarification on condition 6, as recommended by the Hamilton County Regional Planning Commission and modified by the Zoning Commission which states, *“that a landscape buffer, including the existing mound, shall be provided along the northern property line, and incorporated into a landscape plan submitted as part of the Final Development Plan. The existing tree stand at the west end of the property shall be preserved as much as possible and the Applicant shall document in writing plans to do so. The mound on the* Record of Proceedings

northern property line with evergreens shall be fenced during construction as to not disrupt the existing trees.” Mr. Drury asked if the Board wanted to modify the condition based off of new information that was provided by the applicant. The Zoning Commission felt that the existing mound and the existing trees should be preserved in their current condition. It did not say “as much as possible”. If the Board was comfortable with the applicant providing the landscaping plan to the Zoning Commission during the final development plan, the condition would be fine as written. **Mr. Gerth** stated based on that condition, and the discussion from the applicant, as well as the idea of whether or not the sidewalk was necessary, he felt comfortable moving forward. **Mr. Drury** stated that the Zoning Commission could address it during the final development plan.

Mr. Gerth recused himself from the hearing. **Mrs. Stone** opened the public hearing for Case 2-2018 Anderson Substantial Modification (5218 Beechmont Avenue/Skytop).

Case 2-2018 Anderson Substantial Modification (5218 Beechmont Avenue/Skytop) – Ms. Donovan stated that this was a substantial modification request to the approved zone change to “EE” Planned Retail District per Trustee Resolution 18-0621-02. The applicant was Mark A. Rosenberger of Bayer Baker, on behalf of Metropolitan Holdings, on behalf of Wood Stone IV Holdings Skytop LLC, property owner. The site was located at 5218 Beechmont Avenue. The proposal was to demolish the existing 124,760’ structure, and construct a one four-story structure, approximately 363,292’ with 361 residential units, 259 one-bedroom apartments, 93 two-bedroom apartments, and 9 three-bedroom apartments at a density of 29 units per acre. The majority of the structure was four-stories, with select units having a popped-up mezzanine floor above the fourth floor at a maximum height of 67’. The structure would include two interior court yards and building amenities. The proposal was a modification from the approved plans for 9 three-story residential buildings at a height of 37’-6’’ with 246 units. The proposal also includes 627 parking spaces where 593 parking spaces were required per the Townships Zoning Resolution. 60 of those parking spaces would be covered stalls in five garage buildings. Parking and access drives surround the proposed structure. The two full access drives to Beechmont and cross access to the west property were proposed to remain. The existing storm water was proposed to remain, and the existing impervious surface ratio would be reduced by approximately 2% to 64%.

The two existing out lot commercial buildings would remain unaffected except for the Major Modification approved by the Zoning Commission for 5230 Beechmont Avenue on 10/26/2020, for Big Ash Brewery. The previously approved 10,640’ outlet commercial building was being reduced to 10,331’. The three out lot commercial buildings would be served by 117 parking spaces, where a minimum of 80 parking spaces were required.

On December 21, 2020, the Zoning Commission requested a continuation for additional information related to this application, including information on a pedestrian connection between the proposed trail head and the commercial out lot buildings, as well as the required 10% interior landscaping to be in accordance with the Zoning Resolution. The Zoning Commission also requested signage revisions to be submitted. The applicant was not proposing any modifications and were requesting a variance to the existing sign. In addition, the Zoning Commission

requested that the HVAC units to be screened from the right of way and adjacent residential properties.

The Zoning Commission requested that the applicant work with the Ohio Department of Transportation (ODOT) to formulate the scope of the traffic impact study. The applicant submitted the scope of work, as provided by ODOT. Their scope would include analyzing the Beechmont Avenue and Elstun Road intersection, as well as Beechmont Avenue and the existing shared access drive to the west. The Zoning Commission requested that the parking area drive isle be reconsidered with a potentially different parking layout. The applicant modified their plan to include 22' wide interior drive isles, for two-way traffic, where 24' drive isles were required, and 9 x 18 parking spaces, where 9 x 19 was required.

On January 25, 2021, the Zoning Commission heard Case 2-2018 Anderson, Substantial Modification, and recommended approval with exception of the variance request to keep the freestanding sign. The sign was approved originally in 1999 for the height of 30' 3" tall, 187.5 square foot free-standing sign. The maximum allowed today in the "E" or "EE" Zoning District was 15', with a maximum area of 100 square feet.

Andrew Wappner, Metropolitan Holdings, 1433 Grandview Avenue, Columbus, OH 43212, stated that he was the applicant. The one variance request, they were opposed to, was the change in signage. They were proposing removing the triangle at the top of the current sign and repainting it to match the colors of the proposed building. They felt the setback of the sign was far from the right of way and helped to mark the signalized entrance, as ODOT expressed that their preference was residents and commercial users use the signalized entrance. Therefore, the taller sign helped mark that as an entrance. It was also the more sustainable option to keep and reuse what was there, as opposed to demolishing most of the sign.

There was a lot of discussion regarding the AC units on the roof top. Some of the residents on Signal Hill, the development that sits above the proposed buildings, had requested screening on top of the roof. The screening would be 15' or taller which would essentially be adding a floor to the building. After that was brought to the attention of the Zoning Commission, they agreed that screening of those units would not be necessary.

Mrs. Stone asked if anyone would like to comment on Case 2-2018 Anderson Substantial Modification (5218 Beechmont Avenue/Skytop).

Tony Giglio, 5073 Signal Hill Lane, stated that the Signal Hill Homeowners Association was opposed to this development. He would be directly impacted by this project, pointing out that his home sat directly to the north of the proposed building. The building height was certainly a big concern. He could not understand why the Zoning Commission would allow a 67' building to be built. He questioned if this development was good for the neighborhood, if it was good for the Township, and were there better options available. While this project may be good for the community and the Township, he absolutely thought there were better options available for this property. He did not feel that a 67', extremely dense, building was the best option for the residents of Signal Hill. He felt that there were Trustees that were very pro-development and that had been proven again and again. If the Board approved this project, and it created issues

for the residents on Signal Hill, it could not be undone, so he asked that the Board take that into consideration when making its decision.

Mr. Pappas stated he was concerned about the northeast corner of the building being within eyesight of the homes on Signal Hill. He asked if the developer would be open to moving the corner of the unit to another part of the development. That would be one less story within view of the homes on Signal Hill.

Mark A. Rosenberger, Bayer Baker, pointed out that the height of the two-story portion was well below the back yards of the homes on Signal Hill. The preference would be to keep the building as presented, it balanced the elevation and created symmetry for the building. It would look awkward if that corner were removed.

Mrs. Stone agreed with Mr. Pappas. She felt the 67' tower would impede the view from Signal Hill.

Mr. Rosenberger pointed out that the building elevation was approximately 520', the elevation of the homes on Signal Hill were 630', 110' feet above the development.

Mrs. Stone she felt that removing the extra tower, particular on that corner, would alleviate some of the concerns from the residents of Signal Hill.

Matt Decasey, Metropolitan Holdings, stated that the concern was if the corner were removed it would affect the entire design of the building.

Mr. Rosenberger pointed out that the corners were integral to how the units were layout, it could not be moved from one spot to another, it would have to be cut off completely. Therefore, they would prefer to keep it as presented, it was well below the residents on Signal Hill.

Mr. Pappas stated that he respected the architectural aspects. He was attempting to balance everyone's concerns.

Mrs. Stone closed the public hearing.

Resolution 21-0218-02: Mr. Pappas moved to adopt a substantial modification to the approved zone change to "EE" Planned Retail District per Trustee Resolution 18-0621-02 as follows; Mrs. Stone seconded the motion:

**RESOLUTION NO. 21-0218-02
CASE 2-2018 ANDERSON SUBSTANTIAL MODIFICATION
5218 BEECHMONT AVE
(Book 500, Page 430, Parcel 207)**

A substantial modification to the approved zone change to "EE" Planned Retail District per Trustee Resolution No. 18-0621-02.

WHEREAS, this Board of Township Trustees ("Board"), on February 18, 2021, has discussed Case 3-2020 Anderson, an application filed by Mark A. Rosenberger of Bayer Baker,
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on behalf of Metropolitan Holdings, on behalf of Wood Stone IV Holdings Skytop LLC, property owner, requesting a substantial modification to the approved zone change for the property located at 5218 Beechmont Avenue (Book 500, Page 430, Parcel 207), containing 12.457 acres (multi-family parcel) to effect, a substantial modification for the approved zone change for a one four-story structure, approximately 363,292 SF, with 361 residential units, at a density of 29 units per acre, 627 parking spaces, and a maximum height of 67'; and

WHEREAS, after allowing for public testimony and deliberating in public session, the Anderson Township Board of Trustees approved a zone change for 5220, 5222, and 5230 Beechmont Avenue, in Case 2-2018 Anderson, from "A" Residence, "E" Retail and "H" Riverfront to "EE" Planned Retail District for 9 three-story apartment buildings at 37'-6" and a third, 1 story commercial out lot building; and

WHEREAS, after allowing for public testimony and deliberating in public session, the Hamilton County Regional Planning Commission recommended approval of an application for a substantial modification to an approved zone change on December 3, 2020; and

WHEREAS, after allowing for public testimony and deliberating in public session, the Anderson Township Zoning Commission moved to continue Case 2-2018 Anderson Substantial Modification with a request for more information on December 21, 2021; and

WHEREAS, after allowing for public testimony and deliberating in public session, the Anderson Township Zoning Commission recommended approval of Case 2-2018 Anderson Substantial Modification, with conditions on January 25, 2021; and

WHEREAS, on February 18, 2021, this Board reviewed the Application, the documents and testimony pertaining thereto and the recommendations of the Hamilton County Regional Planning Commission and the action 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 with conditions by the Anderson Township Zoning Commission, will not be in conflict with the best interest of the Township and the public, and therefore approves the Application, with conditions, for the following reasons:

1. The proposal is consistent with the Future Land Use designation in the 2016 Comprehensive Plan Update, as well as goals identified in the People and Housing and Land Use and Development Chapters in addition to the underlying "EE" Planned Retail Business District Zoning.
2. The proposed modifications are compatible with the site and surrounding uses.
3. The development is served adequately and efficiently by essential public facilities and services, which are already in existence.
4. The modifications allow for the applicant to realize a reasonable profit from the

property.

The Board hereby **approves** the following variances from the Anderson Township Zoning Resolution:

Article 3.15, D, 1- to allow a building height of 67', where 35' is required.

The aforementioned variance shall be approved for the following reasons:

1. The variance is not substantial. The proposed building height is consistent with similar large-scale projects in Retail Business Districts within Anderson Township.
2. The essential character of the neighborhood will not be substantially altered and adjoining properties will not suffer a substantial detriment as a result of the variance. The site is surrounded by compatible retail uses to the south and west, and setback 460' from Beechmont Avenue. The residential uses to the north and east of the site are strongly buffered by topography, existing vegetation, and water features.
3. The variance will not adversely affect the delivery of government services (i.e. water, sewer, garbage), once Hamilton County Building and Fire Code compliance is achieved.
4. The spirit and intent behind the zoning requirement would be observed and substantial justice done by granting the variance. The proposed density strengthens the sites potential to achieve the goals set in the Anderson Township's Comprehensive Plan's Future Land Use map, People and Housing section, and identified Key Sites section.6. The spirit and intent behind the zoning requirement will be observed and substantial justice done by granting the variance. The proposed accessory building is separated from public right-of-way by distance, elevation, and vegetation, and adheres to the property's existing character.

Article 3.15, F, 5- to allow the parking area to be 10' from a residential lot, where 20' is required.

The aforementioned variance shall be approved for the following reasons:

1. The variance is not substantial. The 10' buffer is adjacent to vacant land which is mostly steep hillside with a limited building window for future development.
2. The essential character of the neighborhood will not be substantially altered, and adjoining properties will not suffer a substantial detriment as a result of the variance.
3. The variance will not adversely affect the delivery of government services (i.e. water, sewer, garbage).
4. The spirit and intent behind the zoning requirement would be observed and substantial justice done by granting the variance. The additional 10' of parking area allow for the site to meet the required number of parking spaces.

Article 5.2, 7- to allow two accessory structures in the side yard, where they are only permitted in the rear yard.

The aforementioned variance shall be approved for the following reasons:

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1. The variance is not substantial. The proposed location of the accessory structures is consistent with a variance granted to an adjacent accessory structure, also in the Planned Retail Business District.
2. The essential character of the neighborhood will not be substantially altered, and adjoining properties will not suffer a substantial detriment as a result of the variance. The proposed accessory structures will match the character of the proposed residential building and have a height similar to the surrounding out lot commercial buildings.
3. The variance will not adversely affect the delivery of government services (i.e. water, sewer, garbage).
4. The spirit and intent behind the zoning requirement would be observed and substantial justice done by granting the variance. The proposed side yard accessory structures would have very little impact on surrounding properties due to the provided setbacks and percentage of occupied space.

Article 5.3, D, 3- to allow parking stalls to have a length of 18', where 19' is required, and to allow parallel parking stalls to have a length of 20', where 23' is required.

The aforementioned variance shall be approved for the following reasons:

1. The variance is not substantial. Staff finds that the 1' reduction in parking stall lengths provides adequate space for vehicles to maneuver in the residential use. In addition, there are only seven parallel parking spaces which are located to the rear of the building.
2. The essential character of the neighborhood will not be substantially altered and adjoining properties will not suffer a substantial detriment as a result of the variance. All adjacent retail uses provide 19' parking stall lengths, however the staff feels the length reduction is not substantial and would have little impact on maneuverability. The applicant stated that these spaces will be primarily for residents and will have less turnover than a typical retail store use.
3. The variance will not adversely affect the delivery of government services (i.e. water, sewer, garbage).
4. The spirit and intent behind the zoning requirement would be observed and substantial justice done by granting the variance.

Article 5.3, D, 3- to allow 22' drive aisles, where 24' is required.

The aforementioned variance shall be approved for the following reasons:

1. The variance is not substantial. The proposed 22' drive aisles, are only being shown on interior drive aisles, maintaining that the drive aisles surrounding the parking lot will be 24' wide, allowing larger vehicles maneuverability around the site.
2. The essential character of the neighborhood will not be substantially altered, due to the main drive aisles meeting the zoning requirement.
3. The variance will not adversely affect the delivery of government services (i.e. water, sewer, garbage).

4. The property owner's predicament cannot be feasibly obviated through some method other than a variance. The applicant demonstrated that they need the total number of parking spaces, due to no off street parking options for this site. In addition, the applicant modified the parking plan by request of the Zoning Commission to reduce the extent of the variance requested to only the interior drive aisles.

Article 5.3, L, 5, b- to allow no landscaping buffer along residential lot lines, where a minimum of one evergreen or shade tree per 30 lineal feet of parking surface, and one shrub per five lineal feet of parking surface shall be planted along the perimeter of a parking areas is required.

The aforementioned variance shall be approved for the following reasons:

1. The variance is not substantial. The adjacent residential lots are heavily screened and buffered by very steep elevation changes, existing vegetation, and grade change to Clough Creek.
2. The essential character of the neighborhood will not be substantially altered and adjoining properties will not suffer a substantial detriment as a result of the variance. Staff feels that due to the topography and natural features surrounding the site that enough buffer and screening is provided to not change the character of the neighborhood.
3. The variance will not adversely affect the delivery of government services (i.e. water, sewer, garbage).
4. The spirit and intent behind the zoning requirement would be observed and substantial justice done by granting the variance.

The Zoning Commission hereby **denies** the following variance from the Anderson Township Zoning Resolution:

Article 5.5, G, 1- Freestanding Signs: To allow the existing freestanding sign, granted through Case 6-1999 BZA, a height of 30'-3", and 187.5 SF to remain, where the maximum height from grade is 15' (fifteen feet), and maximum area is 100SF in the "E" and "EE" Zoning District.

1. The property in question will yield a reasonable return without a variance. A 15' sign, with a maximum area of 100SF will allow for proper visibility from Beechmont Avenue as well as the potential for wall signage on the apartment building.
2. The variance is substantial. The applicant is requesting to keep the existing freestanding sign, which is double the maximum height that is allowed and substantially larger in area than permitted in this zoning district.
3. The essential character of the area will be altered. If the sign were to be brought into compliance, it would still be visible on Beechmont Avenue.
4. The spirit and intent behind the zoning requirement would not be observed by granting this variance. The Zoning Commission believes that with redevelopment of the property, the signage should come into compliance with current regulations of 15' tall and 100SF, as was approved in 2018. In addition, the height of the building will allow for wall signage that will be visible from Beechmont Avenue.

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SECTION 2. The Board further finds that the Preliminary Plan for the Application (the Plan) shall be subject to the conditions and declarations of Article 5.1, General Development Plan Provisions, Section 5.1 et. seq., inclusive, of the Anderson Township Zoning Resolution, and subject further to the following conditions:

As recommended by the Anderson Township Zoning Commission, and/or by this Board:

1. A detailed landscaping plan that meets the minimum standards of the Zoning Resolution shall be submitted as part of the Final Development Plan.
2. That all requirements of the Ohio Department of Transportation shall be met, including any modifications to the west cross access drive connecting the site with 5194 Beechmont Avenue.
3. The exterior of the proposed enclosure containing a compacter, dumpster, and space for bulk storage shall match the character of the residential building.
4. Future expansions will be subject to Article 5.1, C of the Zoning Resolution, General Development Pan Provisions.
5. That a signage plan be submitted during Final Development Plan approval, which is in compliance with the Anderson Township Zoning Resolution.

SECTION 4. Final Development Plan: No Final Development Plan shall be approved by the Anderson Township Zoning Commission before:

1. All "Requirements for Submission" have been completed;
2. Building and parking setbacks, building heights, floor area, density, construction limits and impervious surfaces are in conformance with those which are specified or depicted on the approved Preliminary Development Plan;
3. A landscape plan for perimeter buffers and other required areas is prepared by a registered landscape architect, complete with all necessary details and specifications for new landscaping features, a depiction of existing landscaping and tree mass that is to remain, and specifications for soil erosion and sedimentation control, and submitted to and approved by the Anderson Township Zoning Commission.
4. The plan complies with applicable recommendations of:
 - (1) The County Engineer regarding site distance analysis, right-of-way and access improvements and circulation concept;
 - (2) Hamilton County Planning and Development regarding surface drainage concept;
 - (3) The Metropolitan Sewer District and/or O.E.P.A. regarding sewerage concept;
 - (4) The Natural Resource Conservation Service regarding erosion and sedimentation control concept; and

- (5) The authorized Fire Prevention Officer under the jurisdiction of the Board regarding Fire Prevention concepts.

SECTION 5. Construction Permits: No Zoning Certificate or building permit for actual construction shall be issued before a Final Development Plan has been approved by the Anderson Township Zoning Commission.

SECTION 6. Occupancy Permit

1. No Certificate of Occupancy shall be issued before the following documents are submitted to or received from the following officials or agencies:

- (a) A letter from the County Engineer certifying that the approved plans and specifications for right-of-way and access improvements, on-site and off-site, have been completely implemented;
- (b) A summary report from the Applicant's registered engineer or surveyor as required by and addressed to the Director of Public Works certifying that the approved plans and specifications for storm drainage improvements have been completely implemented; Director of Public Works shall inform the Anderson Township Zoning Inspector when such report is received and accepted.
- (c) A letter from the Metropolitan Sewer District or O.E.P.A. certifying that the approved Plan and specifications for sanitary sewer and wastewater treatment have been completely implemented;
- (d) A summary report from the registered landscape architect who prepared the landscape plan, attesting to completion of the landscape plan and soil erosion and sedimentation control measures, noting any deviations and the reasons for such deviations;
- (e) A letter from the authorized Fire Prevention Officer under jurisdiction of the Board, certifying that the approved plan and specifications for fire prevention have been completely implemented;
- (f) A letter from the Ohio Department of Transportation stating that all applicable requirements have been fulfilled.

2. No Certificate of Occupancy shall be issued before the development complies with all of the terms, covenants, and conditions of approval, as imprinted on the Final Development Plan and contained in this Resolution.

SECTION 7. Maintenance of Improvements:

1. All landscaping, ground cover and other property improvements shall be maintained by the subject owner of the property or its successors in title in perpetuity or until the approved use ceases to exist.

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2. All specifications, conditions, and limitations, which are imprinted on the Final Development Plan or contained in this Resolution shall be enforced throughout the life of the development by the Anderson Township Zoning Inspector.

SECTION 8. A certified copy of this Resolution be directed, by the Fiscal Officer, to the Applicant and its Agent for this Amendment, to the Anderson Township Zoning Commission, to the Township Zoning Inspector, the Department of Public Works, the County Engineer Permit Department, the Metropolitan Sewer District, and the Ohio Department of Transportation, and a certified copy be filed with the Hamilton County Recorder and Hamilton County Regional Planning Commission within five (5) days after the effective date of this Resolution.

SECTION 9. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this resolution.

SECTION 10. 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: Mrs. Stone, yes; Mr. Pappas, yes.

Mr. Rosenberger asked for clarification regarding the free-standing sign. **Mr. Drury** explained that the applicants were requesting approval to allow the existing freestanding sign, granted through Case 6-1999 BZA, a height of 30'-3", and 187.5 square feet to remain. The maximum height of a sign allowed in the "E" or "EE" Zoning District was 15', with a maximum area of 100' square feet. **Mr. Pappas & Mrs. Stone** stated that they would like to be consistent with the Zoning Commission's recommendation.

PUBLIC FORUM

Mr. Gerth invited members of the audience to address the Board. No one came forward.

TRUSTEE COMMENTS

FISCAL OFFICER

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

Appropriation Changes –

Resolution 21-0218-03: Mr. Pappas moved to adopt the appropriation changes as recommended by the Fiscal Officer. Mrs. Stone seconded the motion.

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Appropriation Increase

GENERAL

01.1600.08	+\$90,000	Recreation Other – Property taxes
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PUBLIC WORKS***

04.1100.02	+\$140,000	Employer Retirement Contribution
04.1200.01	+\$200,000	Salaries
04.1200.02	+\$ 62,000	Road Repair Materials
04.1200.04	+\$ 9,000	Medicare

There was no further discussion.

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

Minutes –

Resolution 21-0218-04: Mrs. Stone moved to approve the minutes of November 16, 2020; with minor corrections. Mr. Gerth seconded the motion.

There was no further discussion.

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

Resolution 21-0218-05: Mrs. Stone moved to approve the minutes of December 17, 2020; with minor corrections. Mr. Pappas seconded the motion.

There was no further discussion.

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

LAW DIRECTOR

Mrs. Comey had nothing requiring Board action.

PLANNING & ZONING

Request to Appoint Comprehensive Plan Steering Team –

Resolution 21-0218-06: Mrs. Stone made a motion to appoint Dan Barlow, Julie Bissinger, Jeff Bruenderman, Erica and Mike Carducci, Andy Collins, Erin Cox, Lisa Daley, Ron Edgerton, Turpin Fischer, Brian Gay, Nick Gressle, Annie Horn, Ken James, Wade Johnston, Lauren Jordan, Katherine Keough-Jurs, Tim Kloppenborg, Rob Knarr, Mark Kobosuk, Pinky Kocosis, Tim Kreimer, Ken Kushner, Abbe Lackmeyer, Norma McDonald, Andy Meyer, Dean Niemeyer, Scot Prebles, Amy Richardson, Karen Ringswald Egan, Jeff Rosa, David Rutter, Paul Sheckels, Cody Swords, Marcus Thompson, Brent Van Lue, Susan Wheatley, Dominic Wolfer, Brandon Woodard, and Tom Zins, to the 2021

Record of Proceedings

Anderson Township Comprehensive Plan Update Steering Team. Mr. Pappas seconded the motion.

There was no further discussion.

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

SHERIFF'S OFFICE

Liquor License Request (new) for Cabo Bravo, LLC located at 7625 A Beechmont Avenue –

Resolution 21-0218-07: Mr. Pappas moved not to object to a new liquor license request for Cabo Bravo LLC, located at 7625 A Beechmont Avenue. Mrs. Stone seconded the motion.

There was no further discussion.

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

PUBLIC WORKS DEPARTMENT

Mr. Luginbuhl had nothing requiring Board action.

FIRE & RESCUE

Resolution Authorizing Sale of Quint –

Resolution 21-0218-08: Mrs. Stone moved to adopt a resolution authorizing the sale of surplus equipment to Great Oaks Institute of Technology and Career Center, Cincinnati, Ohio, pursuant to a contract authorized by Section 505.101 of the Revised Code as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 21 – 0218- 08

RESOLUTION AUTHORIZING THE SALE OF SURPLUS EQUIPMENT TO GREAT OAKS INSTITUTE OF TECHNOLOGY AND CAREER CENTER, CINCINNATI, OHIO, PURSUANT TO A CONTRACT AUTHORIZED BY SECTION 505.101 OF THE REVISED CODE

WHEREAS, Section 505.101 of the Revised Code (the “Statute”) provides that a board of township trustees may, by resolution, enter into a contract, without advertising or bidding, for the purchase or sale of materials, equipment, or supplies from or to any department, agency, or political subdivision of the State;

WHEREAS, the Equipment described hereinafter is hereby determined to be surplus equipment; and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
February 18, 2021

WHEREAS, the Great Oaks Institute of Technology and Career Center, Cincinnati, Ohio is an Ohio joint vocational school district;

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

SECTION 1. That this Board hereby determines that the Equipment described herein is not needed for public use and hereby expresses its intent to sell the equipment identified on Exhibit A "as is" and valued at \$50,000.00 (the "Equipment"), by sale to the Great Oaks Institute of Technology and Career Center, Cincinnati, Ohio, an Ohio joint vocational school district and political subdivision (the "Purchaser"), upon the terms set forth in the Agreement described herein and pursuant to the Board's authority provided in the Statute.

SECTION 2. That the amount to be paid by the Purchaser as the purchase price for the Equipment shall not be less than \$50,000.00, payable to the Township as follows: \$40,000 in immediately available funds on the date of delivery of the Equipment to Purchaser, together with a certificate of Purchaser for training services of Seller's firefighters valued at \$10,000, to be utilized at Seller's convenience.

SECTION 3. That the Township Administrator is hereby authorized to enter into a contract setting forth the terms of sale and substantially in the form attached hereto as Exhibit B and by this reference incorporated herein (the "Agreement"), with such changes thereto as may be deemed by the Township Administrator after consultation with the Law Director not to be financially disadvantageous to the Township, which determination shall be evidenced by her execution of the Agreement.

SECTION 4. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts 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) Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

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

ADMINISTRATION

OTARMA Insurance Renewal –

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
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Resolution 21-0218-09: Mr. Pappas moved to authorize the renewal of the Township's property and casualty insurance coverage with the Ohio Township Association Risk Management Authority, for the 2021 policy year. Mrs. Stone seconded the motion.

There was no further discussion.

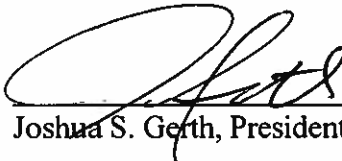
Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Stone, yes; Mr. Pappas, yes.

Annual Inventory Filing with the Fiscal Officer as Required by Ohio Revised Code 505.04 – Mrs. Earhart explained that the Ohio Revised Code required that the Board of Trustees provide an inventory on the second Monday of January, each year, of all materials, machinery, tools, and other Township supplies. That inventory must then be kept in the Fiscal Office. Township Administration maintains such an inventory for insurance purposes and would be presenting a hard copy to the Fiscal Office to comply with the statutory requirement.

Items Arising for Executive Session Discussion – Mrs. Earhart announced that there were no decisions coming out of Executive Session discussions.

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of April 15, 2021.


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 18th day of February 2021, and that said minutes have been duly entered upon the Journal of said Township.

This 15th day of April, 2021.


Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
March 4, 2021

The Board of Township Trustees of Anderson Township (“Board”) held its regular Interim Workshop Meeting on March 4, 2021, in the Emergency Operations Center at Anderson Center, with staff and others joining via teleconference.

Mrs. Earhart welcomed everyone to the March 4, 2021, meeting of the Anderson Township Board of Trustees. She stated that due to the declared state of emergency in the nation, in Ohio and in the Township, and the Order of the Director of the Ohio Department of Health issued March 12, 2020, in response to the COVID-19 emergency, the meeting was being convened telephonically with video option. The agenda for the meeting was available on the Township’s website. At each of the Board meetings attendees were encouraged to complete a sign-in sheet which included name and address. She encouraged participants to electronically sign-in by sending an email to Molly Mohrfield at mmohrfield@andersontownship.org. She identified the elected officials that were present which included Trustee Chair Josh Gerth, Trustee Vice Chair Dee Stone, Trustee Andrew Pappas, and Fiscal Officer Kenneth Dietz. Other personnel were joining in the meeting via telephone or video including Assistant Administrator for Human Resources Suzanne Parker, Assistant Administrator for Operations Steve Sievers, Law Director Margaret Comey, Planning & Zoning Director Paul Drury, Planner II Sarah Donovan Planner I PJ Ginty, Hamilton County Sheriff’s District 5 Commander Dan McElroy, Fire Chief Rick Martin, Public Works Director Eric Luginbuhl, and Administrative Assistant Molly Mohrfield, who was recording the meeting and preparing minutes. She thanked everyone for joining in and appreciated their patience and understanding during these unprecedented times.

Mr. Gerth called the meeting to order.

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 21-0304-01: Mr. Gerth moved to adopt the appropriation changes as recommended by the Fiscal Officer. Mrs. Stone seconded the motion.

Appropriation Increase

TIF-OHIO RIVERFRONT AREA I

32.1100.0799	+\$35,000	Misc. Expenses (1) Sheriff vehicle (2 from 1994 TIF)
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GENERAL

01.1100.81 +\$72,000 Administrator Salary

There was no further discussion.

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

DISCUSSION ITEMS

Authorization to Purchase Sheriff's Vehicles –

Resolution 21-0304-02: Mr. Pappas moved to adopt a resolution authorizing the purchase of equipment pursuant to Section 505.101 of the Ohio Revised Code as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21-0304-02
AUTHORIZING THE PURCHASE OF EQUIPMENT PURSUANT TO SECTION
505.101 OF THE OHIO REVISED CODE

WHEREAS, Section 505.101 of the Ohio Revised Code provides for the purchase of motor vehicles, materials, equipment or supplies, without advertising or bidding, from any department, agency, or political subdivision of the State;

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 equipped motor vehicles for use in the delivery of police protection services in the Township, to-wit, three (3) fully equipped 2021 Chevrolet Tahoe vehicles ("Equipment"), which Equipment is available for purchase pursuant to a bid process undertaken by the Hamilton County Sheriff's department.

Section 2. That the maximum amount to be paid as the maximum purchase price for the Equipment is \$150,000.00, 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.

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.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
March 4, 2021

There was no further discussion.

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

Hamilton County Planning Partnership – **Mr. Drury** stated that in 2019 the Township opted out of the Planning Partnership since staff felt the Township was not using or receiving \$5,000 worth of services from the Partnership. The Hamilton County Regional Planning approached the Township to see what services could be provided and would be beneficial to the Township. Staff met with representatives from Hamilton County, making several suggestions, and felt the Planning Partnership had made efforts to expand their services. Therefore, staff was recommending considering re-joining the Planning Partnership on a trial basis for two years. This year, due to COVID-19, fees were reduced by 50%, which would make the Township's fee \$2,733 for 2021. **Mr. Gerth** stated that if staff felt re-joining would be beneficial, he was okay with the recommendation. **Mrs. Stone** agreed.

Rambling Hills Drive Sidewalk Project – **Mr. Drury** stated that a decision was made to modify the scope of the Paddison Road sidewalk project due to drainage issues on Paddison Road. In an effort to make an alternative sidewalk connection to link the Sherwood area along Paddison Road to Beechmont, the Transportation Advisory Committee recommended, as an alternate route, a new sidewalk on Rambling Hills, from Beechmont Avenue to the existing sidewalk on Topaz Drive. This would provide an opportunity to address connectivity, and safety concerns. He pointed out that Rambling Hills was a Township street, and the Anderson Trails policy recommended that funds from the 1999 Road Levy be used towards sidewalks on more heavily travelled and higher speed Hamilton County roadways. Therefore, funding for the construction of the Rambling Hills sidewalk is yet to be determined. The 1999 Road Levy funds could potentially be used to construct all or a portion of the Rambling Hills sidewalk, as this project was a high priority project in the 2018 Anderson Trails Plan. Another alternative would be for property owners to be assessed a portion of the cost of the construction as part of the Township policy for sidewalks on Township streets.

CEDAP Grant – **Mr. Sievers** stated that as a component of the potential Skytop redevelopment, staff worked with Hamilton County to secure Community and Economic Development Assistance Program (CEDAP) funds, up to \$75,000, to facilitate the demolition of the Skytop Shopping Center. Whether the current development proceeds, or not, staff felt that such an action was critical to avoid blight in the area. The Township had been awarded \$75,000, in the form of a grant, from Hamilton County, and the Township through TIF funding, would also commit \$75,000. The owner of the property would contribute the remaining 50% or \$150,000. There were many steps in a redevelopment process but attempting to get this building down was paramount. **Mrs. Stone** was concerned with the memorandum of understanding from Hamilton County stating that any additional cost associated with demolition would be incurred by the Township or the property owner. She would like to ensure that the Township was removed from any additional funding requirements. **Mr. Sievers** explained that the funding was tied to the Township, but he would discuss with Hamilton County, removing the Township from any

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

March 4, 2021

additional funding. They may require that the Township still be named because of the agreement. **Mrs. Earhart** suggested putting percentages to limit the Township's expenses.

Mrs. Earhart commended Mr. Sievers, Mr. Luginbuhl, Chief Martin, Lt. McElroy, Mr. Drury, along with everyone who dealt with the recent flooding issues, and road closures near Sutton and Kellogg. She also appreciated the collaboration between the Township, Hamilton County Engineer, Ohio Department of Transportation, and Cincinnati Police Department.

Mr. Gerth moved to retire to Executive Session to consider the employment or compensation of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1), to consider the sale of property as permitted by Ohio Revised Code Section 121.22(G)(2), and to review negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment as permitted by Ohio Revised Code Section 121.22(G)(4). **Mrs. Stone** seconded the motion.

There was no further discussion.

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


Mr. Gerth moved to return from Executive Session. **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 May 20, 2021.



Joshua S. Gerth, President



Kenneth G. Dietz, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
March 4, 2021

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 4th day of March 2021, and that said minutes have been duly entered upon the Journal of said Township.

This 20th day of May, 2021.



Kenneth G. Dietz
Fiscal Officer

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
March 18, 2021*

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on March 18, 2021, at 5:00 p.m.

Mrs. Earhart welcomed attendees and announced that due to the declared state of emergency in the nation, in Ohio, and in the Township, and the Order of the Director of the Ohio Department of Health issued March 12, 2020, in response to the COVID-19 emergency, this meeting was being convened telephonically. The agenda for the meeting was available on the Township’s website at www.andersontownship.org. The Board would accept comments via phone during Public Forum, which appeared later in the agenda. She asked that all participants “mute” their phones and only “unmute” if speaking and speak directly into the phone as opposed to using the speaker feature.

At each of the Board meetings, attendees were encouraged to complete a sign-in sheet including their name and address. Mrs. Earhart informed participants that they could electronically “sign-in” by simply sending an email to mmohrfield@andersontownship.org.

She identified the elected officials that were participating in this meeting including:

- Trustee Chair Josh Gerth
- Trustee Vice Chair Dee Stone
- Trustee Andrew Pappas
- Fiscal Officer Ken Dietz

Other personnel were joining in the meeting via phone including:

- Assistant Administrator for Human Resources Suzanne Parker
- Assistant Administrator for Operations Steve Sievers
- Law Director, Margaret Comey
- Planning and Zoning Director Paul Drury
- Hamilton County Sheriff Lt. Dan McElroy
- Fire Chief Rick Martin
- Public Works Director Eric Luginbuhl
- Fiscal Office Manager Debbie Hucker
- Planner 1 Sarah Donovan
- Administrative Assistant Molly Mohrfield who was recording this meeting and would be preparing minutes.

She stated that each of them would do their best to remember to state their name before beginning to speak so that those joining in via phone could follow along. She thanked everyone for joining in and appreciated their patience and understanding during these unprecedented times.

She turned the proceedings over to Trustee Chair Josh Gerth.

Mr. Gerth called the meeting to order and moved to retire to Executive Session to consider the appointment or employment 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.

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

Mr. Gerth called the meeting to order and asked everyone 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; Mrs. Stone, yes; Mr. Pappas, yes.

PRESENTATIONS AND RECOGNITIONS

Tree Committee Annual Presentation – **Mr. Ginty** introduced Tim Kloppenborg and Joe Willging, members of the Street Committee. **Mr. Kloppenborg and Mr. Willging** presented an overview of the Township’s Street Tree program. They announced the addition of the Heritage Center Level 1 Arboretum. The Level 1 accreditation was awarded for achieving standards of practices deemed important for arboreta at this level. This was the twelfth straight year the Township had been designated a Tree City USA by the Arbor Day Foundation. The Township would also be receiving a “Growth Award” for open space acquisition acquired at the corner of Clough and Wolfangel Road, continuing the annual fall tree planting program, continuing the Great Tree Awards program, and for adding new members in 2020. Mr. Kloppenborg and Mr. Willging thanked the Board for its time.

PUBLIC FORUM

Mr. Gerth invited members of the audience to address the Board. No one came forward.

TRUSTEE COMMENTS

FISCAL OFFICER

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

Adoption of the 2021 Permanent Summary Budget –

Resolution 21-0318-01: Mr. Pappas moved to adopt the 2021 permanent summary budget as presented by Mr. Dietz and a follows; Mr. Gerth seconded the motion.

There was no further discussion.

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

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
March 18, 2021

2021 PERMANENT SUMMARY BUDGET			
March 18, 2021			
UAN	TOWNSHIP	DESCRIPTION	2021 PERMANENT SUMMARY BUDGET
GENERAL			
01-A-01	01.1100.01	SALARIES - TRUSTEES	70,000
01-A-02	01.1100.02	SALARY - FISCAL OFFICER	33,000
01-A-03	01.1100.03	TRAVEL/OFFICIALS EXPENSES	5,000
01-A-04	01.1100.04	SUPPLIES - ADMIN.	15,000
01-A-05	01.1100.05	EQUIPMENT	30,000
01-A-06	01.1100.06	INSURANCE	314,500
01-A-10	01.1100.10	LEGAL	196,000
01-A-11	01.1100.11	MEMORIAL DAY EXPENSE	100
01-A-12	01.1100.12	EMPLOYERS RETIRE. CONTRIBUTION	105,000
01-A-13	01.1100.13	SOCIAL SECURITY	3,500
01-A-15	01.1100.15	WORKERS COMPENSATION + CAREWORKS	37,000
01-A-16	01.1100.16	GENERAL HEALTH DISTRICT	84,000
01-A-17	01.1100.17	AUDITOR/TREASURER FEES	25,000
01-A-18	01.1100.18	ADVERTISING DELINQUENT LANDS	1,000
01-A-19	01.1100.19	AUDIT CHARGES	15,000
01-A-21	01.1100.21	ELECTION EXPENSE	0
01-A-24	01.1100.24	DISASTER MANAGEMENT	40,000
01-A-26	01.1100.26	OTHER EXPENSES	1,057,000
01-A-27	01.1100.27	TRANSFERS	1,615,500
01-A-28	01.1100.28	CONTRACTUAL SERVICES	300,000
01-A-31	01.1100.31	SALARY & BENEFITS - ADMINISTRATOR	80,000
01-B-01	01.1200.01	SALARY/CONTRACT BLDG/GROUND MAINT	330,000
01-B-02	01.1200.02	IMPROVE SITES FOR BUILDINGS	60,000
01-B-03	01.1200.03	NEW BLDG & ADDITIONS	0
01-B-04	01.1200.04	UTILITIES	142,000
01-B-05	01.1200.05	MAINTENANCE SUPPLIES - BUILDINGS	14,000
01-B-06	01.1200.06	EQUIPMENT PURCHASE/REPLACE - BUILDINGS	3,500
01-B-07	01.1200.07	REPAIRS - BUILDINGS	5,000
01-B-08	01.1200.08	OTHER EXPENSES - BUILDINGS	20,000
01-D-01	01.1400.01	SALARIES - CEMETERIES - MAINT.	27,000
01-D-02	01.1400.02	IMPROVEMENT SITE - CEMETERY	30,000
01-E-01	01.1500.01	LIGHTING CONTRACT	115,000
01-F-02	01.1600.02	IMPROVEMENT SITE - RECREATION	6,000
01-F-03	01.1600.03	LAND PURCHASES - RECREATION	0
01-F-08	01.1600.08	OTHER EXPENSE - RECREATION	110,000
01-J-01	01.1900.01	ADVANCES - OUT	0
TOTAL GENERAL - 01			4,889,100
MOTOR VEHICLE LIC.			
02-B-01	02.1200.01	SALARIES (Road & Bridge)	47,000
02-B-04	02.1200.04	OTHER EXP - MEDICARE	900
TOTAL MOTOR VEHICLE LICENSE - 02			47,900
GASOLINE TAX			
03-B-01	03.1200.01	SALARIES (Road & Bridge)	400,000
03-B-04	03.1200.04	OTHER EXP. - MEDICARE	6,000
TOTAL GAS TAX - 03			406,000
PUBLIC WORKS			
04-A-02	04.1100.02	EMPLOYERS RETIRE. CONTRIB.	140,000
04-A-03	04.1100.03	WORKERS COMPENSATION + CAREWORKS	43,000
04-A-04	04.1100.04	TOOLS & EQUIPMENT	10,000
04-A-05	04.1100.05	SUPPLIES	136,000
04-A-06	04.1100.06	REPAIRS	60,000
04-A-08	04.1100.08	BUILDINGS & ADDITIONS	20,000
04-A-09	04.1100.09	UTILITIES	24,900
04-A-10	04.1100.10	INSURANCE	322,000
04-A-13	04.1100.13	OTHER EXPENSES	138,000
04-B-01	04.1200.01	SALARIES	300,000
04-B-02	04.1200.02	MATERIALS	322,000
04-B-03	04.1200.03	CONTRACTS	160,000
04-B-04	04.1200.04	OTHER EXPENSES	9,000
TOTAL PUBLIC WORKS - 04			1,684,900
LIGHTING DISTRICT			
07-A-01	07.1100.01	CONTRACTS	166,300
07-A-02	07.1100.02	OTHER EXP. - AUD/TREAS. FEES	8,145
07-A-03	07.1100.03	MISC. EXPENSES	0
07-A-04	07.1100.04	UNDERGROUND UTILITIES DISTRICTS CONSTRUCTION	0
07-A-25	07.1100.25	TRANSFER - OUT	0
TOTAL LIGHTING DISTRICT - 07			174,445
SHERIFF			
09-A-01	09.1100.01	SALARIES	122,000
09-A-02	09.1100.02	EMPLOYER RETIR. CONTRIB.	20,000
09-A-03	09.1100.03	WORKERS COMPENSATION + CAREWORKS	7,000
09-A-07	09.1100.07	TOOLS & EQUIPMENT	15,000
09-A-08	09.1100.08	SUPPLIES	95,600
09-A-09	09.1100.09	REPAIRS	40,000
09-A-10	09.1100.10	CONTRACTS	4,675,000
09-A-12	09.1100.12	INSURANCE	49,900
09-A-14	09.1100.14	OTHER EXPENSES	134,900
TOTAL SHERIFF - 09			5,159,400
FIRE			
10-A-01	10.1100.01	SALARIES	6,852,000
10-A-02	10.1100.02	EMPLOYER RETIR. CONTRIB.	1,675,000
10-A-03	10.1100.03	WORKERS COMPENSATION + CAREWORKS	310,000
10-A-04	10.1100.04	ASSESSMENT & CONTRIBUTION	0

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
March 18, 2021

10-A-06	10.1100.06	NEW BLDGS/ADDITIONS	0
10-A-07	10.1100.07	UTILITIES	134,000
10-A-08	10.1100.08	TOOLS & EQUIPMENT	57,000
10-A-09	10.1100.09	SUPPLIES	303,800
10-A-10	10.1100.10	REPAIRS	183,500
10-A-11	10.1100.11	CONTRACTS	80,000
10-A-14	10.1100.14	INSURANCE	1,995,500
10-A-15	10.1100.15	OTHER EXPENSES	983,000
TOTAL FIRE - 10			12,653,800
PLANNING & ZONING			
13-A-01	13.1100.01	SALARIES - OFFICE & INSPECTORS	375,000
13-A-03	13.1100.03	SUPPLIES	10,000
13-A-04	13.1100.04	CONTRACTS	247,000
13-A-05	13.1100.05	OTHER EXPENSES	359,100
TOTAL PLANNING & ZONING - 13			991,100
TIF FUND - 1994 VARIOUS PURPOSE BONDS			
14-A-07	14.1100.07	EXPENSES	8,857,900
14-A-08	14.1100.08	S.D. DISTRIBUTION	13,020,000
TOTAL TIF FUND - 14 - 1994 VARIOUS PURPOSE BONDS			21,877,900
GENERAL NOTE RETIREMENT			
15-A-01	15.1100.01	PRINCIPAL	45,000
15-A-02	15.1100.02	INTEREST	65,000
TOTAL GENERAL NOTE RETIREMENT - 15			110,000
GREENSPACE SPECIAL REVENUE LEVY			
20-A-07A	20.1100.07	CONTRACTS	200,000
20-A-08A	20.1100.08	OTHER EXPENSES	100,000
TOTAL GREENSPACE SPECIAL REVENUE LEVY - 20			300,000
PERMISSIVE MOTOR VEHICLE LICENSE			
23-B-03	23.1100.03	ADVANCES - OUT	0
23-B-03	23.1200.03	CONTRACTS	500,000
TOTAL PERMISSIVE MOTOR VEHICLE LICENSE - 23			500,000
PERMANENT IMPROVEMENT			
26-A-08	26.1100.08	CONTRACTS	0
TOTAL PERMANENT IMPROVEMENT FUND - 26			0
TIF FUND - 2010 BOND			
30-A-08	30.1100.08	S.D. DISTRIBUTION	0
TOTAL TIF FUND - 2010 BOND - 30			0
TIF FUND - NORTHERN ANDERSON AREA			
31-A-08	31.1100.08	S.D. DISTRIBUTION	0
TOTAL TIF FUND - NORTHERN ANDERSON AREA - 31			0
TIF FUND - OHIO RIVERFRONT AREA I (CPS)			
32-A-07	32.1100.07	EXPENSES	691,000
32-A-08	32.1100.08	S.D. DISTRIBUTION	2,000,000
TOTAL TIF FUND - OHIO RIVERFRONT AREA I (CPS) - 32			2,691,000
TIF FUND - OHIO RIVERFRONT AREA II (FHSD)			
33-A-08	33.1100.08	S.D. DISTRIBUTION	112,500
TOTAL TIF FUND - OHIO RIVERFRONT AREA II (FHSD) - 33			112,500
TIF FUND - STONECREST/ANTHOLOGY (REX PLEX) - 34			
34-A-07	34.1100.07	EXPENSES	0
34-A-08	34.1100.08	S.D. DISTRIBUTION	53,500
TOTAL TIF FUND - STONECREST/ANTHOLOGY (REC PLEX) - 34			53,500
TOTAL ALL FUNDS			51,651,045

Minutes –

Resolution 21-0318-02: Mrs. Stone moved to approve the minutes of January 7, 2021; with minor corrections. Mr. Pappas seconded the motion.

There was no further discussion.

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

LAW DIRECTOR

Mrs. Comey had nothing requiring Board action.

PLANNING & ZONING

Comp Plan Steering Team and WeTHRIVE! Anderson Appointments –

Resolution 21-0318-03: Mrs. Stone made a motion to appoint Steve Edwards, Zach Peterson, and Dee Stone to the 2021 Anderson Township Comprehensive Plan Update Steering Team. Mr. Pappas seconded the motion.

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
March 18, 2021*

There was no further discussion.

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

Resolution 21-0318-04: Mrs. Stone made a motion to appoint Erinn Cox to the 2021 WeTHRIVE! Anderson Committee. Mr. Pappas seconded the motion.

There was no further discussion.

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

Rambling Hills Drive Sidewalk Project –

Resolution 21-0318-05: Mr. Pappas moved to authorize staff to enter into an agreement with the Kleingers Group to provide engineering services to design a plan for the Rambling Hills Drive sidewalk project for a cost not to exceed \$37,700, using TIF funds in the 2021 Anderson Trails budget. Mrs. Stone seconded the motion.

There was no further discussion.

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

Planning Partnership Membership –

Resolution 21-0318-06: Mr. Pappas made a motion to join the Hamilton County Planning Partnership for 2021. Mrs. Stone seconded the motion.

There was no further discussion.

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

Resolution Declaring Arbor Day in Anderson Township –

Resolution 21-0318-07: Mrs. Stone adopted a resolution declaring April 30, 2021, as Arbor Day in Anderson Township as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 21-0318-07

DECLARING APRIL 30, 2021, AS ARBOR DAY IN ANDERSON TOWNSHIP

WHEREAS, in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees; and

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
March 18, 2021*

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska; and

WHEREAS, Arbor Day is now observed throughout the nation and the world; and

WHEREAS, the Board of Township Trustees of Anderson Township, Hamilton County, Ohio (“Board”), believes it is important to maintain and enhance natural areas, specifically tree cover along and visible from roadways, so as to maintain a high quality of life in the community; and

WHEREAS, Anderson Township desires to protect the natural resources along the roadways in the community, as well as be a leader in this statewide effort and model of natural resource protection for other communities; and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce oxygen and provide habitat for wildlife;

Now, therefore, BE IT RESOLVED that this Board does hereby declare Friday, April 30, 2021, as ARBOR DAY in Anderson Township and urges all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands.

SECTION 1. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

SECTION 2. It is found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public in compliance with all legal requirements including, without implied limitation, Section 121.22 of the Revised Code, except as otherwise permitted thereby.

There was no further discussion.

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

SHERIFF’S OFFICE

Liquor License Transfer Request for Clough Creek Drive Thru, LLC, Quencher Drive Thru, dba Quencher Drive Thru located at 6720 Clough Pike –

Resolution 21-0318-08: Mr. Pappas moved not to object to a liquor license transfer for Clough Creek Drive Thru LLC, Quencher Drive Thru, dba Quencher Drive Thru, located at 6720 Clough Pike. Mrs. Stone seconded the motion.

There was no further discussion.

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

PUBLIC WORKS DEPARTMENT

Consideration of Bids for 2021 Street Rehab Program –

Resolution 21-0318-09: Mrs. Stone moved to accept the bid of \$1,464,608.90, from Barrett Paving Materials, Inc. deemed to be the most responsive and responsible bidder for the Anderson Township 2021 Street Rehab Program project in accordance with the Bid plans and specifications, together with a 10% contingency, for a maximum appropriation of \$1,611,069.79 in 1994 TIF and/or Road and Bridge 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 Barrett Paving Materials, Inc. in accordance with their bid for the Anderson Township 2021 Street Rehab Program project. ~~Mr. Pappas seconded the motion.~~

There was no further discussion.

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

FIRE & RESCUE

Chief Martin had nothing requiring Board action.

ADMINISTRATION

Fire Station 6 Women's Restroom and Bunkroom Renovation –

Resolution 21-0318-10: Mr. Pappas moved that this Board hereby accept the proposal of \$19,200.00, from KBA, Inc. for the Fire Station 6 Women's Restroom and Bunkroom Renovation project, together with a 10% contingency, for a maximum appropriation of \$21,120.00 funded out of 1994 TIF funds; and further, this Board hereby authorizes and directs the Township Administrator, after consultation with the Law Director, to enter into contract with KBA, Inc. for the Fire Station 6 Women's Restroom and Bunkroom Renovation project. Mrs. Stone seconded the motion.

There was no further discussion.

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

Center for Local Government 2021 Membership –

Resolution 21-0318-11: Mrs. Stone moved to authorize renewal of the Township's membership in the Center for Local Government for 2021 at the annual rate of \$3,825.00. Mr. Pappas seconded the motion.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
March 18, 2021

There was no further discussion.

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

Memorial Day Contribution to American Legion Post 318 –

Resolution 21-0318-12: Mr. Pappas moved to authorize a Memorial Day Contribution of \$100 to American Legion Anderson Post 318 for the purpose of properly observing Memorial Day with the Township as permitted by Ohio Revised Code Section 307.66. Mrs. Stone seconded the motion.

There was no further discussion.

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

Items Arising for Executive Session Discussion –

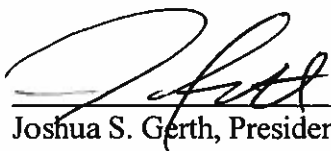
Resolution 21-0318-13: Mrs. Stone moved to authorize the Fire and Rescue Department to proceed with hiring six (6) replacement personnel that will bring the department to their full contingency of sixty-six (66) uniformed, front-line personnel. The following individuals will be hired at the rank of Firefighter 1 to include a one-year probationary period: Ryan Merrill, Logan Howard, Zachary Camburn, Mark Holmes, Charles White, Grant Howell. Mr. Pappas seconded the motion.

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 May 20, 2021.


Joshua S. Gerth, President


Kenneth G. Dietz, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
March 18, 2021

CERTIFICATION

The undersigned, duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 18th day of March 2021, and that said minutes have been duly entered upon the Journal of said Township.

This _____ 20th _____ day of _____ May _____, 2021.



Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
April 1, 2021

The Board of Township Trustees of Anderson Township (“Board”) held its regular Interim Workshop Meeting on April 1, 2021, in the Emergency Operations Center at Anderson Center, with staff and others joining via teleconference.

Mrs. Stone called the meeting to order.

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

There was no further discussion.

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

Mrs. Stone moved to retire to Executive Session to consider the appointment of a public official as permitted by Ohio Revised Code Section 121.22(G)(1). **Mr. Pappas** seconded the motion.

There was no further discussion.

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

At 1:46 P.M. **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, absent; Ms. Stone, yes; Mr. Pappas, yes.**

The **Board** took a break until 2:00 P.M.

Mrs. Earhart welcomed everyone to the April 1, 2021, meeting of the Anderson Township Board of Trustees. She stated that due to the declared state of emergency in the nation, in Ohio and in the Township, and the Order of the Director of the Ohio Department of Health issued March 12, 2020, in response to the COVID-19 emergency, the meeting was being convened telephonically with video option. The agenda for the meeting was available on the Township’s website. At each of the Board meetings attendees were encouraged to complete a sign-in sheet which included name and address. She encouraged participants to electronically sign-in by sending an email to Molly Mohrfield at mmohrfield@andersontownship.org. She identified the elected officials that were present which included Trustee Vice Chair Dee Stone, Trustee Andrew Pappas, and Fiscal Officer Kenneth Dietz. Other personnel were joining in the meeting via telephone or video including Assistant Administrator for Human Resources Suzanne Parker, Assistant Administrator for Operations Steve Sievers, Law Director Margaret Comey, Planning & Zoning Director Paul Drury, Planner II Sarah Donovan, Planner II PJ Ginty, Hamilton County Sheriff’s District 5 Commander Dan McElroy, Fire Chief Rick Martin, Public Works Director Eric Luginbuhl, and Administrative Assistant Molly Mohrfield, who was recording the meeting

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
April 1, 2021

and preparing minutes. She thanked everyone for joining in and appreciated their patience and understanding during these unprecedented times.

TRUSTEES/FISCAL OFFICER

Return to In-Person Meetings Beginning April 15, 2021 – **Mrs. Stone** announced that the Board of Trustees would begin in person meetings on April 15, 2021. The wearing of a face mask and social distancing would be required.

DISCUSSION ITEMS

Pastoral Care Program – **Chief Martin** announced that the chaplain for the Fire and Rescue Department had recently retired. After much discussion with staff the decision was made to enlist three chaplains that would make up the Pastoral Care Program.

Public Works Vehicle Purchase –

Resolution 21-0401-01: Mrs. Stone moved to adopt a resolution authorizing the purchase of equipment pursuant to Section 505.01 of the Ohio Revised Code as follows: Mr. Pappas seconded the motion:

RESOLUTION NO. 21-0401-01

**AUTHORIZING THE PURCHASE OF EQUIPMENT PURSUANT TO SECTION
505.101 OF THE OHIO REVISED CODE**

WHEREAS, Section 505.101 of the Ohio Revised Code provides for the purchase of motor vehicles, materials, equipment or supplies, without advertising or bidding, from any department, agency, or political subdivision of the State;

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 this Board hereby determines that it is in the best interest of the Township to acquire by purchase a certain motor vehicle, to-wit, two new Model Year 2021 Freightliner M2 106 cab and chassis trucks with Henderson dump bodies, snow plows and salt gates to be used as Public Works vehicles (“Equipment”), which Equipment is available for purchase pursuant to State bid through the State of Ohio, Department of Administrative Services, General Services Division, Office of Procurement Services (“State Bid”) and Fyda Freightliner, 1 Freightliner Drive, Cincinnati, OH 45241 at or below the State bid price.

Section 2. That the maximum amount to be paid as the purchase price for the Equipment is \$157,683.00 each for a total of \$315,366.00, which 1994 TIF funds have been previously appropriated by this Board for the purpose and remain otherwise unencumbered.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
April 1, 2021

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.

Section 4. That the preamble hereto is and shall for all purposes be construed to be an integral 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 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, absent; Ms. Stone, yes; Mr. Pappas, yes.

Liquor License Request (new) for Lucy Blue Clough, LLC, dba Lucy Blue located at 6732 Clough Pike –

Resolution 21-0401-02: Mrs. Stone moved not to object to a new liquor license request for Lucy Blue Clough LLC, dba Lucy Blue located at 6732 Clough Pike. Mr. Pappas seconded the motion.

There was no further discussion.

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

Anderson Lake Proposal – **Mr. Sievers** explained that later this year Anderson Lake was scheduled to be dredged to help restore its capacity and health. In consultation with Sustainable Streams it was suggested to research technology that would allow the Lake to be “drawn down” before large storm events to allow it to store more water, as it currently serves as a regional storm water detention basin, as well as a permanent lake. The required retrofit would be costly but the benefits from the potential application would take advantage of an existing facility and enhance its capabilities. If this was a direction the Board would like to take, staff would study funding options further. **Mr. Pappas** stated that he appreciated the efforts being made for storm water retention and he always defer to staff’s expertise. **Mrs. Stone** agreed.

Berkshire Club Drive Parking – **Mr. Sievers** pointed out that this had been an ongoing issue for a number of years regarding concerns related to line of site, street parking and visibility of motorists driving up Berkshire Club Drive from Corbly, due to the uphill nature of the road. Fortunately, there had not been an accident history in the area. In response to a concern from a resident of this areas, staff visited the site and found that any cars parked along the curve provided challenges. In addition, a second resident contacted Mr. Gerth about the speed of downhill traffic. It was staff’s opinion to flip the parking for this section of the roadway to try to address both concerns. This

Record of Proceedings

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
April 1, 2021

option would essentially provide greater visibility. It was staff's recommendation to try this configuration for six or twelve months to see how effective it was before any permanent action to officially swap the parking would be requested. **Mrs. Stone** asked if street parking would still be permitted. **Mr. Sievers** replied that there would only be some limited parking lost due to fire hydrants. He also pointed out that a speed trailer would be deployed in the next coming weeks as well, to collect data.

Independence Day Parade – **Mr. Sievers** asked the Board for direction regarding the Independence Day Parade this year. It was tentatively scheduled for Saturday, July 3rd at 10 a.m. He pointed out that no planning had occurred to date, and asked if efforts should be made to start the planning, or look into other options. He pointed out that the COVID numbers were going back up in Ohio despite the rollout of the vaccinations. The spirit of the parade was to bring people together, and he was not sure there was a way, with safety protocols in place, to hold the parade the way it had been done in the past. He suggested looking at alternative celebrations. **Mrs. Stone** stated with the numbers going back up it was a concern and felt an alternative celebration should be considered. **Mr. Pappas** added that he did not think it was prudent to put the amount of effort into a parade at this time. He hoped the numbers improved, but felt it would be irresponsible for the Township to support a gathering of that density. **Mr. Sievers** stated that he would talk with other communities and get a sense on what and how they would be celebrating.

Mrs. Stone moved to retire to Executive Session to consider the sale of property as permitted by Ohio Revised Code Section 121.22(G)(2) and to confer with the Law Director concerning disputes that are the subject of pending or imminent court action as permitted by Ohio Revised Code Section 121.22 (G)(3). Mr. Pappas seconded the motion.

There was no further discussion.

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

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

There was no further discussion.

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

Resolution 21-0401-03: Mr. Pappas moved to adopt a Resolution approving a second amendment to real property purchase and sale agreement as follows; Mrs. Stone seconded the motion:

A RESOLUTION APPROVING A SECOND AMENDMENT TO REAL PROPERTY PURCHASE AND SALE AGREEMENT WITH DJC PARTNERS, LLC, SUCCESSOR TO ARS PROPERTY ACQUISITIONS, LLC, WITH RESPECT REAL PROPERTY LOCATED AT 7887 BEECHMONT AVENUE, AND AUTHORIZING THE EXECUTION AND DELIVERY OF SAID SECOND AMENDMENT.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
April 1, 2021

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, upon unanimous vote of its members and by resolution, 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, the Township owns approximately 0.49 acres of real property located at 7887 Beechmont Avenue, in the Township, and identified as Hamilton County Auditor's Tax ID Parcel No. 0500-0203-0126 (the "Property"); and

WHEREAS, this Board authorized and entered into a Real Property Purchase and Sale Agreement with ARS Property Acquisitions, LLC, an Ohio limited liability company ("ARS"), effective July 16, 2020 (the "Original Purchase Agreement"); and

WHEREAS, this Board authorized and entered into a First Amendment to Real Property Purchase and Sale Agreement with ARS, effective as of October 16, 2020 (the "First Amendment" and together with the Original Purchase Agreement, the "Purchase Agreement"); and

WHEREAS, ARS has assigned its rights and obligations as "Buyer" under the Purchase Agreement to DJC Partners, LLC (the "Buyer"); and

WHEREAS, this Board hereby determines that it is in the best interests of the Township and its residents to amend the Purchase Agreement to provide for an extension of the Due Diligence Period that will expire on February 28, 2021, in order to permit Buyer time to complete a rezoning of the Property;

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 and its residents to authorize, execute and deliver a Second Amendment to Real Property Purchase and Sale Agreement between the Board and the Buyer (the "Second Amendment") substantially in the form before this Board, which is hereby approved. Further, this Board authorizes the Township Administrator to execute and deliver the Second Amendment on its behalf and on behalf of the Township, with such changes thereto as she may determine, after consultation with the Law Director, not to be disadvantageous to the Township, such determination being conclusively evidenced by her execution of the Second Amendment. The Township Administrator is further authorized to execute all documents and instruments as she deems, after consultation with the Law Director, to be necessary and appropriate to effectuate the disposition of the Property pursuant to the Purchase Agreement as amended by the Second Amendment, such determination being conclusively evidenced by her execution thereof.

SECTION 2. 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
April 1, 2021

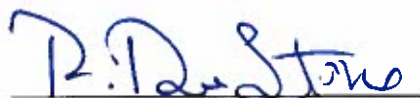
SECTION 3. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were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

There was no further discussion.

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

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of May 20 , 2021.



R. Dee 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 regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 1st day of April 2021, and that said minutes have been duly entered upon the Journal of said Township.

This 20th day of May , 2021.



Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
April 15, 2021

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on April 15, 2021, at 4:45 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 called the meeting to order and 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), to consider 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; Mrs. 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; Mrs. 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, Sgt. Mike Peterson, Fiscal Office Manger Debbie Hucker, Hamilton County Sheriff’s Office Sergeant Mike Peterson, 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; Mrs. Stone, yes; Mr. Pappas, yes.

PRESENTATIONS AND RECOGNITIONS

Proclamation Resolution Designating May 2021 as Mental Health Awareness Month in Anderson Township –

Resolution 21-0415-01: Mrs. Stone moved to adopt a proclamation resolution designating May 2021 as Mental Health Awareness Month in Anderson Township as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 21-0415-01
PROCLAMATION RESOLUTION DESIGNATING
MAY 2021 AS MENTAL HEALTH AWARENESS MONTH

IN ANDERSON TOWNSHIP

WHEREAS, one in 5 adults in the United States lives with a mental health condition; and

WHEREAS, mental illnesses are common in the United States, affecting tens of millions of people each year; and

WHEREAS, estimates suggest that only half of people with mental illnesses receive treatment; and

WHEREAS, according to the Centers for Disease Control and Prevention WISQARS Leading Causes of Death Reports in 2017, suicide was the tenth leading cause of death overall in the United States, claiming the lives of over 47,000 people; and

WHEREAS, suicide was the second leading cause of death among individuals between the ages of 10 and 34, and the fourth leading cause of death among individuals between the ages of 35 and 54 according to the same report; and

WHEREAS, there were more than twice as many suicides in the United States as there were homicides in 2017; and

WHEREAS, early intervention programs are important as half of all lifetime mental health conditions begin by age 14 and 75% by age 24; and

WHEREAS, ninety percent of those who die by suicide have an underlying mental illness; and

WHEREAS, the best treatments for serious mental illnesses today are highly effective leading to a significant reduction of symptoms and improved quality of life for between 70 and 90% of individuals; and

WHEREAS, people experiencing mental health conditions often face rejection, bullying and even discrimination; and

WHEREAS, the isolation, blame and secrecy that is often encouraged by such stigma can create challenges to reaching out, getting needed support and living well; and

WHEREAS, mental health care is health care;

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

SECTION 1. That this Board does hereby proclaim May 2021 as

MENTAL HEALTH AWARENESS MONTH IN ANDERSON TOWNSHIP

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
April 15, 2021

and urges all residents to raise mental health awareness and continue to help their friends, family, and neighbors live longer, healthier lives.

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

SECTION 3. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) 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; Mrs. Stone, yes; Mr. Pappas, yes.

National Public Safety Telecommunicator Week, April 11-17 – **Chief Martin** introduced from the Hamilton County Communication Center, Andrew Knapp, Director, Ron Paquette, Andrew Farlino, and Samantha Wood Supervisor.

Resolution 21-0415-02: Mr. Gerth moved to adopt a proclamation resolution designating April 11 – 17, 2021 as National Public Safety Telecommunicators Week as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21-0415-02

**PROCLAMATION RESOLUTION DESIGNATING APRIL 11 – 17, 2021 AS
NATIONAL PUBLIC SAFETY TELECOMMUNICATORS WEEK**

WHEREAS, emergencies can occur at any time that require police, fire, or emergency medical services; and,

WHEREAS, when an emergency occurs the prompt response of police officers, firefighters and paramedics is critical to the protection of life and preservation of property; and,

WHEREAS, the safety of our police officers and firefighters is dependent upon the quality and accuracy of information obtained from citizens who telephone the Hamilton County Emergency Communications Center; and,

WHEREAS, Public Safety Telecommunicators are the first and most critical contact our citizens have with emergency services; and,

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
April 15, 2021

WHEREAS, Public Safety Telecommunicators are the single vital link for our police officers and firefighters by monitoring their activities by radio, providing them information and ensuring their safety; and,

WHEREAS, Public Safety Telecommunicators of the Hamilton County Communication Center have contributed substantially to the apprehension of criminals, suppression of fires and treatment of patients; and,

WHEREAS, each dispatcher has exhibited compassion, understanding and professionalism during the performance of their job in the past year;

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

SECTION 1. That this Board does hereby proclaim the week of April 11 through 17, 2021 as

**NATIONAL PUBLIC SAFETY TELECOMMUNICATORS WEEK IN ANDERSON
TOWNSHIP, OHIO**

in honor of the men and women whose diligence and professionalism keep our city and citizens safe.

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

SECTION 3. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) 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; Mrs. Stone, yes; Mr. Pappas, yes.

Great Tree Award Presentation – **Mr. Drury** introduced the Great Tree Award winners. Anderson Township Historical Society, Emily Fraher, Mr. & Mrs. Collins, Wayne Dorsey, and Mr. & Mrs. Vollbracht. **Trustee Pappas** presented each with a plaque.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
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2021 Road Construction Projects – **Mr. Sievers** announced that the annual road construction project list was available in the Township offices as well as the Township’s website. The list included projects on Township roads associated with the Hamilton County Engineer’s Office and Ohio Department of Transportation.

PUBLIC FORUM

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

Lexi Lausten, 7845 Stonehill Drive, wanted to thank the Board for allowing residents the opportunity to attend the Trustee Meetings virtually during the pandemic. It was obvious that there was an effort made to allow residents to speak, which was just a testament to the transparency. She also wanted to formally introduce herself to the Board and inform them that she would be running for Trustee in November.

Denise Scretchen, Senior Manager at the Anderson Branch Library, 7450 State Road, thanked the Board for the opportunity to address them and the community. She stated that the Anderson’s Branch Library was closing April 15th, for several months of upgrades and changes. The reopening had been announced as early June. The book drive thru would be open during remodeling. The \$525,000 “refreshing” of the facility includes an updated children’s area with flexible play space and STEM toys and a new more inviting entryway to the library. Additions include more small meeting spaces, an updated large meeting room and the inclusion of a fireplace area with a reading space. Teens will enjoy a new open seating concept area with more displays, including moveable displays throughout the building. Restrooms also will undergo improvements. New carpet, paint and furniture will be added throughout the branch.

TRUSTEE COMMENTS

Mrs. Stone reminded people of the upcoming virtual “Let’s Get Connected” meetings of public engagement for Anderson tomorrow, the input would help to update the goals and policies of the new plan for the future of the Township.

FISCAL OFFICER

Appropriation Changes –

Resolution 21-0415-03: Mr. Pappas moved to approve the appropriation changes as detailed by **Mr. Dietz** and as follows. **Mrs. Stone** seconded the motion.

Appropriation Increase

TIF-STONECREST/ANTHOLOGY (34)

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34.1100.07 +\$190,121 Contracts - Remaining balance in fund (borrow money). Was in TIF (14) budget. \$64K will remain in regular TIF (14) for the outstanding balance for the parking lot expansion.

TIF – 14 REGULAR

14.1100.0722 - \$180,000 Shifting to TIF 34

There was no further discussion.

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

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

Minutes –

Resolution 21-0415-04: Mrs. Stone moved to approve the minutes of February 4, 2021; and February 18, 2021; with minor corrections. Mr. Pappas seconded the motion.

There was no further discussion.

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

LAW DIRECTOR

Credit Card Compliance –

Resolution 21-0415-05: 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 2021) as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 21 – 0415 – 05

RESOLUTION ACCEPTING THE REPORT OF THE LAW DIRECTOR, AS COMPLIANCE OFFICER, PROVIDED PURSUANT TO THE ANDERSON TOWNSHIP CREDIT CARD ACCOUNT POLICY (April 2021)

WHEREAS, Section 505.64 of the Ohio Revised Code (the “Statute”) authorizes 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

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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”), which review was last conducted in October 2020; and

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; Mrs. Stone, yes; Mr. Pappas, yes.

PLANNING & ZONING

Request to Set Public Hearing for Case 1-2021 Anderson (7887 Beechmont) –

Resolution 21-0415-06: Mr. Pappas made a motion to set a public hearing for Thursday, May 20, 2021, at 5:30 PM at Anderson Center, 7850 Five Mile Road, Anderson Township, Ohio for the purpose of hearing Case #1-2021 Anderson. Mrs. Stone seconded the motion.

There was no further discussion.

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

Record of Proceedings

SHERIFF'S OFFICE

Liquor License Transfer Request for Vigneshwara LLC, dba Fine Wine & Spirits located at 8427 Beechmont Avenue –

Resolution 21-0415-07: Mr. Pappas moved not to object to a liquor license transfer request for Vigneshwara LLC, dba Fine Wine & Spirits, located at 8427 Beechmont Avenue. Mrs. Stone seconded the motion.

There was no further discussion.

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

PUBLIC WORKS DEPARTMENT

2021 Pavement Preservation Program –

Resolution 21-0415-08: Mrs. Stone moved to authorize the Township Administrator to enter into a contract with Strawser Construction Inc. utilizing State bid pricing in the amount of \$308,764.65 plus a 10% contingency of \$30,876.46 resulting in a total amount not to exceed \$339,641.11. Mr. Pappas seconded the motion.

There was no further discussion.

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

FIRE & RESCUE

Resolution Authorizing Purchase of Staff Vehicles –

Resolution 21-0415-09: Mr. Pappas moved to adopt a resolution authorizing the purchase of equipment pursuant to Section 505.101 of the Ohio Revised Code and the disposition of a surplus motor vehicle pursuant to Section 505.10(A)(3) as a trade-in against said purchase as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21-0415-09

AUTHORIZING THE PURCHASE OF EQUIPMENT PURSUANT TO SECTION 505.101 OF THE OHIO REVISED CODE AND THE DISPOSITION OF A SURPLUS MOTOR VEHICLE PURSUANT TO SECTION 505.10(A)(3) AS A TRADE-IN AGAINST SAID PURCHASE

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WHEREAS, Section 505.101 of the Ohio Revised Code (the "Acquisition Statute") provides for the purchase of materials, equipment or supplies, without advertising or bidding, from any department, agency, or political subdivision of the State; and

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

WHEREAS, division (A)(3) of the Disposition Statute provides that if a board of township trustees finds, by resolution, that the township has motor vehicles, road machinery, equipment or tools that are not needed or are unfit for public use, and the board wishes to sell the motor vehicles, road machinery, equipment or tools to the person or firm from which it proposes to purchase other motor vehicles, road machinery, equipment or tools, the board may offer to sell the motor vehicles, road machinery, equipment or tools to that person or firm, and to have the selling price credited to the person or firm against the purchase price of other motor vehicles, road machinery, equipment or tools; and

WHEREAS, the Township owns one Model Year 2009 Ford Expedition vehicle, more fully described on Exhibit A hereto, which by this reference is incorporated herein and made a part hereof (the "2009 Equipment"), which motor vehicle this Board deems to be unneeded for Township use; and

WHEREAS, if deemed to be advantageous to the Township, this Board desires to dispose of the 2009 Equipment as a trade-in valued at a minimum of \$1,200.00 (the "Minimum Selling Price");

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, two (2) Chevy Tahoe vehicles ("Equipment"), which Equipment is available for purchase pursuant to state bid through the contract of the State of Ohio, Department of Administrative Services, General Services Division, Office of Procurement Services.

Section 2. That this Board hereby authorizes the purchase of the Equipment pursuant to State Bid under the Acquisition Statute at a maximum purchase price not to exceed \$110,000 (\$55,000.00 per vehicle) (the "Maximum Purchase Price"), for which funds have been previously appropriated by this Board for the purpose and remain otherwise unencumbered subject; provided that if the Township Administrator deems it to be in the Township's best interest to trade-in the 2009 Equipment as a credit against the purchase price of the Equipment at no less than the Minimum Selling Price, then the Maximum Purchase Price of the Equipment after the trade-in shall not exceed \$108,800.

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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 and, if applicable, the disposition of the 2009 Equipment in accordance with this Resolution. If the 2009 Equipment is a trade-in, then the Township Administrator shall obtain an executed copy of Exhibit B hereto.

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; Mrs. Stone, yes; Mr. Pappas, yes.

ADMINISTRATION

Lawyer Road Sidewalk Additional Engineering –

Resolution 21-0415-10: Mrs. Stone moved to authorize staff to enter into an agreement with Brandstetter Carroll Incorporated to provide additional engineering services for the Lawyer Road sidewalk project, for a cost not to exceed \$6,800, as well as a 10% contingency of \$680, using 1994 TIF funds. Mr. Pappas seconded the motion.

There was no further discussion.

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

Announcement of Board Planning Meeting, May 6 and 7, 2021 – Mrs. Earhart announced that the annual Board Planning Meeting had been scheduled for May 6th and 7th at the Heritage Center on Eight Mile Road.

Storm Water District Level of Service Fees for 2022 –

Resolution 21-0415-12: Mrs. Stone moved that the Township Administrator be and is hereby authorized to execute on behalf of this Board, the Storm Water District Level of Service Options (LOS) and Service Fees for 2022 with the Hamilton County Storm Water District in substantially the form before this Board with such changes thereto as shall not, in her judgment after consultation with the Law Director, be detrimental to the Township, such determination being evidenced by her execution of said agreement. This Board further requests that the Hamilton County Storm Water District use a portion of these fees

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to investigate methods to minimize the impacts of stormwater quantity. Mr. Pappas seconded the motion.

Items Arising from Executive Session Discussion –

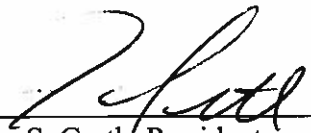
Resolution 21-0415-11: Mr. Pappas moved to re-appoint Tom Turchiano and Dominic Wolfer to the Anderson Township Park District Board of Commissioners, for a term of three years, effective May 11, 2021. Mrs. Stone seconded the motion.

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 May 20, 2021.



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 15th day of April 2021, and that said minutes have been duly entered upon the Journal of said Township.

This 20th day of May, 2021.



Kenneth G. Dietz, Fiscal Officer

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
May 6 & 7, 2021*

The Board of Township Trustees of Anderson Township (“Board”) held a special meeting in the form of a planning workshop meeting duly noticed and initially called to order on May 6, 2021, at approximately 8:15 A.M. at the Heritage Center and Arboretum, 890 Eight Mile Road, Anderson Township, Ohio 45255. The meeting concluded at approximately 5:30 P.M on May 6th and was reconvened at approximately 8:30 A.M., on May 7th. Planning discussions resumed until the meeting was adjourned at approximately 2:00 P.M., on May 7th. Present throughout the two-day meeting were the following Board members:

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

Also present when the meeting was called to order were 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 1 Sarah Donovan, Planner 1 Brad Bowers, Public Works Director Eric Luginbuhl, Greenspace Inspector Suzanne Clingman, Event Coordinator Jennifer Sanders, Fire Chief Rick Martin, District 5 Commander Lt. Dan McElroy, Law Director Margaret Comey, Fiscal Office Manger Debbie Hucker, and Administrative Assistant Molly Mohrfield.

Mr. Gerth called the meeting to order and welcomed the attendees.

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

There was no further discussion.

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

Tour of Arboretum and Tree Planting – **Ms. Sanders** provided a tour of the Heritage Center Arboretum and gave a brief history of how the arboretum came to fruition. She introduced Tim Kloppenborg, member of the Anderson Township Tree Committee. **Mr. Kloppenborg** explained that the arboretum currently featured 48 different species of labeled trees and shrubs and was open daily from dawn to dusk for the public to enjoy. Most of the labeled trees were native to the area so visitors could learn to identify local trees. It was a peaceful getaway spot and an inviting place for a stroll around the grounds, or on the trail through the adjacent forested Greenspace. The plan was for the arboretum to become an outdoor learning center for visitors of all ages. The Trustees planted a tree in honor of Arbor Day.

Art Plan Update – **Ms. Donovan** introduced Amanda Golden and Josh Lapp with Designing Local Ltd. They work on public art, in arts and culture, urban planning and design, historic preservation, landscape architecture and public engagement throughout the country.

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Ms. Golden explained that the Township’s proposed Community Arts Plan would help integrate and unite the Township. The first step was public engagement, exploring the wants and needs of the residents, along with the vision for public art, and how to use public art to enhance spaces. The next step was to summarize the timeline for Anderson’s plan.

**Anderson Township Community Arts Master Plan
Work Plan & Timeline**

	2021	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct
Phase 1 - Discovery										
Phase 2 - Community Input Gathering										
Phase 3 - Synthesize Idea & Define Strategy										
Phase 4 - Initial Recommendations										
Phase 5 - Final Review & Recommendation										

Summary of Work Planned & Completed

Stakeholders Engaged	
Stakeholders Identified	42
Stakeholders Scheduled	14

She pointed out that 42 stakeholders had been identified for individual meetings. **Mr. Gerth** asked how those stakeholders were ascertained. **Ms. Donovan** explained that stakeholders encompassed art teachers, and representatives from Great Parks of Hamilton County, the Anderson Township Park District, the Forest Hills School District, and others. **Ms. Golden** stated that the stakeholders felt that art should be interactive, family focused, with vibrant colors, and not fragile. A survey was launched on the Township’s website encouraging residents to get involved in shaping the Community Arts Plan, as well. **Mr. Lapp** stated that in many areas the funding for public art was distributed through a “Percent-for-Art” program. This program set aside a percentage, typically between 0.5% and 2% of the funding committed to a development project. This was intended for the creation of public art linked to that project. Tax Increment Funds could also be utilized, as well as an allocation from the General Fund.

Mrs. Stone asked how public art impacted a community. **Mr. Lapp** responded engaging in public art generates excitement and ultimately leads to increased foot traffic, which benefits businesses. Art brings people together. Displaying art in public places and making it accessible to everyone inspires engagement, and a feeling of belonging to a community. **Mr. Sievers** felt that artwork from students needed to be put in more visible places throughout the Township. Displaying student work can help students learn from one another through social interactions but he feared getting it organized would be difficult. **Mrs. Stone** would also like to get people with development disabilities, who live in the Township, involved. She pointed out that there were some gifted artists at the Senior Center as well. She asked about the possibility of working with

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ArtsWave. They collaborate with community organizations and residents, businesses, governments, foundations, and nonprofits to build creative works of art that bolster the region's reputation as an arts destination. **Ms. Donovan** stated that she had reached out to them, but they were unresponsive. **Mrs. Stone** suggested reminding them that some of their funding came from Township residents.

Mr. Drury stated that the hope was to get this plan completed so that it could be incorporated into the Comprehensive Plan update. **Ms. Donovan** pointed out that other communities were using Community Development Block Grant funding to fund public art. **Mrs. Stone** asked how the survey was being promoted. **Ms. Donovan** replied with a QR code which was linked to the survey for use on printed and social media. **Mr. Gerth** felt that there were too many surveys being conducted currently and would like to hold off on any additional surveys temporarily. **Ms. Golden** summarized the plan's next steps.

ENGAGING IN A TIME OF COVID-19

- In depth one-on-one stakeholder conversations
- Focus groups with community members and organizations
- Survey
- Digital and in person event opportunities
 - Seed bash
 - Park popsicle popup
 - Summer Fair
 - IHM Church Festival
 - HOMEARAMA® Anderson Booth
- Public review of recommendations (End of Summer)

WHERE ARE WE HEADED?

- Exploring the wants & needs of Anderson Township residents
- Understanding the opportunities for growth & continued success
- Vision for Public Art
- Locations optimal for public art investment
- Policy needs
- Funding options
- Governance Structure

Kellogg Gateway Plan Update – **Mr. Drury** stated that the Kellogg study area began at U.S. Route 52 and the I-275 interchange at Kellogg and goes through the California neighborhood in the City of Cincinnati. There were three focus areas which included both ends of the study area, and the central entertainment area in the Township, which included Belterra Park, Coney Island, and Riverbend. Also identified were four other connections in between those two focal areas, as well as key areas for enhancements which were the interchanges and the entry ways into the study area. The plan identified key economic development opportunities, which were properties that could be developed to enhance the entertainment area. Those areas included the Boatsmith property, the opposite side of the Belterra parking lot, and the Dorn property. The streetscape enhancements include consistent landscaping, lighting, and signage throughout the corridor. A central area of focus was the creation of a welcome plaza at the entrance to Coney Island. This would establish a sense of arrival, a node for pedestrians and bikers, as well as a location for ride

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share pick up, and drop off, during events. Although some of this area was in the City of Cincinnati, this development opportunity encouraged uses that would make this area a destination year-round.

Regarding traffic improvements, roundabouts were suggested to move traffic more efficiently during peak traffic times. There was a great deal of discussion with the California residents about traffic through the neighborhood, especially speeding, and issues with site distance at some of the key intersections in California. The other discussion surrounded how to get the bike trail through the California neighborhood district. Some thought it should be on Kellogg, some thought it should be off Kellogg to take advantage of some of the side streets. There were a lot of interesting parts to this plan because there were a lot of different agencies that would be involved including the Hamilton County Engineers Office, Ohio Department of Transportation, and the City of Cincinnati, which encompassed the City of Cincinnati Transportation & Engineering Department, and the California Community Council.

The consultant had good participation from the California Community Council, as well as Township businesses, and residents. There was a lot of synergy in the California area. Each side of the interstate was very different. The California area consisted of a small neighborhood business district, with many residents. The Township side did not have many residents, it was more of a regional destination area. The question became how to merge the two areas so they would benefit each other. This process demonstrated that both sides wanted to keep their own identity. The Township had a draft plan except for the implementation chapter. The consultant was still working on that. Once the implementation chapter was complete the hope was to ratify, and then have public engagement after the partners endorsed it.

Mr. Gerth pointed out that the plan had the potential to be the biggest public/private partnership of all time. Once the implementation part began it would be interesting to see who would come to the table. Getting private investors on board was the key to drive the plan. The Township could obviously do what they could within the confines of the actual real estate and budget, which he felt was going to force the City of Cincinnati to do what ultimately, they needed to do. **Mrs. Stone** asked if there had been discussions with the city. **Mr. Gerth** responded not at this time. The intention was to get the plan together and discuss with them that the Township was willing to make an investment in the area and they should as well. **Mr. Sievers** pointed out that two years ago this initiative was discussed at the planning meeting. Everything was delayed due to COVID. A plan was now in place, but the biggest thing would be reaching back out to the city, and a new Mayor.

Mr. Sievers stated that with the upcoming HOMEARAMA® * event and encouraging all traffic to exit off at Kellogg Avenue, he questioned, from a maintenance perspective, whether the Township could legally mow from I-275 to Sutton, which was extremely overgrown. **Mr. Gerth** suggested reaching out to the city, since it was their responsibility. **Mr. Sievers** replied that it was their responsibility, and they normally only mow once or twice during the season. **Mr. Gerth** stated that during HOMEARAMA® * he would like to have a vendor maintain that area.

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Mrs. Earhart believed that she needed to give notice to the city, and the Assistant City Manager, that Township would be maintaining that specific area for a period of time. **Mr. Gerth** stated that if the funds were available to absorb the cost, then staff had the Board's permission to move forward. **Mr. Dietz** pointed out that there would be a surplus in the TIF fund this year, leaving room for an increase.

Mr. Gerth hoped that the gateway improvements and public art would come from private funding. **Mrs. Stone** pointed out that there were many people in this community that had a substantial amount of money and they needed to be encouraged to give local. **Mr. Drury** stated that there was a revised plan that he would give to the Board for review and adoption. Once approved, meetings will then be set up with partnering agencies, and presented to the public. The goal was to have these plans adopted and incorporated in the Comprehensive Plan. **Mr. Gerth** requested that the Kellogg Gateway Plan be blown up and on display at HOMEARAMA®.

HOMEARAMA® A Planning – **Mr. Sievers** stated that HOMEARAMA® was scheduled for late September. There would be five homes, which were under construction. The Township had a 60 x 80 booth with a 10 x 10 table for approximately 16 days. It would be a community booth, shared with the Anderson Area Chamber of Commerce, the Forest Hills School District, and the Anderson Township Park District, along with any other community groups that were interested. The off-site parking would be located at Belterra Park and would operate Friday, Saturday, and Sunday. Staff would be looking for Board action to restrict parking on the street during the show hours. The Economic Development Committee along with myself, Sarah Donovan, Jennifer Sanders, and Vicky Earhart are involved with every aspect of the three-prong approach, Experience the Drive, Experience Anderson, and Experience the Event.

Experience the Drive

- Develop address list – Five Mile (Ayers to Kellogg), Eight Mile (Beechmont to Kellogg), Hopper, Ayers (Markley to Asbury), Asbury
- Send out letter to property owners – two versions, one with ticket offer and one without
- Continue cleanup efforts – fire hydrants, trash, paying, problem properties, etc.
- Fine tune directions to lead folks to Exit #72, to get them passing the remote lot at Belterra Park when arriving from the west/south
- Develop message for shuttle bus – to and from the event
- Secure narrator for audio recording on shuttle bus
- Prepare second letter for distribution in August with tickets
- Determine routes and locations for directional signs, as well as location outside the ROW, and discuss inside ROW accommodations with HCEO/ODOT
- Assist with safety aspects of event, including routing, staff, emergency preparedness, etc.

Experience Anderson

- Develop list of businesses/restaurants for outreach, and how this will be managed (Google document was mentioned)
- Determine scope of what we are seeking from businesses
- Coordinate Ap/AQ Code, and offerings for how businesses can be involved – list of businesses for posters and signs denoting “participating business”—work with HBA on marketing posters
- Assist with “message” on shuttle bus
- Coordinate list of off-site events in Anderson to promote through HOMEARAMA®, and vice versa
- Meet with HOMEARAMA® team (Karen & Meesch) and look at this from a reoccurring monthly meeting to ensure coordination

Experience the Event

- Coordinate with Anderson Insights newsletter for details
- Conduct low key targeted outreach to select businesses for events: Cooks for a Cause, Sip & Shop, Park & Recreation Day
- Coordinate “Anderson” events – Hometown Heroes, Cooks for a Cause, Sip & Shop, Park & Rec Day, Others? and possible sponsors for these events

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- Assist with "HOMEARAMA®" events from list
- Coordinate outreach with community partner for ticket sales
- Coordinate volunteer needs/staffing
- Promotion of events within partner organizations, for both attendance and participation

KEY NEXT STEPS! (AND LEAD GROUP)

1. Fine tune directions to lead folks to Exit #72, to get them passing the remote lot at Belterra Park when arriving from the west/south (*DRIVE*)
2. Meet with HOMEARAMA® team (Karen & Meesch) and look at this from a reoccurring monthly meeting to ensure coordination (*ANDERSON*)
3. Conduct low key targeted outreach through Experience the Event group to select businesses for events: Cooks for a Cause, Sip & Shop, Park & Recreation Day (*EVENT*)
4. Develop address list – Five Mile (Ayers to Kellogg), Eight Mile (Beechmont to Kellogg), Hopper, Ayers (Markley to Asbury), Asbury and send out letter to property owners – two versions, one with ticket offer and one without (*DRIVE*)
5. Coordinate "Anderson" events – Hometown Heroes, Cooks for a Cause, Sip & Shop, Park & Rec Day, Others? and possible sponsors for these events prior to general business outreach (*EVENT*)
6. Determine scope of what we are seeking from businesses (*ANDERSON*)
7. Coordinate Ap/AQ Code, and offerings for how businesses can be involved – list of businesses for posters and signs denoting "participating business" (*ANDERSON*)
8. Secure narrator for audio recording on shuttle bus (*DRIVE*)
9. Coordinate list of off-site events in Anderson to promote through HOMEARAMA®, and vice versa (*ANDERSON*)
10. Develop message for shuttle bus – to and from the event (*DRIVE*)

Mr. Sievers stated, to his knowledge, HOMEARAMA®® had not had the level of partnership with any of the communities they had worked with in the past. He pointed out that there would be a Hometown Heroes Day, involving working with the Anderson Township Fire Department, Hamilton County Sheriff, and other safety and public services. There would be an Anderson Township Parks and Recreation day, animal rescue weekend, and a cooking event.

The Forest Hills School District (FHSD) would be promoting ticket sales, either through the PTA, or through the Forest Hills Foundation for Education. They would earn \$3 per ticket sold through a unique code. HOMEARAMA®® was both a celebration and promotion of the Township, but it was also chance for residents who were choosing to attend the event to go on a day that might be of interest to them. The typical estimated attendance was approximately 30,000, but the projection was much higher than that this year. Staff would be talking more internally about fire hydrant painting, roadway access, and all the things that the Township was doing. The summer edition of *Anderson Insights* would have a couple page spread highlighting the major events and promoting it that way. The Township was sending a letter to every resident that lives on Asbury Road, Eight Mile Road, Hopper Road and Five Mile Road, in an attempt to be proactive by letting them know that they may experience some distributions. The Township and HOMEARAMA®® were providing two complimentary tickets for everyone who lived on Hopper Road, and any of the subdivisions off Hopper Road, as a gesture of good will. The shuttle that would be operating from Belterra would have a recording promoting the Township.

Mrs. Stone asked if there would be cross promotion. **Mr. Sievers** replied that was currently being discussed. The "Experience Anderson" group was taking the lead. **Mr. Pappas** pointed

Record of Proceedings

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out that a specialized demographic would be attending due to the price. **Mrs. Earhart** stated that she would like any display boards printed professionally. **Mr. Pappas** feared that there would be traffic flow issues and suggested, during peak times, making sure there were resources to help. **Lt. McElroy** responded that there would be an officer in place during peak times. **Mrs. Comey** asked what the amount of taxes the Township would receive on those homes. **Mr. Sievers** replied \$45,000.00

Appropriation Changes –

Resolution 21-0506-01: Mrs. Stone moved to adopt the appropriation changes as recommended by the Fiscal Officer. Mr. Pappas seconded the motion.

TIF – STONECREST/ANTHOLOGY (34)

34.1100.07 -\$37 Contracts

There was no further discussion.

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

Website “Community Links” – **Mrs. Earhart** stated that the Township, on occasion, received requests from community and athletic groups wishing to be included in the Township’s community links page on our website. In the past the Township had been very restrictive. Staff needed some guidance on what should and should not be accepted. **Mrs. Stone** felt that including such groups could lead to issues. **Mr. Gerth** stated that he would like to see the Eastside Newcomers Club remove from the website. **Mr. Pappas** felt that Greater Anderson Promotes Peace (GAPP) should not be listed on the Township’s web page due to their political affiliation. **Mr. Gerth** added that the Eastern Hills Exchange Club, which he was a member of, should be removed as well. **Mrs. Earhart** stated that staff would review the listing and remove any listings not directly affiliated with Township government. **Mrs. Stone** would like the Anderson Branch Library added. **Mr. Sievers** pointed out that the New Resident Guide needed to be updated as well to match this list.

Mr. Gerth announced that Jim Mason was retiring, in June, from Beech Acres after 42 years of service. **Mrs. Earhart** stated that staff would prepare a resolution acknowledging his years of service.

Comprehensive Plan Update – **Mr. Ginty** introduced Liz Fields from McBride Dale Clarion who was serving as one of the consultants along with Planning Next for the Comprehensive Plan Update. **Ms. Fields** explained that McBride Dale Clarion along with Planning Next were in the process of wrapping up the first round of public engagement. Three more steering committee meetings would be held over the next couple months, along with another round of public engagement in August. They would focus on getting feedback on the draft plan content, with final feedback in September, and adoption of the plan scheduled to begin in October. There were 206 people who participated, either through one of the meetings or through the online survey.

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The next round of public engagement would be with students at Nagel Middle School, and Anderson and Turpin High Schools. Some specific engagement with the Senior Center would occur as well. Ms. Fields proceeded to go through the “what they heard” section of the interim report.

Overview and Status of Round One of Public Engagement:

Let’s Get Connected! is the first round of public engagement for Anderson Tomorrow. This first round of engagement includes 3 virtual meetings (conducted April 20-22), an online survey (ongoing through May 14), meeting-in-a-box, and student engagement (through end of May). This first round was designed to not only inform and educate the community about the planning process, but to allow the community to react to the existing 2016 comprehensive plan topics and provide initial insight and ideas that will inform the new plan.

The objectives of this round of engagement:

- Make it Easy for people to participate (multiple days, times, etc.)
- Provide multiple ways to engage (virtual meetings, self-paced online, meeting-in-a-box)
- Ensure safe and productive engagement given the current and ongoing pandemic
- Offer different types of input activities (survey questions, small group discussion, etc.)

The Steering Committee have been equipped with materials to conduct “Meeting-in-a-box” engagement. They can gather with a small group either in person or virtually and collect input that will inform the plan. They were given a kit that includes an overview presentation, instructions, discussion recording form and survey questions. This is ongoing and all input gathered will be included in the final input summary.

The student engagement is ongoing and includes connecting with students at Nagel Middle School, Anderson High School and Turpin High School. It includes a specific student survey and small group meetings with certain classes and/or populations at the schools (i.e., Student Council, students with special needs, government classes etc.) This is ongoing and a summary will be included at the end of this round of engagement.

This round also includes direct engagement with the Anderson Senior Center members. This includes a presentation by Staff, email sent to all members with link to online survey and direct mailing of the survey to all members.

Communications and Outreach Efforts

In preparation for the first round of engagement, various methods of communication and outreach effort went into promoting this public input opportunity to make sure that people knew it was a choice to get involved and have their voice heard:

- Equipped the Steering Committee with a publicity tool kit, which contained materials to help promote the virtual meetings and public engagement input opportunities. The toolkit included: a toolkit overview, an invitation to the virtual meetings (rack card, 8.5”x11” flyer and 11”x17” poster formats), program/bulletin insert, FAQs, elevator speech with sample social media posts, and logo and logo guide.
- Worked with the Steering Committee to identify groups they would commit to reaching out to and inviting to participate in the first round of engagement. The groups identified by the committee included:

- Transportation Advisory Committee
- Mt. Washington Community Council
- Coworkers and friends that reside in the Township
- Anderson Area Chamber of Commerce
- MSD
- Duke Energy
- SORTA
- ODOT
- REDI
- ORSANCO
- Eastern Hills Exchange Club
- WeThrive
- Anderson Township Little League
- Other sport groups
- Senior Center
- Hamilton County Park District
- Anderson Park District
- Turpin & Anderson Alumni Associations
- Forest Hills Foundation for Education

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- ☐ Forest Hills Council of PTA/Os
- ☐ Anderson Mental Health Collaborative
- ☐ Other ideas but not directly associated with Homeowner Associations

- Promoted the virtual meetings and survey link through Anderson Insight Newsletter in April.
- Published posts on the Township Facebook pages as well as other social media pages active in the community
- Sent emails directly to the Township Trustees and all members of Township boards and commissions.
- Placed temporary yard signs throughout the Township which advertised the virtual meeting date and times and how to sign up.

WHAT WE HEARD

What is your favorite place to hang out in Anderson Township?

This question has generated a total of 110 responses from the workshops from the virtual meetings.

What is your favorite place to hang out in Anderson Township?

This question has generated a total of 110 responses from the workshops from the virtual meetings.

Top responses:

1. Parks (Woodland Mound, Beech Acres, Julips, etc.) (68 responses)
2. One of the many Anderson trails (20)
3. Coney Island, Riverbend (10)
4. Anderson Towne Center (9)
5. Anderson Branch Library (2)
6. Anderson Township Senior Center (1)

In one word, what do you love most about living in Anderson?

This question has generated a total of 348 responses from the workshops from the virtual meeting and online survey so far. The top five words are listed below starting with the word that got the most responses.

1. Parks (Greenspace, Trails)
2. Schools
3. Community (Family, Friends)
4. Location (Convenience, Walkable, Accessibility)
5. Safety
6. Quality of place (Peaceful, value)

How strongly do you feel this vision statement represents your vision for the future of Anderson?

This question has generated a total of 223 responses from the workshops from the virtual meetings and online survey so far.

Average: 6.9/10

Regardless of how you rated the statement are there things that you feel are missing that should be captured in the vision statement for Anderson?

Content comments

1. Diversity & Inclusion
2. Greenspaces & Environmental preservation
3. Walkability & Bikeability
4. Schools & Education
5. Housing

Structure/format comments

1. Not a vision statement
2. Too long/wordy
3. Not aspirational

Prompt 7: What additional topics do you think should be covered in the new plan?

This question has generated a total of 208 responses from the workshops from the virtual meetings and online survey so far.

Themes

1. Diversity & Inclusion
2. Healthcare
3. Parks & Sustainability
4. Economic Growth

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5. Walkability
6. Housing
7. Safety
8. Arts

Prompt 8: Share your favorite Anderson treasure.

This question has generated a total of 262 responses from the workshops from the virtual meeting and online survey so far.

Primary themes

1. Parks, Greenspace, Trails
2. Historical Places
3. 5-mile trail
4. River
5. Woodland Mound Park
6. Johnson Hills Park
7. Library
8. Anderson Center
9. Coney Island
10. Urban Farm
11. Beech Acres
12. Julifs Park
13. Schools
14. Belterra

Prompt 9: Please review the following list of potential topics/focus areas. Choose ones you think the Township should consider as part of a future plan. (5 max)

This question has generated a total of 946 responses from the workshops from the virtual meeting and online survey so far. Each respondent chose up to 5 different potential/topic focus areas out of the given 19. These can be categorized into four primary themes (those with frequent--more than 70--mentions) and fifteen secondary themes (70 or fewer mentions).

Primary themes

1. Diversity and equity (119)
2. Appearance and design of community (81)
3. Social infrastructure ("third spaces" such as community gathering spaces, libraries, schools, etc.) (79)
4. Adaptive re-use, infill and building redevelopment (71)

Secondary themes

5. Art and culture (68)
6. Environmental stewardship (68)
7. Placemaking (creating public spaces through urban design, art and creativity that promote health, happiness and well-being) (66)
8. Green infrastructure (rain gardens, bio swales, green roofs, pervious pavement etc.) (63)
9. Life cycle housing/a continuum of housing choices including apartments, starter homes, townhomes and senior housing (62)
10. Civic engagement (citizen engagement, civic infrastructure) (40)
11. Economic resiliency (36)
12. Connectivity, multi-modal transportation, self-propelled transportation design ()
13. Historical preservation (30)
14. Public health (27)
15. Co-working, entrepreneurial start-up and maker spaces (24)
16. Partnerships (public-private) (23)
17. Disaster preparedness and recovery (COVID) (22)
18. Digital connection (public broadband and wi-fi) (21)
19. Other (13)

WHO WE HEARD FROM

How long have you lived in Anderson Township?

This question has generated a total of 216 responses.

1. 0-4 years (33)
2. 5-9 years (28)
3. 10-19 years (46)
4. 20-29 years (42)
5. 30-39 years (30)

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- 6. 40-49 years (10)
- 7. 50+ years (15)
- 8. I don't live in Anderson Township (12)

What is your age?

This question has generated a total of 219 responses.

Age Group	Responses	2019 Census
Under 18	<0% of total responses	27%
18-24	<0% of total responses	5%
25-34	11% of total responses	9%
35-44	34% of total responses	13%
45-54	18% of total responses	14%
55-64	23% of total responses	15%
65+	13% of total responses	16%

How You Can Help

1. Share the Survey Monkey Link

Please share the Survey Monkey link to your family, friends, networks or anyone else who would be interested in participating - https://www.surveymonkey.com/r/AndersonTomorrow_Letsgetconnected.

2. Conduct a Meeting-in-a-Box (in-person or virtually)

Gather your friends, family, or networks together and host a small group meeting that mimics the April 20-22 virtual meeting. Each box contains instructions, a presentation with script to be used by the host, a presentation of Anderson Tomorrow and the survey questions to go over as a group (paper copies available).

Ms. Fields explained that a great deal of the comments surrounded the Vision Statement from the 2016 Comprehensive Plan. Participants felt that the statement was lacking diversity and equity. Diversity and equity were a big theme throughout the comments, and she would be working with staff and the Steering Committee on how to incorporate this into the Comprehensive Plan. **Mr. Ginty** explained that 365 students had participated thus far. **Mr. Pappas** asked if the link to the survey was available on the Township's website. **Ms. Fields** replied that it was. **Mr. Pappas** asked if it was clearly listed. **Mr. Ginty** explained that on the website it was the first link.

Ms. Fields pointed out that there was also the option of the "meeting in a box". Basically, it was a kit for a group meeting that mimics the April 20-22 virtual meeting. Each box contained instructions, a presentation with script to be used by the host, a presentation of Anderson Tomorrow and the survey questions to go over as a group. The survey would be open until the May 14th and the results would be tabulated at that time. **Mr. Pappas** stated that he had an issue with question nine, noted above. He asked if the Trustees had the opportunity to review the questions before they were presented to the public. He realized that the Comprehensive Plan was not being rewritten but he would not have chosen some of the verbiage. Pointing out that the term equity was a nebulous term, and meaning different things to different people. He would have liked the terms opportunity and equality, rather than diversity and equity. There was a large discussion occurring in this country about equity and diversity. He did not feel that it was the role of local government to delve into that issue.

Mr. Gerth felt that the meetings were well done, the format and the breakout sessions were good. **Mr. Pappas** stated that he was not criticizing the technology. He was questioning who

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created the list of choices. **Mr. Gerth** asked if a person could take the survey more than once. **Ms. Fields** replied she did not know but would check with Planning Next. **Mr. Drury** pointed out that the Steering Team was appointed to represent diverse groups from the Township, neighbors, businesses, and residents. They also reviewed the survey. **Mr. Pappas** stated that since this survey had been out, he had received a considerable number of questions as to how the questions were generated and who was responsible. The assumption was that an elected official was responsible. He pointed out that the Trustees did answer to the voters, so if residents were under the misconception that the Trustees did approve the questions, an elected official may or may not be held accountable because of that perception. **Mrs. Earhart** asked if the terms opportunity and equality would have made a difference to the individuals who had contacted Mr. Pappas? **Mr. Pappas** replied that given it was a national discussion he had a big concern when using the term equity. He believed that the term opportunity and equality would not have been an issue.

Mrs. Stone asked about the term diversity. **Mr. Pappas** replied that this country was not founded on the concept of equity, this country was founded on the concept of equality. **Mr. Gerth** agreed that the term equity had become a “lighting rod” word. He pointed out that the Township was trying to do this update as objectively as possible. He asked when all the answers were tabulated what was the next step? How does the Township incorporate equity and diversity into a plan? **Ms. Fields** replied it could be as easy as tweaking or updating a few of the goals or action items. Those themes could be addressed within the existing plan goals, or by creating a diversity and equity plan, and have that be a whole separate planning process. **Mr. Gerth** stated that diversity and equity was such a divisive topic. He was concerned if that subject matter was not incorporated into the Comprehensive Plan, residents would be dissatisfied. **Mrs. Stone** agreed and suggested removing the word equity and replacing it with inclusion. She pointed out that five years ago sustainability was a huge topic during the Comprehensive Plan update, so it was added as a theme throughout the plan. The Township does not have to commit to a huge plan, rather she felt it was more about making the residents know that the Township was aware.

Mr. Gerth suggested highlighting how diversity and inclusion already existed in the Township. He wanted to ensure when the Steering Team had a discussion on diversity and inclusion, that it was not focused on race, or just one aspect. He pointed out that the Township was a diverse, socially economic community. His biggest concern was that the Township would get stuck on one specific facet as it related to diversity and inclusion.

Ms. Fields stated there was a lot of discussion regarding the special needs population and making sure that the physical infrastructure of curb ramps, and building entrances existed within the Township. **Mr. Gerth** pointed out that the Township was one of the first communities that had a LADD house for adults with developmental disabilities, along with an adult day care facility. **Mr. Pappas** believed that very few residents knew those facilities existed and suggested promoting them in the *Anderson Insights*, with their permission. **Mr. Gerth** pointed out that another form of inclusiveness was the comprehensive art plan the Township was working on.

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Mrs. Earhart asked if it would be worth comparing the data with the age groups from the last two Comprehensive Plan updates to see if the demographics had changed as far as respondents. **Mr. Drury** responded yes. He also stated that the census update would be available shortly, and staff was receiving more input this year than in the past. **Ms. Fields** announced that the next round of engagement would be later in the summer. She would have discussions with the Steering Committee and staff to discuss what that public engagement would look like. An online option and a physical in person option would be ideal though online was not the same as being around a table and talking to people. In the world today an online option was crucial. She thanked everyone for their time.

Clough Plan Implementation – **Mr. Sievers** stated that the Board adopted the Clough Pike Corridor Study Implementation Plan in January. The signal work would be implemented this fall. The initial timing had been completed, and additional testing would resume in August, after school starts. Once completed, the new system would go live. The high priority recommendations included striping change, and signal timing. Those were inexpensive adjustments that would make a big impact. There were two big projects, the first included a sidewalk on Clough, from Copperleaf and the Turpin Hills neighborhood, to Newtown Road and the business district. Harmony Senior Living was building a big piece of that connection with their project. The second was a left turn lane from Clough Pike going east, up to Newtown Road, and potentially Clough Pike going west into The Woods of Turpin apartments. This project was near Harmony Senior Living and, depending on the cycle year, tax increment financing (TIF) revenue from Harmony Senior Living could be utilized for the local match on this section of the project. The other left turn lane that ranked high was eastbound Clough to Turpin Hills, as well as a sidewalk and median crosswalk improvement on Clough between the YMCA to Eight Mile Road for pedestrian safety. The hope was that these projects would qualify for Ohio-Kentucky-Indiana (OKI) funding. A pedestrian/ traffic study was currently underway. The local match for the YMCA and Endovalley sidewalk project would come from the 1994 TIF. The Newtown Road sidewalk project would tie back to the Harmony Senior Living development for the construction portion. The engineering portion would need to come out of the 1994 TIF.

Identifier	High Priority Conceptual Project Description	Implementation Timing
17-C	Wolfangel Road & Clough Pike: Add backplates with retroreflectiveboarders to signal heads	Short Term
18-A	Bruns Lane & Clough Pike: Optimize signal timing and coordinate withFive Mile, Wolfangel, Nagel, and Eight Mile intersections	Short Term
18-B	Bruns Lane & Clough Pike: Add backplates with retroreflective boardersto signal heads	Short Term
24-A	Nagel Road & Clough Pike: Update clearance intervals	Short Term
24-B	Nagel Road & Clough Pike: Optimize signal timing and coordinate withFive Mile, Wolfangel, Bruns, and Eight Mile intersections. Add NBR Overlap	Short Term
24-C	Nagel Road & Clough Pike: Add backplates with retroreflective boardersto signal heads	Short Term
24-F	Nagel Road & Clough Pike: Revise striping between Nagel Road and Forestlake Drive by changing dedicated left turn lane into ForestlakeDrive to a TWLT lane.	Short Term

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26-E	Endovalley Drive & Clough Pike: Stripe crosswalk on Julifs Entrance Drive. Move stop line and stop sign to match. Add truncated domes onsidewalk for ADA compliance.	Short Term
26-F	Endovalley Drive & Clough Pike: Replace LED crosswalk signs withRRFB and locate pushbuttons for ADA compliance	Short Term
28-A	Eight Mile Road & Clough Pike: Update clearance intervals	Short Term
28-B	Eight Mile Road & Clough Pike: Optimize signal timing and coordinatewith Five Mile, Wolfangel, Bruns, and Nagel intersections	Short Term
34-A	Mt. Carmel Tobasco Road & Clough Pike: Update clearance intervals	Short Term
34-B	Mt. Carmel Tobasco Road & Clough Pike: Optimize signal timing	Short Term
34-C	Mt. Carmel Tobasco Road & Clough Pike: Add backplates withretroreflective boarders to signal heads	Short Term
3-A	Turpin Hills Drive & Clough Pike: Add EBL	Mid Term
5-C	Copperleaf Drive to Newtown Road: Address erosion issues with bendin Clough Creek just east of Newtown Road. Solution could be armoring bend with dump rock or natural stream restoration methods.	Mid Term
6-A	Newtown Road & Clough Pike: Add EBL	Mid Term
10-B	Corbly / Hunley & Clough Pike: Add right turn lane on Hunley	Mid Term
20-A	Foxhollow Drive & Clough Pike: Add WBL	Mid Term
26-H	YMCA Drive to just west of Eight Mile Road: Add sidewalk on north sideof Clough Pike to close existing gap in sidewalk connections.	Mid Term
26-I	Endovalley Drive & Clough Pike: Relocate crosswalk west of the intersection and provide pedestrian refuge island for pedestrian safety and traffic calming.	Mid Term
28-C	Eight Mile Road & Clough Pike: Add backplates with retroreflectiveboarders to signal heads	Mid Term
28-D	Eight Mile Road & Clough Pike: Add SBR	Mid Term

41 projects were identified as medium priority as shown in Table 2. These projects had short-, mid- andlong-term timing.

Table 2: Medium Priority Projects

Identifier	Medium Priority Conceptual Project Description	Implementation Timing
2	SR 32 to Turpin Hills Drive: On curves use enhanced delineation, frictionpavement, longitudinal rumble (mumble) strips and stripes	Short Term
4-B	Copperleaf Drive & Clough Pike: Reduce intersection radii and stripecrosswalk on Copperleaf	Short Term
7-C	Bartels Road & Clough Pike: Upgrade signalized crosswalk pushbuttonsfor ADA compliance	Short Term
7-D	Bartels Road & Clough Pike: Improve illumination of crosswalks	Short Term
10-D	Corbly / Hunley & Clough Pike: Upgrade signalized crosswalkpushbuttons for ADA compliance	Short Term
11-B	Berkshire / Goldengate & Clough Pike: Upgrade signalized crosswalkpushbuttons for ADA compliance	Short Term
16-D	Five Mile Road & Clough Pike: Upgrade signalized crosswalkpushbuttons and curb ramps for ADA compliance	Short Term
18-C	Bruns Lane & Clough Pike: Upgrade signalized crosswalk pushbuttonsand curb ramps for ADA compliance	Short Term
18-D	Bruns Lane & Clough Pike: Improve illumination of crosswalks andintersection	Short Term
20-B	Foxhollow Drive & Clough Pike: Add stop line before crosswalk onFoxhollow Drive	Short Term

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21-A	Gilchrest Court & Clough Pike: Add crosswalk signage (consider RRFB). Trim trees overhanging sidewalk to improve visibility of pedestrians. Improve illumination of crosswalk.	Short Term
21-B	Gilchrest Court & Clough Pike: Add stop line and stripe crosswalk on Gilchrest	Short Term
22-D	Evanor Lane & Clough Pike: Add stop line before crosswalk on Sandcliff Drive	Short Term
23	Forestcrest Way & Clough Pike: Add stop line and stripe crosswalk on Forestcrest Way	Short Term
24-D	Nagel Road & Clough Pike: Upgrade signalized crosswalk push buttons and curb ramps for ADA compliance	Short Term
24-E	Nagel Road & Clough Pike: Improve illumination of crosswalks and intersection	Short Term
25	Wanninger Lane & Clough Pike: Add stop line and stripe crosswalk on Wanninger Lane	Short Term
26-D	Endovalley Drive & Clough Pike: Add stop line and stripe crosswalk on Endovalley Drive. Move stop sign to match. Add truncated domes on east sidewalk curb ramp for ADA compliance.	Short Term
26-G	Endovalley Drive & Clough Pike: Improve illumination of crosswalk across Clough Pike	Short Term
27-B	Fireside Drive & Clough Pike: Add stop line and stripe crosswalk on Fireside Drive. Move stop sign to match. Add truncated domes on sidewalk for ADA compliance.	Short Term

Mrs. Earhart announced that Hamilton County Public Health would be using Anderson Center three days a week for a walk-in COVID 19 vaccine clinic. The Township would not need to provide paramedics for observation, and the nurses administering the shots would check on the patients. **Mr. Gerth** asked if they were doing specific shots? **Mrs. Earhart** responded that if someone was uncomfortable with the Johnson and Johnson vaccine, due to the controversy, Hamilton County Public Health would have the Pfizer or Moderna vaccine available.

Citizen Committees: Chair and Trustee Representative Roles – **Mrs. Earhart** stated that a draft outlining the duties for committee members, committee chairs, and the Trustee representative’s role had been prepared for review. She asked for the Board’s input on the list of duties along with a list of things the Trustee Representatives for each committee should have as their duties. **Mr. Gerth** felt the list of duties covered everything. As a Trustee liaison he tried to stay as silent as possible during committee meetings. He felt that the role of liaison was to be there and listen, to provide input when relevant. These are citizen lead committees and he believed that the Township gave those members of the committees the autonomy to do the things that they had been tasked to do. **Mrs. Earhart** asked if a committee were to take a formal vote on something, should the Trustee Representative have a vote. **Mr. Pappas** stated that he agreed with Mr. Gerth, and these were citizen lead, citizen staffed committees. Staff did a great job of assisting and guiding and he never participated in a vote on any of the committees that he had been on. He felt it was the Township’s opportunity to let the residents’ shine.

Mrs. Earhart asked if an overarching statement regarding committees, as far as the approval process, was needed. **Mrs. Stone** stated that at times committee members came up with ideas that would not work in a given situation. When those issues arise, she attempted to guide them in a more feasible direction. **Mr. Sievers** believed that was the key role as a Trustee’s liaison. Regarding social media, Mr. Sievers, stated that the committee members needed to be an

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advocate for the Township. **Mr. Drury** added that issues should be brought to staff instead of going straight to social media.

Mrs. Earhart asked if the Board wanted a defined role for the Trustee Representatives. **Mrs. Stone** replied, no. **Mr. Gerth** stated that Trustee liaison was good term. **Mrs. Stone** agreed. **Mrs. Earhart** recommended that the Board formally adopt this new designation prior to advertising for committee members in the fall. **Mrs. Stone** believed that the statement of principles for committees members should include “with an eye toward diversity and inclusion” to help address the comments heard from resident during the public engagement portion of the Comprehensive Plan update. **Mrs. Earhart** stated she would add that statement. **Mr. Pappas** asked if the Trustee Representative should help with recruitment? **Mrs. Stone** replied that she did, as it states in the guidelines “assist in recruiting”.

**ANTICIPATED COMMITMENT FOR ANDERSON TOWNSHIP
CITIZEN VOLUNTEER COMMITTEE MEMBERS**

Anderson Township Betterment Commission, Economic Development Committee, Greenspace Advisory Committee, Senior Center Advisory Committee, Transportation Advisory Committee, Tree Committee, and WeTHRIVE! Anderson

- Prepare for, attend, and participate in meetings (12-month commitment)
- Be involved in at least one subcommittee (if applicable)
- Participate in Committee activities (i.e., special events, development reviews, etc.)
- Understand and respect committee agendas, timelines, and committee structures
- Participate in Township functions as a representative of your respective committee
- Support Township Mission, serving as a Township Ambassador, and alerting staff to issues, concerns, especially as it relates to social media
- Other duties and responsibilities to be determined by committee chair, Trustee Representative, and Township staff

ANTICIPATED COMMITTEE CHAIR (or Co-Chair) ROLE

Anderson Township Betterment Commission, Economic Development Committee, Greenspace Advisory Committee, Senior Center Advisory Committee, Transportation Advisory Committee, Tree Committee, and WeTHRIVE! Anderson

- Review adopted/approved plans for respective committee (i.e., Trails and Walkway Plan, WeTHRIVE! Anderson Action Plan, Comprehensive Plan)
- Assist Township staff and Trustee Representative in establishing goals for the upcoming year prior to presenting to whole committee, and assist with advancing these goals
- Assist Township staff in recruiting and welcoming new members onto the committee (i.e., welcome meeting or introductory emails/phone calls)
- Review agendas, summaries, and meeting items prior to distribution to the full committee, and provide feedback in a timely manner
- Plan to attend all committee meetings and subcommittee meetings
- Assist Township staff in running meetings and adhering to the agenda

Mr. Gerth moved to retire to Executive Session to consider the appointment, employment, or compensation of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1), 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), to confer with the Law Director concerning disputes that are the subject of pending or imminent court action as permitted by Ohio Revised Code Section 121.22(G)(3), and to review negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment as permitted by Ohio Revised Code Section 121.22(G)(4).

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

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

Items Arising for Executive Session Discussion –

Resolution 21-0506-02: Mrs. Stone moved to adopt a resolution and order accepting the fact-finding report issued in Case No. 2019-MED-10-1105 on April 30, 2021 in the matter between Anderson Township Professional Firefighters Association, IAFF Local 3111 as follows; Mr. Pappas seconded the motion:

RESOLUTION AND ORDER NO. 21-0506-02

**RESOLUTION AND ORDER ACCEPTING THE FACT-FINDING
REPORT ISSUED IN CASE NO. 2019-MED-10-1105 ON APRIL 30, 2021
IN THE MATTER BETWEEN ANDERSON TOWNSHIP AND THE
ANDERSON TOWNSHIP PROFESSIONAL FIREFIGHTERS
ASSOCIATION, IAFF LOCAL 3111**

WHEREAS, on April 31, 2021, the Township received the fact-finder's report and recommendation issued by Earlene R. Baggett-Hayes, who was appointed to preside as a fact-finder in the hearing between the Township and the Anderson Township Professional Firefighters Association, IAFF Local 3111, after the parties were unable to reach agreement on all the issues raised during the collective bargaining process; and

WHEREAS, pursuant to Ohio Revised Code 4117.14 and Ohio Administrative Code Section 4117-9-05, no later than seven days after receipt of the fact-finder's report and recommendation, the legislative body is to meet and vote to accept or reject the fact-finder's recommendation; and

WHEREAS, the Board of Township Trustees has reviewed and is aware of all the terms of said Fact-Finding Report and hereby accepts the same.

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

SECTION 1: The Board of Township Trustees accepts the Fact-Finding Report dated April 31, 2021 by Earlene R. Baggett-Hayes, as well as the recommendations made in the report.

SECTION 2: The Township Administrator is directed to notify the appropriate parties of the acceptance of the fact-finder's report, in the manner provided by the Ohio Revised Code.

SECTION 3: This Resolution shall take effect and be in force from the earliest date permitted by law.

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

SECTION 5: It is found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution and Order were taken in an open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements including, without implied limitation, Section 121.22 of the Revised Code, except as otherwise permitted thereby.

There was no further discussion.

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

Resolution 21-0506-03: Mrs. Stone moved to adopt a resolution and order employing attorney for particular matters as follows; Mr. Pappas seconded the motion:

RESOLUTION AND ORDER NO. 21 – 0506 – 03

**RESOLUTION AND ORDER EMPLOYING
ATTORNEY FOR PARTICULAR MATTERS
FOR THE YEAR 2021.**

WHEREAS, this Board of Township Trustees (the “Board”) is authorized by Section 309.09(B) of the Revised Code to employ an attorney other than the prosecuting attorney for particular matters to represent the Township and its officers in their official capacities and to advise them on legal matters;

WHEREAS, Section 309.09(B) of the Revised Code provides that no such attorney may be employed except on the order of the Board, duly entered upon its Journal, in which the compensation to be paid for the attorney’s legal services shall be fixed; and

WHEREAS, Benjamin J. Yoder, Esq. has performed legal services for the Township in connection with certain zoning litigation, while with the law firm of Frost Brown Todd LLC, and he is moving his practice to the law firm of Bricker & Eckler LLP; and

Now therefore, BE IT RESOLVED AND ORDERED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, HAMILTON COUNTY, OHIO (the “Township”), as follows:

SECTION 1. Benjamin J. Yoder, Esq., upon the date of his move from Frost Brown Todd LLC to the law firm of Bricker & Eckler LLP (“Bricker”), is hereby employed as the Township’s attorney for the calendar year 2021 to represent the Township and its officers in their official

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capacities by advising them, upon request, as to the particular matters set forth in Schedule A, attached hereto and incorporated herein, and at an hourly rate not to exceed \$295 per hour. Mr. Yoder may utilize the services of other attorneys and of paralegals employed by Bricker when he deems such utilization to be necessary and expedient. The services of such other attorneys and/or paralegals shall be billed to the Township at the respective hourly rates of such persons, if such respective rates are less than the rate of \$295 per hour, and otherwise at the rate of \$295 per hour. Services rendered by Mr. Yoder while employed by Frost Brown Todd LLP shall be invoiced by and paid to Frost Brown Todd LLP.

SECTION 2. Mr. Yoder and Bricker shall be reimbursed for out-of-pocket expenses reasonably incurred in connection with the representation and provision of legal services described in this Resolution and Order.

SECTION 3. Mr. Yoder employed hereby may be discharged at any time by majority vote of the Board and may resign his employment upon thirty (30) days' written notice to this Board; in the event of such resignation, the attorney shall make arrangements satisfactory to the Township Administrator for transfer of files related to his work for the Board (at the expense of the Board) to the Township Administrator and/or to the Township's Law Director, as the Township Administrator shall specify.

SECTION 4. The Township Administrator is hereby authorized and directed to finalize and execute an engagement letter with Bricker to the extent not inconsistent with this Resolution and Order.

SECTION 5. A copy of this Resolution and Order shall be certified by the Fiscal Officer to the attorney employed hereby.

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

SECTION 7. It is found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution and Order were taken in an open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements including, without implied limitation, Section 121.22 of the Revised Code, except as otherwise permitted thereby.

There was no further discussion.

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

Resolution 21-0506-04: Mrs. Stone moved to adopt a resolution authorizing the disposition of real property adjoining 7793 Fox Trail Lane, in the Township, pursuant to Section 505.10(A)(6) of the Revised Code; approving a real property purchase and sale agreement

with Tejal R. Bhatt, with respect thereto, and authorizing the execution and delivery of said agreement as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 21-0506-04

A RESOLUTION AUTHORIZING THE DISPOSITION OF REAL PROPERTY ADJOINING 7793 FOX TRAIL LANE, IN THE TOWNSHIP, PURSUANT TO SECTION 505.10(A)(6) OF THE REVISED CODE; APPROVING A REAL PROPERTY PURCHASE AND SALE AGREEMENT WITH TEJAL R. BHATT, WITH RESPECT THERETO, AND AUTHORIZING THE EXECUTION AND DELIVERY OF SAID AGREEMENT.

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, upon unanimous vote of its members and by resolution, 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, the Township owns approximately 6.3071 acres of real property located adjacent to 7793 Fox Trail Lane, in the Township, and identified as Hamilton County Auditor's Tax ID Parcel No. 0500-0190-0015 (the "Township Property"); and

WHEREAS, Tejal R. Bhatt (the "Purchaser") is the record owner of the real property located at 7793 Fox Trail Lane, in the Township ("Purchaser's Property"), has expressed a desire to purchase a portion of the Township Property comprised of 0.0710 acres (the "Property") adjacent to Purchaser's Property from the Township for the purchase price of SEVEN THOUSAND TWO HUNDRED THIRTEEN DOLLARS (\$7,213.00) plus the payment of certain survey and related costs, pursuant to and on the terms and conditions set forth in the Real Property Purchase and Sale Agreement (the "Purchase Agreement") before this Board; and

WHEREAS, this Board hereby determines that it is in the best interests of the Township and its residents to convey the Property to the Purchaser pursuant to the Purchase Agreement, as the same may be revised in accordance with this Resolution;

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 and its residents to authorize the disposition of the Property to the Purchaser at a Purchase Price of not less than SEVEN THOUSAND TWO HUNDRED THIRTEEN DOLLARS (\$7,213.00) plus the payment of certain survey and related costs described in the Purchase Agreement and otherwise on the terms and conditions set forth in the Purchase Agreement, the substantial form of which Purchase Agreement is hereby approved. Further, this Board authorizes the Township Administrator to execute and deliver the Purchase Agreement on its behalf and on behalf of the

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Township, with such changes thereto as she may determine, after consultation with the Law Director, not to be disadvantageous to the Township, such determination being conclusively evidenced by her execution of the Purchase Agreement. The Township Administrator is further authorized to execute all documents and instruments as she deems, after consultation with the Law Director, to be necessary and appropriate to effectuate the disposition of the Property, such determination being conclusively evidenced by her execution thereof.

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

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

Resolution 21-0506-05: Mrs. Stone moved to authorize the Township Fiscal Officer to employ Jennifer Baker as the Anderson Township Fiscal Office Manager at the rate of \$85,000 per year and will include benefits normally offered with full-time employment status. Furthermore, Ms. Baker will be credited with 320 hours of paid time off, with 280 of those hours held in escrow until June 20, 2022, and credited with 23 years of service as a Township employee as she begins her employment with Anderson Township on June 21, 2021. Mr. Pappas seconded the motion.

There was no further discussion.

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

Mr. Gerth adjourned the meeting until May 7th.

Mr. Gerth called the meeting to order at 9:16 a.m., May 7th and welcomed the attendees, who included 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, District 5 Commander Lt. Dan McElroy, Law Director Margaret Comey, Fiscal Office Manger Debbie Hucker, Facilities Manager Mark Magna, Office Manager Betty Cowan and Administrative Assistant Molly Mohrfield.

Anderson Lake Dredging Project – **Mr. Magna** presented a motion which would grant authorization to bid the Anderson Lake Dredging Project. The bid opening was scheduled for May 25th with a recommendation to be made to the Board at the Interim Meeting on June 3rd. He

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pointed out that staff had been discussing the lake dredging for approximately five to six years but had held off due to the upcoming redevelopment of Anderson Center Station. There had been a great deal of discussion surrounding the best way to approach the dredging without destroying the trail and minimizing the impact to the surrounding landscaping. He felt the best technique would be setting up a long arm hoe on the east bank, digging down, then moving west, with dump trucks standing ready to haul the silt and other material away. **Mr. Pappas** asked if the silt and other material was considered toxic. **Mr. Magna** replied that it was not hazardous. **Mr. Pappas** asked if it would be cheaper to dump the debris at the Boatsmith property. **Mr. Magna** responded that he did not believe there was a sufficient amount of room to dump all the material there. The original budget was approximately \$275,000, the estimates were approximately \$462,000, and he requested proposals starting at \$550,000. **Mrs. Earhart** pointed out that included the restoration and 1994 TIF dollars would be utilized.

Resolution 21-0507-06: Mrs. Stone moved to ratify bid advertisement for Anderson Center Lake Dredging project. Mr. Pappas seconded the motion.

There was no further discussion.

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

Mr. Sievers stated that the other aspect that staff wanted to touch upon was the ability to draw down the lake in advance of storm events. This would allow the lake to retain much more than the capacity it had been designed for. This was recommended in 2020 in the report from sustainable streams. It would be the most impactful improvement the Township could make in storm water. Technology would allow a system to read the National Weather Service forecast every 15 minutes and make a judgement in drawing down the lake in advance of storm events. Staff would have a proposal for engineering from Burgess and Niple for the Board's consideration at the May 20th Board Meeting. **Mr. Magna** explained that the general concept was an actuator. When it would start to rain the system would tell the actuator to open and drain the lake down over a period of time. It was very basic in concept, but the configuration of Anderson Lake made it complicated. Part of the design that Burgess & Niple would need to determine was how best to modify the outlet structure to accommodate the pump and actuator, to avoid damage during a heavy storm. **Mr. Pappas** asked if there was a way to manually operate the outlet. **Mr. Magna** replied there was, but someone would need to be present before a rain event. **Mr. Sievers** stated that the first step was to let Burgess and Niple vet the engineering and provide an initial design quote. The cost to construct was inexpensive, the expense was affiliated with the proprietary use of the software. **Mrs. Earhart** felt that this project should be promoted in an attempt to explain the project and the benefit to the public. **Mrs. Stone** asked who was benefiting. **Mr. Sievers** responded that it would benefit everyone along Clough Creek from Five Mile Road to the Little Miami River. **Mr. Pappas** added that it would be nice to show the before and after. **Mr. Sievers** pointed out that Horizon Community Church in Newtown, the Lake at Ivy Trails, and Belterra Park were all retention/detention facilities that would benefit from the technology being studied at Anderson Lake.

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Phone System Replacement – **Mrs. Earhart** introduced Mrs. Cowan, Aaron Witt and Tammy Rhein with ROI Technologies, Inc. **Mrs. Cowan** explained that an upgrade to the phone system was needed. All employees were surveyed to see what they would want in a phone, and that information was forward to ROI Technologies. **Mr. Witt** stated that after reviewing all the feedback from the Township employees and those using the system, he had a proposal from Ring Central. Ring Central which one of the most prominent cloud based and hosted phone system in the United States. The current hardware running the Township’s phone system was going to become outdated. In 2015, the Township purchased all new voice routers, servers, software, and switching to keep everything in good working order. Unfortunately, all the voice routers, and servers that were replaced in 2015, along with the handsets, would need to be updated once again at an approximate cost of \$250,000. Also, there would be additional expenses for outfitting and redesigning the existing system to allow for more modern features. A hosted solution such as Ring Central avoids the cost of ownership, as well as replacing and maintaining the hardware. The initial proposal from Ring Central was roughly \$3,500 a month, for a service-based subscription model. That cost included moving from the CISCO Service to the Ring Central Service, there would be no loss of functionality. Ring Central’s proposal for implementation was \$12,450, half of what CISCO charged in 2015, to upgrade the existing equipment.

Mr. Gerth pointed out that it was imperative that the Township had a good, reliable phone system. He asked if Ring Central was a local company, how the phone system was being procured, and what were the logistics. **Mr. Witt** replied the system was coming directly from Ring Central. **Mr. Gerth** asked if there was a Ring Central representative, and if so, he wanted to ensure that local businesses were being engaged, whether they work out of the Township, or live in the Township. The Board had heard how important diversity and inclusion were. Therefore, if there was a minority phone system company out there, he wanted them contacted. He wanted to ensure local companies were being engaged. If there was an issue, he wanted staff to have the ability to contact someone locally.

Mrs. Earhart point out that this was a decision the Board would have to make next year. The current phone system was supported until the end of October 2022. **Ms. Rhein** stated after 2022 CISCO would be unable to support the Township’s equipment. **Mr. Witt** pointed out that if a piece of hardware fails CISCO would send a new one out within 4 hours. As of October 2022, that service would no longer be available because CISCO deemed that equipment to be too old. **Mrs. Earhart** stated that if the Board were to choose a subscription model, less than \$50,000 a year, no bidding would be required. If the Board were to purchase a phone system over \$50,000, bidding would be required. **Mr. Pappas** stated that he agreed with Mr. Gerth that local companies needed to be contacted to see what they could provide. **Mr. Pappas** asked if the Ring Central system was infinitely upgradable because it was cloud backed system. **Mr. Witt** replied yes, as long as the subscription was maintained. Also included in the subscription service was that if anything were to get damaged Ring Central would send a new phone. This was part of the monthly fee of \$2.10 a month per phone, if the order was 70 to 150 phones. To buy 150 Cisco phones the cost would be approximately \$16,000. **Mr. Pappas** asked if that includes all the firehouses as well. **Mr. Witt** replied to it did. **Mr. Gerth** asked if Ring Central had been in
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business a while. **Mr. Witt** replied they had been in business quite a while. They were a global company. **Mr. Gerth** felt that most likely there were local companies that sold Ring Central. He understood that going direct would presumably be more economical, but since there was time, he wanted to ensure that everyone had an opportunity to bid.

Salt Conveyor – **Mr. Luginbuhl** explained that in the 2021 preliminary budget, Public Works allocated \$15,000 for the proposed shared purchase of a new salt conveyor. This purchase would result from a collective agreement between Amberley Village, Anderson, City of Madeira, Miami Township, City of Springdale, Sycamore Township, Symmes Township and Deerfield Township. The total purchase cost of the conveyor was \$69,820.73. The Township's portion of the collective purchase would be \$8,827.60. The current salt conveyor was close to 30 years old but had reached a point of non-repair. **Mr. Pappas** asked how long was the new conveyor. **Mr. Luginbuhl** replied 70 feet. **Mrs. Earhart** asked who would be responsible for insuring it. **Mrs. Comey** responded that according to the Salt Conveyor Maintenance Agreement, Symmes Township would be insuring it.

21-0506-07: Mrs. Stone moved to authorize the Township Administrator to execute the Salt Conveyor Maintenance Agreement for the collective purchase of a salt conveyor with Amberley Village, the City of Madeira, Miami Township, the City of Springdale, Sycamore Township, Symmes Township and Deerfield Township. The Township's contribution towards this purchase would not exceed \$8,727.60, and be paid out of 1994 TIF funding. Mr. Pappas seconded the motion.

There was no further discussion.

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

Financial Review

Projected Balance of all Funds – **Mr. Dietz** stated that he was concerned that the Township was going to get less tax revenue during the pandemic due to residents being unable to pay their tax bills. To his surprise, it was only 1 to 1½% lower than what was expected. He pointed out that property values across Hamilton County increased approximately 15%, which would trigger a rash of Board of Revision reviews requested by property owners due to the increase value. The current asset valuation in the Township was \$1.4 billion, which was the highest of any Township in Hamilton County. There were several Board of Revision decreases coming through which would affect the \$1.4 billion, valuation. Taking that inconsideration, he had always been conservative in estimating revenues and overestimated expenditures. Therefore, with those two things combined, the Township was in good shape in the General Fund, and the Public Safety fund.

Mr. Dietz pointed out last year and this year the Township had been permitted to use TIF monies to offset capital expenditures for the Public Works Department. The balance in the Road and Bridge Fund for 2021/2022 was \$3,000,000 which included allocations from the gasoline tax,

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and the permissive motor vehicle license fee. The \$3,000,000 bond repayment for Anderson Center had been completed. He asked if there was a way to encourage State Representatives to allow the continue use of TIF funds to offset shortages in the Road and Bridge fund. The final budget projection, including the TIF fund, was \$40,000,000.

Mr. Pappas asked when the last Public Works Levy occurred. **Mrs. Earhart** responded in 1998. **Mr. Pappas** point out that was an amazing life span for a levy that had approximately a 7-year life expectancy. **Mrs. Earhart** pointed out that part of the 1998 Public Works Levy included a commitment to the voters that an allocation of \$100,000 would go towards the trails program on a yearly basis. **Mr. Gerth** emphasized that changes and commitments occur over time. **Mrs. Earhart** stated that she would have to go back and review the language in the legislation, resolution, and ballot. She pointed out that the additional \$100,000 would help but would not fix the shortage in the Road and Bridge Fund. **Mr. Dietz** replied it could affect the requested mileage by approximately a tenth. **Mr. Pappas** asked what levies from other entities would be forthcoming. **Mrs. Stone** replied that the Forest Hills School District (FHSD) in 2022. **Mrs. Earhart** added the Anderson Township Park District (ATPD) in 2024. The Township would need to request a Public Works Levy by 2024/2025. **Mr. Pappas** suggested preparing for a potential Public Works Levy in 2023 since no other entity had one planned for that year, and a Public Safety Levy in 2025. **Mrs. Earhart** stated her preference would be to allow enough time between in case another attempt would be needed. Therefore, her preference would be to prepare for a Public Works Levy in 2022.

Mrs. Stone asked what the possibility would be of forming a collaborate Public Works Department between the FHSD and ATPD. **Mrs. Earhart** stated that over the last 26 years the Township had always offered equipment to both the FHSD and ATPD. Staff had discussed, on several occasions with the FHSD, shared services. We were seeking a way to work collaboratively, to use one mechanic, and share staff. The FHSD had no desire to share employees, or facilities. **Mr. Sievers** pointed out that staff offer and continually get dismissed. **Mr. Pappas** pointed out that an entity could not be forced to collaborate. **Mrs. Stone** suggested talking with the FHSD Board Members, treasurer, and superintendent. She asked when the last time was all the FHSD School Board members, all the ATPD Commissioners, along with the Trustees came together to discuss these types of issues. **Mrs. Earhart** replied staff had made several attempts with both entities and they had no interest. **Mr. Gerth** pointed out that the FHSD had been dealing with several issues over the last two years, which he believed, would not allow them to focus on these types of matters. There was a good chance that the entire makeup of the FHSD Board and administration could change over the six months. Therefore, he suggested having the conversation again, in the near future. He would also like to discuss the funding of the School Resource Officer. Regarding Public Works, he announced that he was meeting with Green Township and Representative Seitz to discuss how to persuade the Legislators to allow the continued use of TIF funds for maintenance. He did not want to assume a levy would be needed next year until the conversations occurred at the State level to gage the temperature of the Legislators. **Mr. Dietz** asked if Mr. Gerth could find out what Green Township's TIF balance was going to be. **Mr. Gerth** stated that he would, assuming they were open to the idea of some

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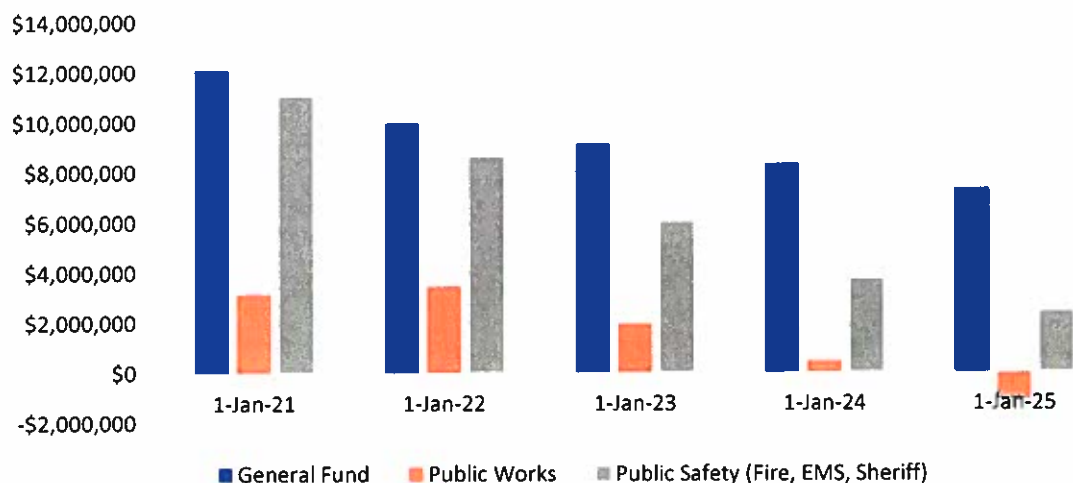
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type of joint effort to go to the State. **Mrs. Earhart** pointed out that one of the biggest selling points for the Legislators was that there were only a few townships in the State of Ohio that had a 1994 TIF.

Mrs. Comey noted that historically low interest rates and the improving economy, which has driven the housing market, and real estate transactions, which has lifted the asset value, is what the Hamilton County Auditor was relying on, regardless of what percentage of these were impacted by the Board of Revision. She asked if Mr. Dietz was expecting another drop in asset values due to what seemed to be an artificial increase. If so, should a level be expected in ten years? **Mr. Dietz** replied that there was no expectation of a big increase in construction. Valuation increases were mileages rolled; therefore, the Township did not receive a great deal more money. **Mrs. Earhart** stated that she was concerned with another housing crisis. **Mr. Sievers** announced that the Governor signed a bill that would allow valuations that were set January 1, 2020, to be reset as of September 1, 2020. **Mr. Dietz** questioned if the tax rates would roll back because of the decreases. **Mr. Sievers** replied that he did not know what the ripple effect would be. **Mr. Gerth** explained that Senate Bill 57, the property tax exemption Bill, would allow landlords to request to their County Board of Revisions a redo of property tax valuations for the year 2020, to be determined as of October 1, 2020, instead of January 1, 2020, as normally required. This also lists the restrictions of one redo request in each three-year valuation cycle. Property owners must file before August 25th. **Mr. Sievers** stated that the argument that could be made by landlords to the Board of Revisions is that due to less revenue, their center was not worth what it was before COVID.

Mrs. Earhart pointed out that Harmony Senior Living needed to be added to the long term TIF budget. The TIF forecast retains a healthy balance aside from some substantial projects. There were no large expenditures planned for the next five years.

**Projected Fund Balances
2021 - 2025**



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American Rescue Plan Funding Update – **Mrs. Earhart** announced that the Township was hoping to receive guidance from the U.S. Treasury on May 10th regarding American Rescue Plan Funding for townships which were not originally included. Despite everyone’s efforts there had been no movement on whether townships would be funded. **Mr. Pappas** did not believe townships would receive any funding. **Mrs. Earhart** agreed, the Hamilton County Commissioners were going to hold public hearings to get input from the community, as a whole, since the funding did not have to be used until the end of 2024. There was plenty of time to figure out what Hamilton County wanted to do with their share. She stated that she had not heard what the State intends to do with their share. The preliminary things staff had heard about the eligible uses were for personal protective equipment, salary related expenses and mental health, which was something that could be useful.

School Resource Officer – **Mrs. Earhart** announced that Bob Goettke, the Forest Hills School District (FHSD) School Resource Officer (SRO) was retiring. The (SRO) program started in 2001. It was a pilot project that the Township started and was to be in place for only one year. The current cost for the school resource officer was approximately \$115,000 a year, plus a vehicle that the Township provided. She had asked Officer Goettke to put together a list of his duties to better understand what he did on a daily, monthly, and annual basis. Officer Goettke covered 10 schools, including IHM, which was a total of over 8,000 students. He had indicated that the bulk of his time was spent at the high schools, and some at Nagel. He rarely got to the elementary schools. Therefore, the question became, was one SRO enough. Staff strongly felt that an additional SRO was needed, and if the FHSD did not want to cover the cost, then should it fall back to Township. The National Association of SRO’s recommended that there be a Resource Officer for every 1,000 students, so that would equate to 10 SROs for the FHSD. She pointed out that Lt. McElroy’s recommendation was for 3.

Lt. McElroy personally felt that the Township should not pay for any additional officers. There were many times that Officer Goettke attempted to get to multiple schools but would get waylaid at one school with an investigation. Within the last 5 months he was only able to get to five schools, and many days he was just at one school. One officer tasked to cover two high schools, a middle school, and seven elementaries was virtually impossible. **Mrs. Earhart** stated that in 2015 a formal letter from the Board was sent to FHSD requesting funding for the SRO. Their response was that the Township included the SRO in the Township’s 2016 Public Safety Levy; therefore, it should be funded by the Township. The 2016 Public Safety Levy specifically noted that a portion of the levy dollars would be used to fund the SRO. A spot survey was conducted through the Center for Local Government asking communities how they fund their SRO. The communities that had an SRO, which were over 90% of those responding, received at least partial funding from their school district. The Township’s peer districts were Miami Township, Colerain Township, Loveland, and Lebanon. Each of those had school district participation, and none of those districts had two high schools. The district that closely resembles FHSD was Milford. They had one high school, one middle school, and six elementaries, and had three 3

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SRO's and one DARE Officer. The SRO's costs were split 50/50 between the township and the school district. The DARE Officer was funded through the township and a State grant. Even smaller districts, such as Deer Park had 2 SRO's. She asked the Board for guidance.

Mr. Pappas suggested, through a press release or letter to the FHSD, that the Township had no issue maintaining the funding for one SRO. However, research showed that there was a need for at least two additional SRO's that were not include in the Townships Public Safety Levy; therefore, the funding should be included in a FHSD levy. He pointed out that the FHSD failure, as a Board, to address the situation was an abdication of any responsibility. **Mrs. Stone** agreed. She suggested that Lt. McElroy attend a school board meeting and make a presentation. Then it would be out in the public, the Board hears it, and the public hears it. **Mrs. Earhart** believed there needed to be a recommendation. The Township needed to go on record that one SRO was not enough. She questioned if it would be better to put the recommendation in writing to the School Board as opposed to addressing them at a School Board meeting. **Mr. Sievers** asked how comfortable Officer Goettke would be if staff communicated the things that he had heard over the years to the FHSD. **Lt. McElroy** did not think it would be an issue. **Mrs. Earhart** suggested a joint letter from the Sheriff's Office and the Township. **Mrs. Comey** felt that the research was powerful. **Mrs. Earhart** felt that the contact with the kids was critical. It was identifying kids that may be abused or neglected. She asked if the Board would like her to compose a joint letter, from the Township and the Sheriff's Office. **Mr. Gerth** agreed. **Mrs. Earhart** asked if the Board would like her to convey that the Township would be willing to provide the vehicles out of TIF dollars. **Mr. Gerth** stated that he would make no commitments at this time.

Boatsmith Property – **Mr. Sievers** stated that the Township was occasionally asked about access to the Boatsmith site and staff had been reluctant to allow the public on that site. The Township had owned that property for approximately 11 years. He pointed out that the back field was gorgeous with the view of the river. He stated that prior Boards, as well as this Board, had discussed river access. There was no public Ohio River access spot currently in the Township. He asked if the Board would like to consider exploring opening the bottom part for walking. There were Riverfront TIF funds available for some minor improvements. This would be in concert with the past riverfront efforts by making it available or at least making it a spot where people could go to visit the river. This would be a much different experience than on the north side of the Township and the Little Miami River. Staff would like to get a sense if this was something worth looking at, or whether it would be best to just keep it as it was.

Mrs. Stone asked what else the Riverfront TIF could be spent on. **Mr. Drury** replied any of the gateways, and the Ohio River Trail. **Mr. Sievers** stated that by the end of this year there would be approximately \$4,500,000 the Ohio Riverfront TIF fund and growing. **Mrs. Earhart** added that there was \$18,000,000 in the 1994 TIF and the Board had extended that TIF through 2039. Either TIF fund could be used towards improvements at the Boatsmith site. **Mr. Pappas** asked if the boat ramp would remain. **Mrs. Earhart** stated that would need to be removed. **Mr. Luginbuhl** pointed out that it was always a private boat ramp. Since the previous floods he believed it was silted in. **Mr. Sievers** felt for dragging a kayak or canoe it would certainly be

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better than any other facility around the Township. He explained that the thought was to leave everything up top for Public Works usage and storage, and in the back, after some minor clearing, provide a few parking spaces. **Mr. Gerth** stated that he would like to get through the Kellogg Gateway Study first and see what kind of interest that generated. He did not want to put any funding towards the Boatsmith property at this point. **Mr. Luginbuhl** stated from a Public Works standpoint the Boatsmith site was not the prettiest piece of property. It was not centrally located in the Township, but that was all the storage that was left and for that reason he would hate to see it go. **Mr. Pappas** was concerned with the cost involved in routine cleaning of garbage, paving, access, and a restroom. He was also concerned with the liability issues. **Mrs. Earhart** asked if the Board would like to wait until next year after the completion of the Kellogg Gateway Study. **Mr. Gerth** agreed.

Old Fort Property – **Mr. Sievers** stated that the Township had been acquiring property in the Old Fort area for over a quarter century and the question became what, if anything, would the Board like to do with it. He pointed out the tremendous interest for outdoor activities during COVID. No structures were permitted to be built and the property could not be sold. Staff had talked to Great Parks of Hamilton County because they had received approximately \$300,000 from the State Capital Improvement Funds to improve Bass Island for kayaking. The trail in the Bass Island area was extremely congested with kayakers, and bicyclists, plus it was a good distance from the river for hauling kayaks and canoes back and forth. There were three occupied residences in the Old Fort area, year-round. If they were gone the question becomes what does the Township want to do in that area.

Mr. Pappas asked if it would make sense to approach the Anderson Township Park District (ATPD) with a proposal that the Township would clear the area if the parks maintained it. **Mrs. Earhart** pointed out that the ATPD were limited on a requested levy amount. Their funds were limited statutorily. **Mr. Sievers** stated that with some minor improvements the public would have the ability to launch a kayak or canoe. The parks had discussed in the long-term adding a campground. **Mr. Pappas** felt with some minor improvements that area could generate some revenue. **Mr. Sievers** pointed out that, in the past, there had been issues with dumping. There would need to be a law-abiding element introduced into that area. **Mr. Pappas** stated that parking would be needed. **Mr. Sievers** agreed. **Mr. Luginbuhl** suggested that Family Motor Coach, in Newtown, may be interested in partnering for additional RV parking spaces. **Mr. Sievers** agreed, they had 12 spots in Newtown and were usually full. **Mr. Pappas** pointed out that the Township could add one new section for RV parking and charge a fee or enter into a partnership agreement with Family Motor Coach to lease the land. He thought that river access, kayaking, and mountain biking was a great idea as well.

Mr. Sievers asked the Board if this was something they would like him to look at exploring later this year. **Mr. Pappas** replied yes. **Mrs. Earhart** added that the cost to construct could be minimal, but what was the liability, and what would be insured. **Ms. Parker** replied if someone would get hurt and they may attempt to link it to negligence on the Township's part. **Mrs. Earhart** stated that the bigger issue would be the operation and ongoing maintenance. That was

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why she believed that the ATPD would be better fit to operate it than the Township. **Mr. Pappas** noted that no one was going there, and few residents probably know that the Township owns it. Therefore, he thought it should be opened to a bicycle club. **Mr. Sievers** stated he would talk with the owner of the residences, in that area, regarding the parcels.

Township Events Post COVID – **Mrs. Earhart** announced that the Memorial Day Ceremony would be in person at Anderson Center. **Mr. Pappas** pointed out that very few communities were doing any type of parade on the 4th of July. **Mr. Sievers** stated that he had reached out to Belterra regarding their site and the large expansive area for a reverse parade. Belterra informed him that they have been inundated trying to get the horse racing season started. He pointed out that the parade was a volunteer driven event, all other jurisdictions had staff that orchestrated it. **Mr. Pappas** stated that he respected the fact that too much falls on too few for the parade. He asked if it would be possible to do a reverse parade. **Mr. Sievers** pointed out that there were a lot of logistics that would need to go into it because it had never done before. **Mr. Pappas** felt that the public expected something. **Mrs. Stone** stated since the 4th of July was on a Sunday, she felt the Township could get away with not having a parade because of that reason. **Mr. Sievers** felt the easiest thing to do would be to have a regular parade because it's a known entity.

Mr. Pappas pointed out that as much as he would like to honor the day, he was concerned about the amount of people that would be attending. Plus, no one knew what the COVID rules would be in July because they seem to change daily. **Mr. Sievers** stated that he would not want to use any new sponsorship this year. There were some funds left over from prior years, that were not used, but basically if the parade were to move forward it would need to be funded through the Township. **Mrs. Earhart** pointed out that there were other activities going on throughout the Township. **Mr. Sievers** added that Balloon Glow was the evening of the 3rd at Coney Island, Riverbend was planning on doing a modified Red, White & BOOM the evening of the 4th, with very limited seating, and then Belterra was doing their regular schedule. He stated he would do whatever the Board desired.

Mr. Pappas suggested a very small, limited participants, parade. **Mr. Sievers** added with no after events. He pointed out that this was a no-win situation. The Township would be criticized for either having the parade or not having the parade. **Mrs. Stone** added if people were concerned, they should not attend. **Mrs. Earhart** agreed that it was a no-win situation. She pointed out that restrictions were in place now, but they could be lifted at any time. What would you rather argue, that staff was doing something out of concern for public safety and public health, which the Township was all about, or the Township was not patriotic? Last year there were several residents that did their own parades. Maybe the Township should encourage people to decorate their vehicles. **Mr. Pappas** asked if the Township should lean towards alternate ideas, such as encouraging residents to decorate their house, and vehicle. **Mr. Gerth** suggested researching the reverse parade idea.

Mr. Earhart stated she was unsure if the Veterans Day Dinner in November would be occurring. The Anderson Area Chamber of Commerce (AACC) was considering doing a couple

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of events at the Anderson Towne Center such a concert, arts and crafts day for children, and battle of the bands. The AACC asked what support the Township would be able to provide and she told them traffic cones. She also gave them Deputy Brian Hayes number so they could arrange and pay for an off-duty officer. She informed the Board that she had no intention of going down the same path as Party on the Plaza, where the Township contributes \$3,000 to \$4,000 per event and the AACC receives all the revenue. She asked if the Board would like to give her different guidance, now would be the time. **Mr. Gerth** agreed with her decisions. **Mrs. Earhart** announced that the Halloween event at the Anderson Towne Center would no longer be occurring. If the Anderson Towne Center would like to do a tree lighting the Township would most likely assist with that. She pointed out that the Township was getting out of the events business for the most part.

Mr. Pappas announced that the *Court Reporter* was used by many townships and cities, therefore public notices and advertising would be switched from the *Cincinnati Enquirer* to the *Court Reporter*. It was more economical, and the owner was a resident. **Mrs. Earhart** stated that Mrs. Comey reviewed the ORC guidelines, and it was acceptable.

Identify Next Big Initiative that will further distinguish Anderson Township

Mr. Pappas pointed out that the electric charging stations for vehicles had fallen off the radar. **Mrs. Stone** stated that she would like to bring it back. **Mrs. Earhart** explained that staff had some concerns regarding the company and the agreement that the Township was supposed to enter into. The Board wanted to wait until other communities signed on. In addition, the Vantage at Anderson Towne Center development was going to have some charging stations in the garage. **Mr. Sievers** pointed out that they were going to be for their own residents. Vantage would also be providing a conduit for METRO to work with Electrada. Electrada was an emerging leader in transportation electrification, delivering performance-contracted, carbon-free electrification-as-a-service to corporate, government and institutional fleet customers across North America. Metro and Electrada were in discussions regarding who would be paying for the power. **Mrs. Stone** pointed out that there were communities using electric charging stations to get business. She believed that if the Anderson Towne Center would have a few free charging stations available it may attract people to shop there.

Mr. Pappas stated that he had a problem with public dollars being used to recharge private citizens cars. **Mrs. Stone** felt that a Township this size should have a few charging stations. **Mr. Pappas** stated that it was not the Township's responsibility to put in a \$10,000 charging station at Anderson Center. He did not feel it was the government's role to enter into a public private partnership for charging station. **Mrs. Stone** stated that she did not think it needed to be at Anderson Center. **Mr. Pappas** pointed out that the Township had no authority to go on private property and tell the owners to put in a charging station. **Mrs. Stone** asked how other communities were getting it done. **Mrs. Comey** stated that she would be interested to know. The proposal Electrada made to the Township called for a revenue sharing. That was a State constitutional problem, so she was unsure how the other municipalities got around that issue.

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Mr. Gerth felt the most logical place to have charging stations would be on Kellogg Avenue, which could be part of the redevelopment plan for the Riverfront area. **Mrs. Stone** asked what the other communities were doing to enable this to happen. **Mr. Drury** explained that there was a grant that was provided through the Volkswagen diesel settlement and administered through OKI. Staff chose to wait until a township was awarded the grant to see what the contract and master agreement stated. If they figure out a way to do that legally then the Township would follow. There were two different grants that were available. The first round was for the slower charging stations, for overnight stays. The second round was for the fast-charging stations that took approximately 30 minutes. For the first-round staff considered different locations where people were apt to stay for a longer period. The fast-charging stations would make more sense to have around the interstate where there was easy off/on access.

Mr. Gerth stated that he and Mr. Sievers met with Jason Williams who handles real estate for Macy's to discuss possible opportunities for the 50,000 square feet of space on Macy's third floor. **Mrs. Earhart** stated that Macy's currently used it for storage. **Mr. Gerth** stated then maybe only half of the floor would be available. He would love to figure out some type of use for that space. **Mr. Sievers** stated that he had talked to Kent Cost, the owner of Anderson Towne Center, and it was possible that Macy's would be there in the long-term future. **Mr. Gerth** pointed out that it was a valuable piece of real estate. He also felt that the Township was missing an opportunity for a shared workspace such as CoWorks.

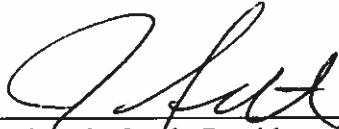
Mr. Pappas asked how much longer Anderson Area Chamber of Commerce (AACC) had on their lease. **Mrs. Earhart** stated that the lease was up this year. **Mrs. Stone** pointed out that they had a lot of space that was not being utilized. **Mr. Pappas** asked, given that they have gone through some changes, was staff still amenable to having them located at Anderson Center. **Mrs. Earhart** stated that AACC had one spare office, a small conference room. **Mr. Pappas** asked if they could be moved anywhere else. **Mrs. Earhart** replied that part of the concept with Anderson Center was to get everybody under one roof and having the AACC across the hall had created one stop shopping for residents and businesses. **Mr. Pappas** questioned if it made sense to say that there was a higher and better use that would get more net per square foot rent out that space. He was not convinced that the Township should keep renting to the AACC. **Mrs. Earhart** replied that it was the Board's decision. She pointed out that there were nonprofits in Anderson Center, the AACC and Summerfair. CoWorks was mainly for profit businesses. If Anderson Center started filling up with for profit businesses, then property taxes would become an issue. **Mr. Sievers** stated staff looked into moving AACC to the back section of their office, which would open up a few more offices but it was not cost feasible. **Mr. Pappas** asked if Senator Brad Wenstrup's space, located at the Operations Center could be swapped with the AACC space. **Mrs. Earhart** replied that staff could discuss switching them but, she pointed out, that there were many issues that came with Congressman Wenstrup's space, including security issues, lock down, and protesters. She stated that she needed guidance from the Board, because she needed to start negotiations or give AACC notice to that they needed to relocate. **Mr. Gerth** stated that he did not have a problem with them being there. **Mr. Pappas** felt that the lease should be reviewed, and adjustments made accordingly.

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As there was no further business, the meeting adjourned at approximately 2:15 p.m.

These minutes were approved at the meeting of August 19, 2021.



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 6th and 7th of May, 2021, and that said minutes have been duly entered upon the Journal of said Township.

This 19th day of August, 2021.



Kenneth G. Dietz
Fiscal Officer

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
May 20, 2021*

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on May 20, 2021, at 5:00 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 called the meeting to order and moved to retire to Executive Session to confer with the Law Director concerning disputes that are the subject of pending or imminent court action as permitted by Ohio Revised Code Section 121.22(G)(3) and to consider confidential information of an applicant for economic development assistance involving public infrastructure improvements as permitted by Ohio Revised Code Section 121.22(G)(8), the executive session being deemed necessary to protect the interests of the applicant and the possible investment or expenditure of public funds in connection with the economic development project. Mrs. Stone 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. Mrs. Stone seconded the motion. Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. 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, Hamilton County Sheriff’s Office District 5 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; Mrs. Stone, yes; Mr. Pappas, yes.

PRESENTATIONS AND RECOGNITIONS

Resolution Honoring Jim Mason –

Resolution 21-0520-01: Mr. Gerth moved to adopt a resolution of appreciation for Jim Mason as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 21-0520-01

**RESOLUTION OF APPRECIATION
JIM MASON**

WHEREAS, Jim Mason led Beech Acres Parenting Center through an incredible evolution of purpose and programs focused on strengthening families so children could achieve their unique potential; and

WHEREAS, early in his tenure, Jim Mason led the former General Protestant Orphan Home through its transformation from a 19th century orphanage to the 21st century parenting center it is today; and

WHEREAS, it was his vision that led to the creation of Beech Acres' proprietary Natural Strength Parenting model which is the embodiment of his unique philosophy and provides parents and teachers with the tools to intentionally build on their child's innate strengths by mindfully doing so; and,

WHEREAS, he has overseen the expansion of Beech Acres' reach into the community to achieve greater impact on the lives of parents and children, which has led to solid investments in schools, health care and child welfare which has made a positive impact on more the 13,000 children, parents, teachers and health care providers in Southwest Ohio each year; and,

WHEREAS, Jim Mason, in June 2021, will have completed forty-two years of exemplary service to the community, children, and families in the region and the Anderson Township Community.

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 this Board hereby honors and thanks Jim Mason for his forty-two years of dedicated service to Beech Acres' and the community.

SECTION 2. That a copy of this Resolution shall be certified by the Township Fiscal Officer to Jim Mason.

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

SECTION 4. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open 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

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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; Mrs. Stone, yes; Mr. Pappas, yes.

Proclamation Resolution Designating May 16 – 23, 2021 as Public Works Week in Anderson Township –

Resolution 21-0520-02: Mr. Gerth moved to adopt a proclamation resolution designating May 16 – 23, 2021 as Public Works Week in Anderson Township as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21-0520-02

**PROCLAMATION RESOLUTION DESIGNATING
MAY 16 – 23, 2021 AS PUBLIC WORKS WEEK IN ANDERSON TOWNSHIP**

WHEREAS, public works professionals focus on infrastructure, facilities and services that are of vital importance to sustainable and resilient communities and to the public health, high quality of life and well-being of the people of Anderson Township; and,

WHEREAS, these infrastructure, facilities and services could not be provided without the dedicated efforts of public works professionals, who are engineers, managers and employees at all levels of government and the private sector, who are responsible for rebuilding, improving and protecting our nation’s transportation, water supply, water treatment and solid waste systems, public buildings, and other structures and facilities essential for our citizens; and,

WHEREAS, public works professionals have continued to provide these essential services during the ongoing COVID-19 pandemic, and

WHEREAS, it is in the public interest for the citizens, civic leaders and children in Anderson Township to gain knowledge of and to maintain an ongoing interest and understanding of the importance of public works and public works programs in their respective communities; and,

WHEREAS, the year 2021 marks the 61st annual National Public Works Week sponsored by the American Public Works Association,

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

SECTION 1. That this Board does hereby proclaim May 16 – 23, 2021 as

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NATIONAL PUBLIC WORKS WEEK IN ANDERSON TOWNSHIP

and urges all residents to join in this special observance.

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

SECTION 3. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) 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; Mrs. Stone, yes; Mr. Pappas, yes.

Resolution Proclaiming May as Bike Month in Anderson Township –

Resolution 21-0520-03: Mr. Gerth moved to adopt a proclamation resolution designating May 2021 as Bike Month in Anderson Township as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21-0520-03

**PROCLAMATION RESOLUTION DESIGNATING
MAY 2021 AS BIKE MONTH IN ANDERSON TOWNSHIP**

WHEREAS, the bicycle is an economical, healthy, convenient, and environmentally sound form of transportation and an excellent tool for recreation and enjoyment of Anderson Township's scenic beauty; and

WHEREAS, throughout the month of May, the residents of Anderson Township and its visitors will experience the joys of bicycling through group riding events, educational programs, and bicycle-themed arts and cultural activities; and

WHEREAS, Anderson Township's multi-use trails and Anderson Trails Network attract bicyclists each year, providing economic, health, transportation, tourism, and recreation benefits; and

WHEREAS, creating a bicycling-friendly community has been shown to improve citizens' health, well-being, and quality of life, growing the economy of Anderson Township, attracting

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May 20, 2021

tourism dollars, improving traffic safety, supporting student learning outcomes, and reducing pollution, congestion, and wear and tear on our streets and roads; and

WHEREAS, Tri-State Trails, Queen City Bike, and other advocacy and community groups will be promoting bicycling during the month of May 2021; and

WHEREAS, these groups are also promoting bicycle tourism year-round to attract more visitors to enjoy our local restaurants, hotels, retail establishments, and cultural and scenic attractions; and

WHEREAS, these groups are also promoting greater public awareness of bicycle operation and safety education in an effort to reduce collisions, injuries, and fatalities and improve health and safety for everyone on the road;

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

SECTION 1. That this Board does hereby proclaim May 2021 as

BIKE MONTH IN ANDERSON TOWNSHIP

and urges all residents to join in this special observance.

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

SECTION 3. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) 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; Mrs. Stone, yes; Mr. Pappas, yes.

PUBLIC HEARINGS

Mr. Gerth opened the public hearing for Case 1-2021 Anderson, 7887 Beechmont Avenue.

Case 1-2021 Anderson, 7887 Beechmont Avenue – **Mr. Drury** stated that the applicant was Douglas Compton, DJC Partners LLC, on behalf of Dennis M. Kurelis, 7877 Beechmont Avenue

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LLC, and Anderson Township Board of Township Trustees, property owners. The request was for a zone change from “E” Retail, and “OO” Planned Office to “EE” Planned Business District for the properties located at 7867, 7877, and 7887 Beechmont Avenue. The applicant was proposing to raze the existing commercial building located at 7867 Beechmont Avenue, and to extensively renovate the existing commercial building located at 7877 Beechmont into a new restaurant with outdoor dining and associated construction of new parking areas, with access provided from Beechmont Avenue and King Louis Court. The applicant was requesting a variance for the outdoor seating area/patio canopy to be permitted with a 10-foot front yard setback from King Louis Court where a 30-foot front yard setback was required. The applicant was also requesting a variance to allow parking spaces to be located within 30’ of the right-of-way of King Louis Court. The application had been reviewed by both Hamilton County Regional Planning Commission and the Anderson Township Zoning Commission; both entities recommended approval with conditions. The recommendations were consistent with the Comprehensive Plan and compatible with surrounding uses. The Hamilton County Regional Planning Commission recommended that the plan be revised to comply with the requirements of the Hamilton County Thoroughfare Plan which included dedication of a 60 foot right-of-way. Also, that the existing freestanding sign on the property be removed and that any proposed building mounted or freestanding signage plans be submitted as part of the final development plan.

Mr. Gerth asked if there had been any discussion with the owner of the Puppywood Pet Resort about an easement allowing for cross access across their property to the traffic light at King Louis Court. **Mr. Drury** replied that the Township has had discussions with the owner in the past and he was not interested in allowing cross access across his property. The hope was with the pending construction surrounding his property he would see the benefit of allowing for that connection.

Bear Tullis, Keating, Muething & Klekamp PLL, 1 E 4th Street, Suite 1400, Cincinnati, OH 45202, stated that he was representing the property owner, Douglas Compton. He stated that the lease had been signed and was contingent upon zoning approval. The major concern of the tenant was removing the current sign due to the requirements of the Hamilton County Thoroughfare Plan. He felt it was unlikely that that portion of Beechmont Avenue would ever need to be expanded to the required 60 foot right of way due to the low traffic volume on King Louis Court. Regarding the parking variances, there were approximately six or seven spaces that were within the 30-foot setback on King Louis. There was a potential the site could be reworked, but in doing so, 10 spaces would be lost. The tenant did not want to give up the 30 feet of right-of-way because that would force the elimination of the sign. The plan was to update the sign to make it more aesthetically pleasing.

Mr. Pappas asked for clarification on the issue with the sign. **Mr. Tullis** replied that due to the 60 feet right-of-way requirement, the sign would be less visible. **Mr. Gerth** asked if the current sign was in compliance. **Mr. Drury** responded it was relatively close. He explained that the right-of-way dedication was a requirement of the Hamilton County Engineer and the Hamilton County Thoroughfare Plan. The applicant would be required to dedicate 22 additional feet to be in compliance with the 60-foot requirement. The Township contacted the Hamilton County Engineer stating that it would support a variance of only 11 additional feet, thus allowing for a right turn lane on to King Louis Court, if warranted, in the future. He pointed out that the 11-foot variance

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would put the sign relatively close to where it was currently. The Zoning Commission was very adamant about the existing sign being revised to be in compliance with current signage on Beechmont.

Mr. Gerth asked if the sign were to move a foot or two to the south would that be acceptable? **Mr. Tullis** replied that it would ultimately be the tenant's decision. **Mr. Gerth** asked **Mr. Drury** how to resolve this issue. **Mr. Drury** replied that the applicants needed to approach Hamilton County and request the 11-foot setback versus the 30-foot setback. **Mr. Tullis** stated that if the tenant were to make an issue of it, he would certainly go to Hamilton County and address it at that point. **Mr. Gerth** stated that he had no issue with the parking. **Mrs. Stone** agreed.

Mr. Gerth invited members of the audience to comment on Case 1-2021 Anderson, 7887 Beechmont Avenue. As no one came forward, **Mr. Gerth** closed the public hearing.

Resolution NO. 21-0520-04: Mrs. Stone moved to adopt Case 1-2021 Anderson 7867, 7877, & 7887 Beechmont Avenue (Book 500, Page 203, Parcels 124, 125, 126 & 127) approving and adopting a Zone Change for "EE" Planned Retail District for property located at 7867, 7877, and 7887 Beechmont Avenue as follows: Mr. Pappas seconded the motion:

**RESOLUTION NO. 21-0520-04
CASE 1-2021 ANDERSON
7867, 7877, & 7887 BEECHMONT AVENUE
(Book 500, Page 203, Parcels 124, 125, 126 & 127)**

Approving and Adopting a Zone Change from "E" Retail and "OO" Planned Office District to "EE" Planned Retail District for property located at 7867, 7877, and 7887 Beechmont Avenue.

WHEREAS, this Board of Township Trustees ("Board"), on May 20, 2021, has discussed Case 1-2021 Anderson, an application filed by Douglas Compton, DJC Partners LLC, on behalf of Dennis M. Kurelis, 7877 Beechmont Avenue LLC and Anderson Township Board of Trustees, property owners, requesting an amendment to the map of the Anderson Township Zoning Resolution for properties located at 7867, 7877, and 7887 Beechmont Avenue (Book 500, Page 203, Parcels 124, 125, 126, and 127), containing 1.16 acres to effect, a modification to the Anderson Township Zoning Map from "E" Retail and "OO" Planned Office District to "EE" Planned Retail District, to allow the construction of a new restaurant with outdoor dining, parking areas, and access from Beechmont Avenue and King Louis Court; and

WHEREAS, after allowing for public testimony and deliberating in public session, the Hamilton County Regional Planning Commission recommended approval of an application for a zone change to "EE" on April 1, 2021; and

WHEREAS, after allowing for public testimony and deliberating in public session, the Anderson Township Zoning Commission recommended approval of Case 1-2021 Anderson, with conditions and two variances on April 26, 2021; and

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WHEREAS, on May 20, 2021, this Board reviewed the Application, the documents and testimony pertaining thereto and the recommendations of the Hamilton County Regional Planning Commission and the action of the Anderson Township Zoning Commission;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees of Anderson 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 with conditions and two variances by the Anderson Township Zoning Commission, will not be in conflict with the best interest of the Township and the public, and therefore approves the Application, with conditions, for the following reasons:

The proposed zone change to “EE” is consistent with the 2016 Future Land Use Map designation of “General Retail”, and goals from “Economic Health” and “Land Use and Development” chapters from the Comprehensive Plan.

The proposed use is compatible with surrounding uses on Beechmont and can be compatible with residential uses if an appropriate buffer is established.

The health and safety of the neighborhood and the Township are maintained.

The proposed use of the site provides an opportunity for the applicant to realize a reasonable profit (not necessarily a maximum profit) from the applicant’s use of the subject land.

SECTION 2. The Board further finds that the Preliminary Plan for the Application (the Plan) shall be subject to the conditions and declarations of Article 5.1, General Development Plan Provisions, Section 5.1 et. seq., inclusive, of the Anderson Township Zoning Resolution, and subject further to the following conditions:

As recommended by Hamilton County Regional Planning Commission, the Anderson Township Zoning Commission, and/or by this Board:

1. That the plan shall be revised to comply with the requirements of the Hamilton County Thoroughfare Plan.
2. That a landscape plan in accordance with the Zoning Resolution, and with Condition #3 below, shall be submitted as part of the Final Development Plan.
3. That additional streetscape elements, including but not limited to trees, shrubs, low walls, benches, and trash cans, shall be provided along the Beechmont Avenue frontage of the property, and shall be submitted as part of the Final Development Plan.
4. That a lighting plan that meets the minimum standards of the Zoning Resolution shall be submitted as part of the Final Development Plan.

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5. That the parking lot shall be redesigned to provide a minimum 30-foot setback for all parking spaces from the right-of-way of Beechmont Avenue in accordance with the Zoning Resolution.

6. That the existing freestanding sign on the property shall be removed and that any proposed building mounted or freestanding signage plans shall be submitted as part of the Final Development Plan.

7. That a vehicular easement shall be made for cross access to properties to the west and recorded prior to issuance of a zoning certificate.

8. That the cross-access drive shall be modified to align with the cross-access drive located at 7857 Beechmont Avenue.

9. That there shall be streetscaping or protective features added for patio safety.

The Board hereby approves the following variances from the Anderson Township Zoning Resolution:

Article 3.15, D, 2- to allow a 10' setback from King Louis Court, where 30' is required.

The aforementioned variance shall be approved for the following reasons:

1. The variance is not substantial. The location of the outdoor patio and canopy is on a side street and will provide an amenity to the proposed restaurant. An enclosed structure this close to the right-of-way would be imposing, however this structure will remain open air and is not enclosed in the winter months.

2. The essential character of the neighborhood will not be substantially altered, and adjoining properties would not suffer a substantial detriment as a result of the variance. The adjacent properties are mostly commercial use and reducing the setback to 10 feet would still allow for the required sidewalk to be constructed along this section of King Louis Court.

3. The variance would not adversely affect the delivery of governmental services (i.e. water, sewer, garbage).

4. The spirit and intent behind the zoning requirement would be observed and substantial justice done by granting the variance based on the adjacent uses and location of the restaurant. The patio with canopy will not alter the character of the neighborhood or stand out due to similar outdoor features within the district.

Article 5.3, D, d- to allow a parking spaces to be located within 30' of the right-of-way of King Louis Court.

1. The variance is not substantial. The drive aisles off King Louis Court are located on a side street with low traffic volumes.

2. The essential character of the neighborhood will not be substantially altered, and adjoining properties would not suffer a substantial detriment as a result of the variance. Allowing
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these parking spaces to remain will provide space to realign the cross access drive to connect to properties to the west.

3. The variance would not adversely affect the delivery of governmental services (i.e. water, sewer, garbage).

4. The spirit and intent behind the zoning requirement would be observed and substantial justice done by granting the variance based on lower traffic volumes of the side street and site layout of the parking area.

SECTION 4. Final Development Plan: No Final Development Plan shall be approved by the Anderson Township Zoning Commission before:

1. All "Requirements for Submission" have been completed;

2. Building and parking setbacks, building heights, floor area, density, construction limits and impervious surfaces are in conformance with those which are specified or depicted on the approved Preliminary Development Plan;

3. A landscape plan for perimeter buffers and other required areas is prepared by a registered landscape architect, complete with all necessary details and specifications for new landscaping features, a depiction of existing landscaping and tree mass that is to remain, and specifications for soil erosion and sedimentation control, and submitted to and approved by the Anderson Township Zoning Commission.

4. The plan complies with applicable recommendations of:

(1) The County Engineer regarding site distance analysis, right-of-way and access improvements and circulation concept;

(2) Hamilton County Planning and Development regarding surface drainage concept;

(3) The Metropolitan Sewer District and/or O.E.P.A. regarding sewerage concept;

(4) The Natural Resource Conservation Service regarding erosion and sedimentation control concept; and

(5) The authorized Fire Prevention Officer under the jurisdiction of the Board regarding Fire Prevention concepts.

SECTION 5. Construction Permits: No Zoning Certificate or building permit for actual construction shall be issued before a Final Development Plan has been approved by the Anderson Township Zoning Commission.

SECTION 6. Occupancy Permit

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1. No Certificate of Occupancy shall be issued before the following documents are submitted to or received from the following officials or agencies:
 - (a) A letter from the County Engineer certifying that the approved plans and specifications for right-of-way and access improvements, on-site and off-site, have been completely implemented;
 - (b) A summary report from the Applicant's registered engineer or surveyor as required by and addressed to the Director of Public Works certifying that the approved plans and specifications for storm drainage improvements have been completely implemented; Director of Public Works shall inform the Anderson Township Zoning Inspector when such report is received and accepted.
 - (c) A letter from the Metropolitan Sewer District or O.E.P.A. certifying that the approved Plan and specifications for sanitary sewer and wastewater treatment have been completely implemented;
 - (d) A summary report from the registered landscape architect who prepared the landscape plan, attesting to completion of the landscape plan and soil erosion and sedimentation control measures, noting any deviations and the reasons for such deviations;
 - (e) A letter from the authorized Fire Prevention Officer under jurisdiction of the Board, certifying that the approved plan and specifications for fire prevention have been completely implemented;
 - (f) A letter from the Ohio Department of Transportation stating that all applicable requirements have been fulfilled.
2. No Certificate of Occupancy shall be issued before the development complies with all of the terms, covenants, and conditions of approval, as imprinted on the Final Development Plan and contained in this Resolution.

SECTION 7. Maintenance of Improvements:

1. All landscaping, ground cover and other property improvements shall be maintained by the subject owner of the property or its successors in title in perpetuity or until the approved use ceases to exist.
2. All specifications, conditions, and limitations, which are imprinted on the Final Development Plan or contained in this Resolution shall be enforced throughout the life of the development by the Anderson Township Zoning Inspector.

SECTION 8. A certified copy of this Resolution be directed, by the Fiscal Officer, to the Applicant and its Agent for this Amendment, to the Anderson Township Zoning Commission, to the Township Zoning Inspector, the Department of Public Works, the County Engineer Permit Department, the Metropolitan Sewer District, and the Ohio Department of Transportation, and a

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certified copy be filed with the Hamilton County Recorder and Hamilton County Regional Planning Commission within five (5) days after the effective date of this Resolution.

SECTION 9. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this resolution.

SECTION 10. 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; Mrs. Stone, yes; Mr. Pappas, yes.

PUBLIC FORUM

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

Emily Wendling, 2548 Elmdale Drive, thanked Mrs. Earhart for honoring her public records request. What she gathered from the information provided was that she was not alone in the complaints regarding the live music venue at Big Ash Brewery. There were some promises made by Big Ash last year that were not kept. The music was loud, making it difficult for her to enjoy her property, both inside and out. Countless emails between herself and Mr. Emery had not resulted in any improvements. In her efforts to do some research she did email Mr. Drury and he stated in his email that Big Ash Brewery was given an exception to expand further into the parking lot. She believed that expansion led to the increase in volume in attempts to overcome the noise from Beechmont Avenue and to reach the tables at the end of the parking lot. She asked if that exception could be lifted or rescinded. She was aware that there were apartments going to be built in the vicinity of Big Ash and she hoped the zoning would change to residential which would alleviate the current problem. She also read in the public records request an email from Mr. Emery to Township staff stating that the “complainers” were in Cincinnati and not Anderson, making it appear that they were untouchable. She pointed out that many of her neighbors worked in Anderson, grew up in Anderson, had friends and family in Anderson, shop in Anderson. Therefore, she would think that Big Ash would not want to alienate the neighbors closest to their business. In her research she also learned that it was just not Mt. Washington residents complaining, Signal Hill, Turpin Hills, and residents on Redfield, anyone surrounding the bowl that Big Ash sits in, were having the same issues. She asked the Board for help, she has no idea what else to do, neighbors cannot find peace anywhere.

Katie Lippelman Zwick, 2539 Elmdale Drive, stated that she had lived at her property for 31 years. She can no longer sit on her deck due to the excessively loud music emanating from Big Ash Brewery. Surrounding residents were extremely frustrated and had no idea what could be done, other than a protest in front of the establishment.

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Dave Emery, Founder & Managing Partner of Big Ash Brewery, stated that he has heard these complaints previously. Due to COVID, musicians had been out of work for a year, and non-profit organizations had not been able to have any fund-raising activities; therefore, he was trying to bring life back to the community. Unfortunately, people were reluctant to go inside, so having an outdoor venue has been crucial. They were attempting to comply with all regulations for COVID and done their best to be a benefit and asset to the community. They had fundraisers for the Dan Varner Foundation, for May We Help, One in Five, the Special Olympics, and Closet for Clermont Kids. They were doing everything they could to use that parking lot for the benefit of the community. The owners had also been cooperative and helpful in allowing Big Ash to do that. He realized that it might not be appreciated by the surrounding residents, but there were a lot of people that did appreciate what Big Ash was doing, so he asked the residents for their patience. The people that live close, a half mile away, three-quarters of a mile, do not complain. It seems to be this group that has taken offense. He had agreed to stop the music at 9:30 p.m. during the week, 10:30 p.m. on the weekends. He does check the sound meter and insists on using his sound system, and sound engineer. He feels they are doing the best they could do at this point.

Mr. Gerth wanted to make clear that the Township did not give Big Ash any exceptions. He believed Mr. Drury was referring to the landlord and due to COVID, the use of that outdoor area was granted. He asked Mr. Sievers for an update on when the construction of the apartments would begin. **Mr. Sievers** replied that there would be an authorization request later in the agenda for the Board to enter into a cooperative agreement with the landlord or the potential buyer to help facilitate the demolition that he hoped would occur in late summer. His understanding was that construction was the next step, but Mr. Drury was still waiting for the final zoning approval and then building permits would be needed. It was still quite a way off from construction which would have a larger impact on that site. **Mr. Gerth** pointed out that Big Ash was a separate parcel, as was the Starbucks, and the parcel to the east of Big Ash which was where the beer garden resides. Those three parcels were for sale, the original plan was for new retail stores to be built to the east of Big Ash where that beer garden sits. He asked if there had been any updates on that project. Mr. Drury replied that they had received inquiries, but no plans had been submitted. He wanted to clarify that no exceptions had been given to Big Ash. The intent of the email was for establishments like Big Ash, as throughout the Township, parking limits their ability to host concerts and crowds. He stated that Big Ash was an exception because there was a vacant shopping center behind them, but no exceptions were given to Big Ash.

TRUSTEE COMMENTS

Mrs. Stone stated that she appreciated everyone's comments. They were not falling on "deaf ears." She also appreciated Big Ash Brewing for what they do in the community; therefore, she was hoping some sort of resolution could take place.

Mr. Pappas thank everyone for their comments, he felt their frustration. His hope was that there would be more conversations so that some sort of solution could be reached.

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Memorial Day Bell Ringing Ceremony Announcement – **Mr. Gerth** announced that the Memorial Day Bell Ringing Ceremony would return to Anderson Center this year. The event is set for noon on Monday, May 31st and was hosted outside on the south plaza in front of the Veterans Memorial. The speaker would be Lt. Col. Kirk Greiner, USMC. If anyone would like the name of their service member to be read during the ceremony, please arrive at 11:45 a.m. to sign up.

FISCAL OFFICER

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

Appropriation Changes –

Resolution 21-0520-05: Mr. Pappas moved to adopt the appropriation changes as recommended by the Fiscal Officer. **Mrs. Stone** seconded the motion.

TIF – STONECREST/ANTHOLOGY (34)

34.1100.07	-\$69,000	Contracts
34.1100.08	\$69,000	SD-FHSD

GENERAL (01)

01.1100.26	-\$12,000	Other Expenses - Misc
01.1100.21	\$12,000	Elections Expense

There was no further discussion.

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

Request to Amend Resolution No. 21-0506-05 Employing Fiscal Office Manager –

Resolution 21-0520-06: Mr. Pappas moved to amend Resolution No. 21-0506-05 authorizing the Township Fiscal Officer to employ Jennifer Baker as the Anderson Township Fiscal Office Manager at the rate of \$85,000 per year including benefits normally offered with full-time employment status. Furthermore, Ms. Baker will be credited with 320 hours of paid time off, with 240 of those hours held in escrow until June 20, 2022, and crediting her with 23 years of service as a Township employee as she begins her employment with Anderson Township on June 21, 2021. **Mrs. Stone** seconded the motion.

There was no further discussion.

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

Set Public Hearing for 2022 Preliminary Tax Budget –

Resolution 20-0520-07: Mrs. Stone moved to adopt a resolution setting the public hearing for the 2022 Preliminary Tax Budget as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 20-0520-07

**SET PUBLIC HEARING FOR
2022 PRELIMINARY TAX BUDGET**

WHEREAS, Section 5705.28 of the Ohio Revised Code requires that the taxing authority of each subdivision shall adopt a tax budget for the next succeeding fiscal year on or before the fifteenth day of July; and,

WHEREAS, Section 5705.30 of the Ohio Revised Code requires at least two copies of the budget shall be filed in the office of the fiscal officer for public inspection not less than ten days before its adoption by the taxing authority, and such taxing authority shall hold at least one public hearing thereon, of which public notice shall be given by a least on publication not less than ten days prior to the date of hearing in the official publication of such subdivision, or in a newspaper having general circulation in the subdivision,

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 this Board hereby sets a Public Hearing for the Anderson Township 2022 Preliminary Tax Budget for Thursday, July 15, 2021, beginning at 5:30 PM at Anderson Center, 7850 Five Mile Road, Anderson Township, Ohio 45230 and directs the Township Fiscal Officer to provide timely notice to the public as set forth in Section 5705.30 of the Ohio Revised Code.

Section 2. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open 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; Mrs. Stone, yes; Mr. Pappas, yes.

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Resolution 21-0520-08: Mr. Pappas moved to approve the minutes of January 21, 2021; March 4, 2021; March 18, 2021; April 1, 2021; and April 15, 2021; with minor corrections. Mr. Gerth seconded the motion.

There was no further discussion.

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

LAW DIRECTOR

Mrs. Comey had nothing requiring Board action.

PLANNING & ZONING

Nuisance Abatement 2003 Berkshire –

Resolution 21-0520-09: Mr. Pappas moved to adopt a resolution determining existence of nuisance on land owned by Jennifer Ann Lewis, located at 2003 Berkshire Road, in Anderson Township, and providing for notice and remediation pursuant to ORC Section 505.87 as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21-0520-09

RESOLUTION DETERMINING EXISTENCE OF NUISANCE ON LAND OWNED BY JENNIFER ANN LEWIS, LOCATED AT 2003 BERKSHIRE ROAD, IN ANDERSON TOWNSHIP, AND PROVIDING FOR NOTICE AND REMEDIATION PURSUANT TO ORC SECTION 505.87

Whereas, a board of township trustees may provide for the abatement, control, or removal of vegetation, garbage, refuse, and other debris from land in the township, if the board determines that the owner's maintenance of that vegetation, garbage, refuse, or other debris constitutes a nuisance, pursuant to Ohio Revised Code Section 505.87 (the "Statute");

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES (THE "BOARD") OF ANDERSON TOWNSHIP, OHIO (the "Township"), that:

Section 1. Maintenance of the vegetation, garbage, refuse or other debris by the owner or owners (the "owner"), as specified in Schedule A hereto (which by this reference is incorporated herein), is hereby determined to constitute a nuisance within the meaning of the Statute and the owner is hereby ordered to abate, control, or remove the vegetation, garbage, refuse, or other debris as set forth herein.

Section 2. If the owner of the land upon which the nuisance is located is determined by the Zoning Inspector to be a resident of the Township or a nonresident whose address is known, the Zoning Inspector shall give notice to such owner, on behalf of this Board, in substantially the form attached hereto as Schedule A, by posting that notice in a sheltered place and/or in a waterproof envelope on the principal structure (if any) on such land and photographing the posted notice with a camera

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capable of recording the date of the photograph on it. Such notice shall also be sent, on behalf of this Board, by certified mail to each lienholder of record. If such owner's address is unknown and cannot reasonably be obtained, the Zoning Inspector shall cause such notice to be published once in a newspaper of general circulation in the Township.

Section 3. If, within seven (7) days after the giving of the notice or notices provided for in Section 2 hereof, the owner of such land fails to abate, control, or remove the vegetation, garbage, refuse or debris, and no agreement is entered into with the Board under Ohio Revised Code Section 505.87(B)(2) to provide for the abatement, control, or removal, then the Zoning Inspector, on behalf of this Board, shall provide for such abatement, control, or removal and, on behalf of this Board, may employ the necessary labor, materials, and equipment to perform the task. The expenses to be incurred in that regard are hereby authorized and appropriated to be paid from the Township General Fund from moneys not otherwise appropriated. Those expenses shall be recovered by the Township pursuant to Ohio Revised Code Section 505.87(F).

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; Mrs. Stone, yes; Mr. Pappas, yes.

Resolution Accepting Donation of Trees to the Township from John McAllister, Little Miami Landscapes, LLC –

Resolution 21-0520-10: Mrs. Stone moved to adopt a resolution accepting donation of trees to the Township from John McAllister, Little Miami Landscape LLC, pursuant to the authority of Section 505.10 of the Revised Code as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 21-0520-10

**RESOLUTION ACCEPTING DONATION OF TREES TO THE TOWNSHIP FROM
JOHN McALLISTER, LITTLE MIAMI LANDSCAPE LLC,
PURSUANT TO THE AUTHORITY OF SECTION 505.10 OF THE REVISED CODE**

WHEREAS, Section 505.10(A) of the Revised Code (the "Statute") provides that a board of township trustees may accept, on behalf of the township, the donation by bequest, devise, deed of gift, or otherwise, of any real or personal property for any township use; and

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WHEREAS, John McAllister with Little Miami Landscape LLC, donated five trees which were planted at the Heritage Center Arboretum in 2021, for a total investment of \$750.00; and

WHEREAS, this Board desires to accept the donation of the trees;

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. This Board hereby accepts the donation of five trees from John McAllister with Little Miami Landscape LLC, pursuant this Board's authority contained in the Statute and hereby expresses its appreciation to Mr. McAllister for making said donation.

SECTION w. 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; Mrs. Stone, yes; Mr. Pappas, yes.

SHERIFF'S OFFICE

Lt. McElroy had nothing requiring Board action.

PUBLIC WORKS DEPARTMENT

Request to Purchase Case 580 Backhoe –

Resolution 21-0520-11: Mr. Pappas moved to adopt a resolution authorizing the purchase of equipment pursuant to Section 505.101 of the Ohio Revised Code and the disposition of a surplus motor vehicle pursuant to Section 505.10(A)(3) as a trade-in against said purchase as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21-0520-11

AUTHORIZING THE PURCHASE OF EQUIPMENT PURSUANT TO SECTION 505.101 OF THE OHIO REVISED CODE AND THE DISPOSITION OF A SURPLUS MOTOR VEHICLE PURSUANT TO SECTION 505.10(A)(3) AS A TRADE-IN AGAINST SAID PURCHASE

WHEREAS, Section 505.101 of the Ohio Revised Code (the "Acquisition Statute") provides for the purchase of materials, equipment or supplies, without advertising or bidding, from any department, agency, or political subdivision of the State; and

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

WHEREAS, division (A)(3) of the Disposition Statute provides that if a board of township trustees finds, by resolution, that the township has motor vehicles, road machinery, equipment or tools that are not needed or are unfit for public use, and the board wishes to sell the motor vehicles, road machinery, equipment or tools to the person or firm from which it proposes to purchase other motor vehicles, road machinery, equipment or tools, the board may offer to sell the motor vehicles, road machinery, equipment or tools to that person or firm, and to have the selling price credited to the person or firm against the purchase price of other motor vehicles, road machinery, equipment or tools; and

WHEREAS, the Township owns one Model Year 1996 Case Super L Backhoe, more fully described on Exhibit A hereto, which by this reference is incorporated herein and made a part hereof (the "1996 Equipment"), which motor vehicle this Board deems to be unneeded for Township use; and

WHEREAS, if deemed to be advantageous to the Township, this Board desires to dispose of the 1996 Equipment as a trade-in valued at a minimum of \$9,600.00 (the "Minimum Selling Price");

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, one (1) Case 580 Backhoe ("Equipment"), which Equipment is available for purchase pursuant to state bid through the contract of the State of Ohio, Department of Administrative Services, General Services Division, Office of Procurement Services.

Section 2. That this Board hereby authorizes the purchase of the Equipment pursuant to State Bid under the Acquisition Statute at a maximum purchase price not to exceed \$89,780.74 (the "Maximum Purchase Price"), for which funds have been previously appropriated by this Board for the purpose and remain otherwise unencumbered subject; provided that if the Township Administrator deems it to be in the Township's best interest to trade-in the 1996 Equipment as a credit against the purchase price of the Equipment at no less than the Minimum Selling Price, then the Maximum Purchase Price of the Equipment after the trade-in shall not exceed \$80,180.74.

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 and, if applicable, the disposition of the 1996 Equipment

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in accordance with this Resolution. If the 1996 Equipment is a trade-in, then the Township Administrator shall obtain an executed copy of Exhibit B hereto.

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; Mrs. Stone, yes; Mr. Pappas, yes.

Request to Purchase Compact-Excavator E-42 Series –

Resolution 21-0520-12: Mrs. Stone moved to adopt a resolution authorizing the purchase of equipment pursuant to Section 505.101 of the Ohio Revised Code and the disposition of a surplus motor vehicle pursuant to Section 505.10(A)(3) as a trade-in against said purchase as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 21-0520-12

**AUTHORIZING THE PURCHASE OF EQUIPMENT PURSUANT TO SECTION
505.101 OF THE OHIO REVISED CODE AND THE DISPOSITION OF A SURPLUS
MOTOR VEHICLE PURSUANT TO SECTION 505.10(A)(3) AS A TRADE-IN AGAINST
SAID PURCHASE**

WHEREAS, Section 505.101 of the Ohio Revised Code (the “Acquisition Statute”) provides for the purchase of materials, equipment or supplies, without advertising or bidding, from any department, agency, or political subdivision of the State; and

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

WHEREAS, division (A)(3) of the Disposition Statute provides that if a board of township trustees finds, by resolution, that the township has motor vehicles, road machinery, equipment or tools that are not needed or are unfit for public use, and the board wishes to sell the motor vehicles, road machinery, equipment or tools to the person or firm from which it proposes to purchase other motor vehicles, road machinery, equipment or tools, the board may offer to sell the motor vehicles, road machinery, equipment or tools to that person or firm, and to have the selling price credited to

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the person or firm against the purchase price of other motor vehicles, road machinery, equipment or tools; and

WHEREAS, the Township owns one Model Year 2007 Bobcat Excavator 435 Series, more fully described on Exhibit A hereto, which by this reference is incorporated herein and made a part hereof (the "2007 Equipment"), which motor vehicle this Board deems to be unneeded for Township use; and

WHEREAS, if deemed to be advantageous to the Township, this Board desires to dispose of the 2007 Equipment as a trade-in valued at a minimum of \$19,000.00 (the "Minimum Selling Price");

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, one (1) Compact-Excavator E-42 Series ("Equipment"), which Equipment is available for purchase pursuant to state bid through the contract of the State of Ohio, Department of Administrative Services, General Services Division, Office of Procurement Services.

Section 2. That this Board hereby authorizes the purchase of the Equipment pursuant to State Bid under the Acquisition Statute at a maximum purchase price not to exceed \$53,461.70 (the "Maximum Purchase Price"), for which funds have been previously appropriated by this Board for the purpose and remain otherwise unencumbered subject; provided that if the Township Administrator deems it to be in the Township's best interest to trade-in the 2007 Equipment as a credit against the purchase price of the Equipment at no less than the Minimum Selling Price, then the Maximum Purchase Price of the Equipment after the trade-in shall not exceed \$19,000.00.

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 and, if applicable, the disposition of the 2007 Equipment in accordance with this Resolution. If the 2007 Equipment is a trade-in, then the Township Administrator shall obtain an executed copy of Exhibit B hereto.

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; Mrs. Stone, yes; Mr. Pappas, yes.

FIRE & RESCUE

Request for Authorization to Purchase Knox Box Access Equipment –

Resolution 21-0520-13: Mr. Pappas moved to adopt a resolution authorizing the purchase of equipment pursuant to Section 505.101 of the Ohio Revised Code as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21-0520-13

**AUTHORIZING THE PURCHASE OF EQUIPMENT PURSUANT TO SECTION
505.101 OF THE OHIO REVISED CODE**

WHEREAS, Section 505.101 of the Ohio Revised Code provides for the purchase of materials, equipment or supplies, without advertising or bidding, from any department, agency, or political subdivision of the state;

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, certain necessary components of the currently utilized Knox Rapid Access System, including Knox lock boxes, ethernet accessories, mounting brackets and wall mounts (“Equipment”), which Equipment is available from only one source, the manufacturer of said equipment. Also included is an annual subscription fee which allows for remote access to the devices utilizing the manufacturer’s secure internet cloud system.

Section 2. That the maximum amount to be paid as the purchase price for the Equipment is \$17,000.00 and \$600 per year for the internet cloud capabilities, for which funds for the Equipment and the first three (3) years of the internet cloud capabilities 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 aforesaid ambulance in accordance with this Resolution.

Section 4. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open 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; Mrs. Stone, yes; Mr. Pappas, yes.

ADMINISTRATION

Authorization to Submit Grant Application to Construct Anderson Trails Link Along Clough Pike –

Resolution 21-0520-14: Mrs. Stone moved to adopt a resolution authorizing grant application to construct Anderson Trails Link along Clough Pike from the M.E. Lyons YMCA to Eight Mile Road, including improved crosswalk at Endovalley Drive/Juilf's Park Driveway, and committing local matching funds as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 21-0520-14

AUTHORIZING GRANT APPLICATION TO CONSTRUCT ANDERSON TRAILS LINK ALONG CLOUGH PIKE FROM THE M.E. LYONS YMCA TO EIGHT MILE ROAD, INCLUDING IMPROVED CROSSWALK AT ENDOVALLEY DRIVE/JUILF'S PARK DRIVEWAY, AND COMMITTING LOCAL MATCHING FUNDS

WHEREAS, the Board of Township Trustees of Anderson Township ("Board") has repeatedly demonstrated its support for quality-of-life services including the provision of leisure-time opportunities for healthy exercise and the establishment of alternatives to motor vehicle transportation; and

WHEREAS, Anderson Township has been recognized as a pedestrian and bicycle-friendly community, and this Board has supported the planning of the Five Mile Trail, and inter-jurisdictional 14-mile Ohio River Trail, has officially adopted a citizen-prepared Anderson Trails plan (including six updates) for a network of walking and/or biking routes around the Township, has constructed over twenty-five miles of links in this network, and has applied for and been awarded grants to fund other Anderson Trails sections; and

WHEREAS, the Anderson Township Transportation Advisory Committee prepared an update to the Anderson Trails Plan in 2018, which identifies a future sidewalk on the north side of Clough Pike between the M.E. Lyons YMCA and Eight Mile Road; and

WHEREAS, this Trails project represents a key connection being the construction of sidewalks on the north side of Clough Pike to connect Nagel Road and Eight Mile Road; and

WHEREAS, in 2019 and 2020, the Township undertook a study of Clough Pike, involving a tremendous amount of public input and engineering analysis, and ultimately adopted the Clough Pike Transportation Improvement Study in January 2021 ("Study"); and

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WHEREAS, this Study identified the installation of sidewalks on the north side of Clough Pike, between the M.E. Lyons YMCA and Eight Mile Road, including an improved crosswalk of Clough Pike at Endovalley Drive/the Juilf's Park driveway, as a high priority project to improve pedestrian accessibility and safety; and

WHEREAS, preliminary engineering for this sidewalk segment on Clough Pike, with an improved crosswalk, was completed by Stantec, Inc., and this determined that the project was feasible from right-of-way, environmental, engineering and financial perspectives;

NOW, THEREFORE, BE IT RESOLVED that the Board hereby authorizes the preparation and submission of a grant application for Ohio Department of Transportation Alternatives Funds through the Ohio-Kentucky-Indiana Regional Council of Governments, in an amount not to exceed \$206,130 in construction funding, to construct a sidewalk and make crosswalk improvements within or near the Hamilton County right-of-way along Clough Pike, per the preliminary engineering study, with matching Anderson Township 1994 TIF funds of up to \$206,130, and an additional \$65,000 for engineering and environmental activities, and right-of-way acquisition/services, to be provided in the event that such grant is received.

BE IT FURTHER RESOLVED that the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution;

BE IT FURTHER RESOLVED that it is found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public in compliance with all legal requirements including, without implied limitation, Section 121.22 of the Revised Code, except as otherwise permitted thereby.

There was no further discussion.

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

Authorization to Submit Grant Application to Construct Intersection Improvements at Clough Pike and Newtown Road, and Anderson Trails Link Along Clough Pike –

Resolution 21-0520-15: Mr. Pappas moved to adopt a resolution authorizing grant application to construct intersection improvements at Clough Pike and Newtown Road, and Anderson Trails Link along Clough Pike from Newtown Road to Copperleaf Drive, and committing local matching funds as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21-0520-15

AUTHORIZING GRANT APPLICATION TO CONSTRUCT INTERSECTION IMPROVEMENTS AT CLOUGH PIKE AND NEWTOWN ROAD, AND ANDERSON TRAILS LINK ALONG CLOUGH PIKE FROM NEWTOWN ROAD TO COPPERLEAF DRIVE, AND COMMITTING LOCAL MATCHING FUNDS

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WHEREAS, the Board of Township Trustees of Anderson Township (“Township”), Hamilton County, Ohio (“Board”), believes it is important to create planning documents, guiding development decisions and decision-making activities, so as to improve the public safety and the transportation network along Clough Pike; and

WHEREAS, the Board has repeatedly demonstrated its support for quality-of-life services including the provision of leisure-time opportunities for healthy exercise and the establishment of alternatives to motor vehicle transportation; and

WHEREAS, along Clough Pike lies the Township’s second largest business district, the center of commercial activity for the northwestern part of the Township, in addition to other key destinations in our community; and

WHEREAS, the Anderson Township Transportation Advisory Committee prepared an update to the Anderson Trails Plan in 2018, which identifies a potential future extension of the sidewalk network on Clough Pike from Newtown Road to Copperleaf Drive, connecting to the Turpin Hills neighborhood; and

WHEREAS, in 2019 and 2020, the Township undertook a study of Clough Pike, involving a tremendous amount of public input and engineering analysis, and ultimately adopted the Clough Pike Transportation Improvement Study in January 2021 (“Study”); and

WHEREAS, this Study identified the installation of sidewalks on the south side of Clough Pike, between Newtown Road and Copperleaf Drive, connecting into the forthcoming sidewalks at the Harmony Senior Living development, as a high priority project to improve pedestrian accessibility; and

WHEREAS, this Study recommended the installation of a left turn lane for eastbound Clough Pike accessing Newtown Road, as a high priority project to improve vehicular safety and reduce travel delay and congestion in this area; and

WHEREAS, preliminary engineering for this sidewalk segment and left turn lane was completed by Stantec, Inc., and this determined that the project was feasible from right-of-way, environmental, engineering and financial perspectives;

NOW, THEREFORE, BE IT RESOLVED that the Board hereby authorizes the preparation and submission of a grant application for Ohio Department of Surface Transportation Block Grant Funds through the Ohio-Kentucky-Indiana Regional Council of Governments, in an amount not to exceed \$412,875 in construction funding, to construct a sidewalk and left turn lane within or near the Hamilton County right-of-way along Clough Pike, per the preliminary engineering study, with matching Anderson Township 1994 TIF and/or Harmony TIF funds of up to \$412,825, and an additional \$145,000 for engineering and environmental activities, and right-of-way acquisition/services, to be provided in the event that such grant is received.

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BE IT FURTHER RESOLVED that the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution;

BE IT FURTHER RESOLVED that it is found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public in compliance with all legal requirements including, without implied limitation, Section 121.22 of the Revised Code, except as otherwise permitted thereby.

There was no further discussion.

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

Anderson Lake Engineering –

Resolution 21-0520-16: Mrs. Stone moved to authorize staff to enter into an agreement with Burgess & Niple, Inc. to provide engineering services for the study of the Anderson Lake retrofit, for a cost not to exceed \$20,700, as well as a 10% contingency of \$2,700, using TIF funds. Mr. Pappas seconded the motion.

There was no further discussion.

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

Resolution Authorizing the Disposition of Real Property Adjoining 7793 Fox Trail Lane, in Anderson Township –

Resolution 20-0506-17: moved to adopt a resolution authorizing the disposition of real property adjoining 7793 Fox Trail Lane, in the Township, pursuant to Section 505.10(A)(6) of the revised code; approving a real property purchase and sale agreement with Tejal R. Bhatt, with respect thereto, and authorizing the execution and delivery of said agreement as follows; second the motion.

RESOLUTION No. 20-0506-17

A RESOLUTION AUTHORIZING THE DISPOSITION OF REAL PROPERTY ADJOINING 7793 FOX TRAIL LANE, IN THE TOWNSHIP, PURSUANT TO SECTION 505.10(A)(6) OF THE REVISED CODE; APPROVING A REAL PROPERTY PURCHASE AND SALE AGREEMENT WITH TEJAL R. BHATT, WITH RESPECT THERETO, AND AUTHORIZING THE EXECUTION AND DELIVERY OF SAID AGREEMENT.

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

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property, the board, upon unanimous vote of its members and by resolution, 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, the Township owns approximately 6.3071 acres of real property located adjacent to 7793 Fox Trail Lane, in the Township, and identified as Hamilton County Auditor's Tax ID Parcel No. 0500-0190-0015 (the "Township Property"); and

WHEREAS, Tejal R. Bhatt (the "Purchaser") is the record owner of the real property located at 7793 Fox Trail Lane, in the Township ("Purchaser's Property"), has expressed a desire to purchase a portion of the Township Property comprised of 0.0710 acres (the "Property") adjacent to Purchaser's Property from the Township for the purchase price of SEVEN THOUSAND TWO HUNDRED THIRTEEN DOLLARS (\$7,213.00) plus the payment of certain survey and related costs, pursuant to and on the terms and conditions set forth in the Real Property Purchase and Sale Agreement (the "Purchase Agreement") before this Board; and

WHEREAS, this Board hereby determines that it is in the best interests of the Township and its residents to convey the Property to the Purchaser pursuant to the Purchase Agreement, as the same may be revised in accordance with this Resolution;

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 and its residents to authorize the disposition of the Property to the Purchaser at a Purchase Price of not less than SEVEN THOUSAND TWO HUNDRED THIRTEEN DOLLARS (\$7,213.00) plus the payment of certain survey and related costs described in the Purchase Agreement and otherwise on the terms and conditions set forth in the Purchase Agreement, the substantial form of which Purchase Agreement is hereby approved. Further, this Board authorizes the Township Administrator to execute and deliver the Purchase Agreement on its behalf and on behalf of the Township, with such changes thereto as she may determine, after consultation with the Law Director, not to be disadvantageous to the Township, such determination being conclusively evidenced by her execution of the Purchase Agreement. The Township Administrator is further authorized to execute all documents and instruments as she deems, after consultation with the Law Director, to be necessary and appropriate to effectuate the disposition of the Property, such determination being conclusively evidenced by her execution thereof.

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

SECTION 3. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal *Record of Proceedings*

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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; Mrs. Stone, yes; Mr. Pappas, yes.

OKI – ICC Appointments –

Resolution 21-0520-18: Mrs. Stone moved to appoint Steve Sievers as Anderson Township’s representative on the Intermodal Coordinating Committee of the Ohio-Kentucky-Indiana Regional Council of Governments and Brad Bowers as alternate for 2022. Mr. Pappas seconded the motion.

There was no further discussion.

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

Resolution Authorizing the Execution of Amendment No. 2 to Anderson Center Rental Agreement –

Resolution 21-0520-19: Mr. Pappas moved to adopt a resolution authorizing the execution of Amendment No. 2 to Anderson Center Rental Agreement pursuant to Section 505.11 of the Revised Code as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21-0520-19

**RESOLUTION AUTHORIZING THE EXECUTION OF AMENDMENT NO. 2 TO
ANDERSON CENTER RENTAL AGREEMENT
PURSUANT TO SECTION 505.11 OF THE REVISED CODE**

WHEREAS, certain improved real property located at 7850 Five Mile Road is owned by the Township (the “Property”); and

WHEREAS, Section 505.11 of the Revised Code (the “Statute”) authorizes a board of township trustees, when, in its opinion, the township would be benefitted, to lease township real property to any person upon terms agreed upon by the board and lessee; and

WHEREAS, this Board finds it to be in the best interest of the Township to lease, and that the Township would be benefitted by leasing, the Property to Locke Lord, LLP, a Delaware limited liability partnership, (the “Lessee”);

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

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SECTION 1. That this Board hereby determines that it is in the best interest of the Township to lease the Property to the Lessee upon the terms and conditions provided in the Rental Agreement attached hereto as Exhibit A and by this reference made a part hereof (the "Agreement").

SECTION 2. That the Township Administrator is hereby authorized to execute Amendment No. 1 to the Anderson Center Rental Agreement in substantially the form attached hereto as Exhibit A, with such revisions thereto as she deems not to be disadvantageous to the Township, such determination being conclusively evidenced by her execution of the Lease.

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

There was no further discussion.

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

Resolution Authorizing the Grant to Duke Energy Ohio, Inc. of a Perpetual Non-Exclusive Easement Along Anderson Center Drive –

Resolution 21-0520-20: Mrs. Stone moved to adopt a resolution authorizing the grant to Duke Energy Ohio, Inc. of a perpetual non-exclusive easement relating to the construction and maintenance of electric and/or telecommunication overhead lines, supporting equipment, appurtenances, fixtures and equipment over an easement area within real property owned by the Township pursuant to Section 505.10 of the Ohio Revised Code; Mr. Pappas seconded the motion:

RESOLUTION NO. 21 – 0520 – 20

AUTHORIZING THE GRANT TO DUKE ENERGY OHIO, INC. OF A PERPETUAL NON-EXCLUSIVE EASEMENT RELATING TO THE CONSTRUCTION AND MAINTENANCE OF ELECTRIC AND/OR TELECOMMUNICATION OVERHEAD LINES, SUPPORTING EQUIPMENT, APPURTENANCES, FIXTURES AND EQUIPMENT OVER AN EASEMENT AREA WITHIN REAL PROPERTY OWNED BY THE TOWNSHIP PURSUANT TO SECTION 505.10 OF THE OHIO REVISED CODE

WHEREAS, Section 505.10(A)(6) of the Ohio Revised Code (the "Statute") provides that when a board of township trustees has title to real property and the board of township trustees wishes to sell or otherwise transfer the property, the board, upon a unanimous vote of its members and by resolution, may authorize the transfer and conveyance of that real property to any person upon whatever terms are agreed to between the board and that person; and

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WHEREAS, this Board desires to convey an interest in its real property by granting and conveying an easement as described herein and in the Form of Grant of Easement attached hereto as Exhibit A (the "Easement Agreement") in, upon, over, along, under through and across a portion of that certain real property located on Anderson Center Drive, identified by the Hamilton County Auditor as Tax Identification Parcel No. 500-0202-0002-00 and Parcel No. 500-0202-0208-00 and owned in fee by the Board of Township Trustees of Anderson Township (the "Real Property") to Duke Energy Ohio, Inc. (the "Grantee");

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

Section 1. That as owner of the fee simple interest in the Real Property, this Board hereby finds that the area within the Real Property (the "Easement Area") as depicted on Exhibit A to the form of Easement Agreement is not needed exclusively for public use by the Township and determines that it is in the best interest of the Township to grant the perpetual, non-exclusive Easement over the Easement Area "as is" to the Grantee on the terms provided in the Easement Agreement.

Section 2. That the form of the Easement Agreement is hereby approved.

Section 3. That the Township Administrator is hereby authorized to execute the Easement Agreement on behalf of this Board in substantially the form attached hereto as Exhibit A 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. Further, that the Township Administrator is hereby authorized and directed to execute and delivery such documentation, after consultation with the Law Director, as she deems necessary and appropriate to effectuate the conveyance of said easement to the Grantee.

Section 4. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts 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 hereby.

There was no further discussion.

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

Resolution Authorizing the Execution of a Cooperative Agreement with Metropolitan Holdings Limited –

Resolution 21-0520-21: Mr. Pappas moved to adopt a resolution authorizing the execution of a cooperative agreement with Metropolitan Holdings Limited as follows; Mrs. Stone seconded the motion:

RESOLUTION No. 21-0520-21

**RESOLUTION AUTHORIZING THE EXECUTION OF A
COOPERATIVE AGREEMENT WITH METROPOLITAN HOLDINGS LIMITED**

WHEREAS, Sections 5709.73, 5709.74 and 5709.75 of the Revised Code (the “Statute”) authorize the expenditure of certain service payments in lieu of taxes received by a township that has created a tax increment area (“TIF Area”) pursuant to the Statute to pay costs of demolition on private property when determined to be necessary for economic development purposes; and

WHEREAS, this Board has heretofore created a TIF Area within which certain real property located at 5218 Beechmont Avenue in the Township and acquired by Metropolitan Holdings Limited (“MHL”), is located (the “MHL Property”); and

WHEREAS, development of the MHL Property, which has been deemed to constitute a key site in the Township’s Comprehensive Plan, will benefit the Township, expand the Township’s tax base, and create employment opportunities within the Township; and

WHEREAS, MHL will incur certain costs in connection with the demolition of existing structures, improvements and appurtenances thereto located on the MHL Property (the “Demolition”); and

WHEREAS, this Board and the County of Hamilton, Ohio (the “County”) intend to share in the costs of the Demolition with MHL;

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 the Demolition is necessary for economic development purposes.

SECTION 2. The Township Administrator be and she is hereby authorized to execute the Cooperative Agreement by and between the Board and MHL in substantially the form before this Board (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.

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SECTION 3. Service payments in lieu of taxes on deposit in the Township's Tax Increment Equivalent Fund established in connection with the Township's TIF created in 1994 in the amount of \$75,000 are hereby appropriated for the purpose of performing the Agreement.

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

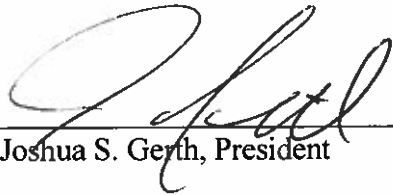
There was no further discussion.

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

Items Arising from Executive Session Discussion – Mrs. Earhart announced that there were no decisions coming out of Executive Session.

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of September _____, 2021.



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 20th day of May 2021, and that said minutes have been duly entered upon the Journal of said Township.

This 16th day of September _____, 2021.



Kenneth G. Dietz, Fiscal Officer

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June 3, 2021

The Board of Township Trustees of Anderson Township (“Board”) held its regular Interim Workshop Meeting on June 3, 2021, 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, 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, Hamilton County Sheriff’s District 5 Commander Lt. Dan McElroy, Law Director Margaret Comey, Fiscal Office Manager Debbie Hucker and Office Manger Betty Cowan.

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

There was no further discussion.

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

TRUSTEES/FISCAL OFFICER

The **Trustees** had nothing requiring discussion.

DISCUSSION ITEMS

Resolution Determining Existence of Subsequent Nuisance, 7080 Hunley Road –

Resolution 21-0603-01: Mr. Pappas moved to adopt a resolution determining existence of subsequent nuisance on land owned by U.S. Bank National Association, located at 7080 Hunley Road, in Anderson Township, and providing for notice and remediation Ohio Revised Code Section 505.87(C) as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21-0603-01

**RESOLUTION DETERMINING EXISTENCE OF SUBSEQUENT NUISANCE ON
LAND OWNED BY U.S. BANK NATIONAL ASSOCIATION, LOCATED AT 7080
HUNLEY ROAD, IN ANDERSON TOWNSHIP, AND PROVIDING FOR NOTICE AND
REMEDIAION OHIO REVISED CODE SECTION 505.87(C)**

WHEREAS, a board of township trustees may provide for the abatement, control, or removal of vegetation, garbage, refuse, and other debris from land in the township, if the board determines that the owner's maintenance of that vegetation, garbage, refuse, or other debris constitutes a nuisance, pursuant to Ohio Revised Code Section 505.87 (the “Statute”); and

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WHEREAS, if a board of township trustees determines within twelve consecutive months after a prior nuisance determination that the same owner's maintenance of vegetation, garbage, refuse, and other debris on the same land in the township constitutes a nuisance, at least four days before providing for the abatement, control, or removal of vegetation, garbage, refuse, and other debris, the board shall give notice of the subsequent nuisance determination to the owner of the land and to any holders of liens of record as provided in Ohio Revised Code Section 505.87(C) (the "Subsequent Nuisance Statute"); and

WHEREAS, by Resolution 20-1015-05 (the "Prior Resolution"), this Board previously determined that the owner's failure to abate, control or remove vegetation, garbage, refuse, and/or other debris on land located at 7080 Hunley Road, in the Township, and further identified on Schedule A (the "Property"), constituted a nuisance within the meaning of the Statute; and

WHEREAS, the owner of 7080 Hunley Road on both October 15, 2020 and as of record on this date is the same, being U.S. Bank National Association (the "Owner");

WHEREAS, the Owner has continued to fail to abate, control, or remove said vegetation, garbage, refuse, and/or other debris from the Property; and

WHEREAS, this date is within twelve consecutive months of passage by this Board of the Prior Resolution;

Now, therefore, the Board of Township Trustees of Anderson Township, Hamilton County, Ohio (the "Township"), hereby resolves that:

Section 1. The failure to abate, control or remove the vegetation, garbage, refuse, and/or other debris by the Owner on the Property, as specified in Schedule A, is hereby determined to constitute a *subsequent* nuisance within the meaning of the Subsequent Nuisance Statute.

Section 2. This Board orders that notice of the subsequent nuisance (the "Notice") be given to the Owner and to any holders of liens of record upon the land (the "Lienholders") in accordance with the Subsequent Nuisance Statute, by sending written notice in the form of Schedule A by first class mail to the Owner and to any Lienholder. Failure of delivery of the Notice shall not invalidate any action to abate, control, or remove the subsequent nuisance. In addition, this Board orders that the Anderson Township Planning and Zoning Department shall cause a copy of the Notice to be posted on the principal structure on the Property and shall photograph that posted Notice with a camera capable of recording the date of the photograph on it.

Section 3. If the Owner's address is unknown and cannot reasonably be obtained, it shall be sufficient to post, and this Board orders the Anderson Township Planning and Zoning Department to post, the Notice on the Township's website for four consecutive days.

Section 4. If, within four days of providing the Notice to the Owner and Lienholders as aforesaid, the Owner and/or the Lienholders fail to abate, control, or remove the vegetation, garbage, refuse, and/or other debris on the Property and fail to enter into an agreement with this

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

June 3, 2021

Board to provide for the abatement, control, or removal thereof, then the Anderson Township Planning and Zoning Department, on behalf of this Board, shall provide for such abatement, control, or removal and, on behalf of this Board, may employ the necessary labor, materials, and equipment to perform the task. The expenses to be incurred in that regard are hereby authorized and appropriated to be paid from the Anderson Township General Fund from monies not otherwise appropriated.

Section 5. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) 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; Mr. Pappas, yes; Mr. Pappas, yes.

Resolution to Award Anderson Lake Dredging Bid –

Resolution 21-0603-02: Mrs. Stone moved that this Board hereby accepts the bid of \$477,000.00, from Mark Haynes Construction, Inc. deemed to be the most responsive and responsible bidder for the Anderson Center Lake Dredging project in accordance with the bid plans and specifications, together with a 10% contingency, for a maximum appropriation of \$524,700.00 in 1994 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 Mark Haynes Construction, Inc. in accordance with their bid for the Anderson Center Lake Dredging project. Mr. Pappas seconded the motion.

There was no further discussion.

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

Request to Solicit Design Firms for Anderson Center Station Electric Refeeding Project –

Resolution 21-0603-03: Mr. Pappas moved to authorize soliciting Architect/Engineer firm for Anderson Center Station electric relocation project. Mrs. Stone seconded the motion.

There was no further discussion.

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

Board of Trustee Meeting Live Streaming – Mr. Magna explained that with the Board of Trustees meetings returning to an in-person format he contacted Industrial Communication and

Record of Proceedings

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
June 3, 2021

Sound (ICS) to investigate possible live streaming solutions. ICS proposed two streaming options. One was based on the existing Extron devices, with an estimated cost of \$8,072.00, and the other a self-contained web presenter offered by Black Magic, with an estimated cost of \$4,428.74. Both solutions require programming within the existing A/V system. Similar to the video recorder, the live streaming would integrate with the Crestron touch screen for ease of operation. **The Board** stated they were not interested in live streaming the meetings.

Cemetery Maintenance – **Mrs. Earhart** announced that Hamilton County Adult Probation could no longer mow the grass at Hillcrest Cemetery due to the cost involved. Regrettably, due to COVID, rain, and the inability of Hamilton County Adult Probation, the grass at Hillcrest had become excessively long. The Township has contracted with Merkle to cut the grass at the Township owned cemeteries. The hope was that the Township could take over maintenance of Hillcrest Cemetery and hire Merkle to cut there as well. Unfortunately, a section of Hillcrest is in the City of Cincinnati and until there was a resolution regarding the parcel within the City of Cincinnati, and who would be responsible for maintain it. the Township cannot take over ownership. The Coalition to Save Hillcrest Cemetery does not have the money for ongoing maintenance.

Mr. Gerth moved to retire to Executive Session to consider the appointment, employment, compensation, or discipline 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. **Mr. Dietz** called the roll: **Mr. Gerth**, yes; **Mr. Pappas**, yes; **Mr. Pappas**, yes.

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

There was no further discussion.

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

Resolution 21-0603-04: **Mrs. Stone** moved to authorize the Township Fiscal Officer to employ **Michelle Moxley** as the Assistant Fiscal Office Manager at the compensation rate of \$48,000 per year, effective June 21, 2021. This position will receive all other benefits normally offered with full-time employment status. **Mr. Pappas** seconded the motion.

There was no further discussion.

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

Resolution 21-0603-05: **Mr. Gerth** moved to adopt a resolution approving a first amendment to lease agreement with **Summerfair Cincinnati, Inc.**, and authorizing its execution and delivery by the Township Administrator as follows; **Mrs. Stone** seconded the motion:

RESOLUTION NO. 21 - 0603 -05

**APPROVING A FIRST AMENDMENT TO LEASE AGREEMENT WITH
SUMMERFAIR CINCINNATI, INC., AND AUTHORIZING ITS EXECUTION AND
DELIVERY BY THE TOWNSHIP ADMINISTRATOR**

WHEREAS, when, in its opinion, the Township would be benefited, this Board is authorized pursuant to Section 505.11(A) of the Revised Code, to lease real property to any person upon terms agreed upon by the Board and the lessee; and

WHEREAS, this Board previously authorized, executed and delivered a Lease Agreement, effective as of October 1, 2018, with Summerfair Cincinnati, Inc. (the "Original Lease"), which Original Lease will terminate May 31, 2021 unless it is renewed and its term is extended; and

WHEREAS, this Board determines that the Township will be benefited by the continued lease of space within Anderson Center to Summerfair Cincinnati, Inc. ("Summerfair"), an Ohio nonprofit corporation and successor to Summerfair Foundation Inc., and deems it to be in the best interest of the Township to enter into a First Amendment to Lease Agreement with Summerfair for the lease of the space within Anderson Center, effective as of May 28, 2021;

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

SECTION 1. That this Board hereby approves the form of First Amendment to Lease Agreement, by and between this Board and Summerfair, as presented to this Board (the "First Amendment") and authorizes the Township Administrator to execute and deliver the First Amendment with such changes thereto as the Township Administrator, after consultation with the Law Director, determines are not materially adverse to the Township, such determination being evidenced by her execution of the First Amendment.

SECTION 2. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

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

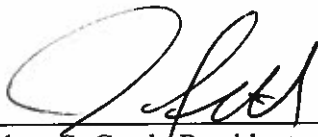
There was no further discussion.

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

As there was no further business, the meeting adjourned.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
June 3, 2021

These minutes were approved at the meeting of September 16, 2021.



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 3rd day of June, and that said minutes have been duly entered upon the Journal of said Township.

This 16th day of September, 2021.



Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

June 14, 2021

The Board of Township Trustees of Anderson Township (“Board”) held a Special Meeting on June 14, 2021, at 12:30 p.m., in the Board Meeting Room at Anderson Center. Present were the following Board members:

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

Also present when the meeting was called to order were Fiscal Officer Ken Dietz, Township Administrator Vicky Earhart, Assistant Administrator for Human Resources Suzanne Parker, Fire Chief Rick Martin, Assistant Fire Chief Bob Herrlinger and Administrative Assistant Molly Mohrfield.

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

There was no further discussion.

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

Consideration of an appeal of a disciplinary decision, made by the Fire Chief and upheld by the Township Administrator –

Mrs. Earhart introduced Tom Allen, Labor Attorney, with Frost Brown Todd who would be representing the Township, **Mr. Allen** asked Chief Martin to explain why everyone was present. **Chief Martin** explained that Firefighter (FF) Mike Koch had been sending FF Mitch Cordell threatening texts with exposure of an unknown issue that FF Koch claims was between FF Cordell and Lt. Brian Jones. Copies of the text messages were presented to the Board. FF Cordell reported the incident to his Lieutenant (Lt.), Matt Janke, who in turn reported it to Battalion Chief Mike Meiners. FF Cordell had informed Chief Martin that he had no idea what FF Koch was referring to relative to the allegations of misconduct, ethical issues, or alleged recordings. It was discovered that FF Koch was alleging that Lt. Jones, and Battalion Chief Kasperczyk sought tickets or access to Riverbend from FF Cordell. Both Lt. Jones and BC Kasperczyk were very clear that no such conversation ever occurred.

On March 2, 2021, a conduct conference was held at Anderson Center. Present at the conference were Ms. Parker, Assistant Chief Herrlinger, acting as the hearing officer, Union President Ken Lovins, and FF Koch. As a result of the evidence presented, it was determined that FF Koch was guilty of the charge of coercion, threatening fire department members and engaging in an activity that was detrimental to the fire department. Therefore, considering the gravity of the circumstances, it was determined that FF Koch be demoted one pay grade. On April 1, 2021, the Union filed for a reconsideration request regarding FF Koch’s demotion of one pay grade. The decision was upheld.

Mr. Allen stated that FF Koch had argued that the texts in question were sent while he was off duty. The Firefighters Union had also contended that the punishment did not fit the crime, referencing the most recent demotion of Lt. Hancock. **Mrs. Earhart** responded that FF Hancock

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
June 14, 2021

never threatened a member of the department. Threats carry more weight. Words written off duty still count. **Mr. Allen** pointed out that when FF Koch when asked why the threats had been made, FF Koch responded that “he wanted to bust Cordell’s balls” because he felt he had been “thrown under the bus”, “stabbed in the back”. The Township Employee Assistant Program offered to employees and families was discussed with the Union but was ultimately rejected. Mr. Koch had stated that he was getting treatment.

Firefighter Nick Flerlage Union President explained that Lt. Lovins had stepped down as Union President and he had taken over the position and would be representing FF Koch. He had a statement and no witnesses. The Union felt that the demotion, and punishment was extreme regarding this issue in comparison to other disciplinary issues in the past. He referred to the demotion of Lt. Hancock for his on-duty issue of asking both direct and indirect subordinates for money with a promise to repay that never occurred. He had been notified previously that his behavior would not be tolerated by the department. Lt. Hancock was offered a diversion program at the onset of his conduct hearing and was given the opportunity to put the disciplinary process on hold after making amends to the ideas that he had a problem and would seek help. Lt. Hancock did not feel he had a problem and the conduct hearing continued.

In comparison FF Koch was not provided the same consideration. The paper trail of evidence suggested that the Township was aware of internal medical issues and possible psychological issues that FF Koch continued to battle, yet no offer for counseling or additional treatment was noted in the punishment. The Union felt that the demotion for Lt. Hancock was justified based on the facts that were presented and the doubts that he could continue in the lieutenant role. FF Flerlage pointed out that the allegations against FF Koch occurred when he was off duty. There were vague statements, and no definitive threats. The Union believed that conflict resolution should had been brought forward and utilized as a means to have both parties come to some sort of resolution. FF Flerlage referred to the incident between Lt. Lovins and BC Smith where alleged physical contacted was made along with derogatory comments while on duty. BC Smith only received verbal counseling. There had been a history of disproportionate discipline in the Fire Department.

Mr. Allen asked Chief Martin about a recent post that FF Flerlage had made. **Chief Martin** stated that FF Flerlage had posted that he “hated his job”. To attempt to resolve the issue he asked FF Flerlage to make a bulleted list of the issues in hopes that they could come to some sort of resolution. FF Flerlage compiled the list and they reviewed it together. There were issues going back several years ago. The discussion was left unresolved.

Mr. Pappas asked FF Flerlage if Chief Martin had seen or was aware of his post regarding hating his job. **FF Flerlage** responded no. **Mr. Pappas** stated that the messages and texts sent by FF Koch referencing being “pissed off” sounded like a threat. **FF Koch** replied that he was trying to get FF Cordell’s attention. He was under the impression that they had a good relationship. **Mr. Pappas** asked about the incident where FF Koch was sleeping in the bunk room. **FF Koch** explained that while he was on light duty one of his jobs was to drive trucks to

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
June 14, 2021

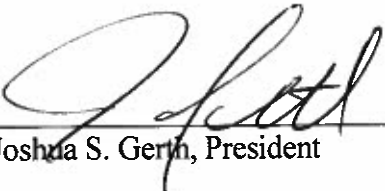
different stations to be worked on. While waiting for the truck to be finished he had been told that he could not interact with firefighters in the kitchen or the day room, therefore, he would go the bunk room as a place to be away from the firefighters on duty. So, the speculation was that he may be sleeping.

Mr. Pappas asked if FF Koch had a bad relationship prior to this incident with FF Cordell. **FF Koch** responded he did not believe so. FF Cordell just really “pissed” him off. He was more hurt and disappointed. He felt they had a great relationship. **Mr. Pappas** asked how the statement “I need answer before 10 pm or I will take matters into my own hands” should that be taken. **FF Koch** stated that he really wanted to explain how he felt, and when FF Cordell would not respond, he got upset. **Mr. Pappas** asked if FF Cordell was member of the Union. **FF Flerlage** responded yes.

Mrs. Earhart stated that the Board had five days to render a decision.

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of September 16, 2021.



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 14th day of June 2021, and that said minutes have been duly entered upon the Journal of said Township.

This 16th day of September, 2021.



Kenneth G. Dietz, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

June 17, 2021

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on June 17, 2021, at 5:00 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 called the meeting to order and moved to retire to Executive Session to consider the discipline or demotion of a public employee as permitted by Ohio Revised Code Section 121.22(G)(1) and to consider the sale of property as permitted by Ohio Revised Code 121.22(G)(2). Mrs. Stone 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. Mrs. Stone seconded the motion. Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. 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, Assistant Fire Chief Bob Herrlinger, Facilities Manager Mark Magna, Hamilton County Sheriff Lt. Dan McElroy, Law Director Margaret Comey, 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; Mrs. Stone, yes; Mr. Pappas, yes.

PRESENTATIONS AND RECOGNITIONS

School Resource Officer Bob Goettke Retirement – Lt. McElroy announced that Deputy Bob Goettke, the Township’s School Resource Officer, would be retiring after 21 years of service.

Nancy Downs Retirement – Mr. Dietz announced that Nancy Downs would be retiring after 24 years of service to the Township.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
June 17, 2021

Sarah Donovan, AICP Certification – **Mr. Drury** announced that Sarah Donovan received her American Institute of Certified Planners (AICP) designation. The certificate offered through the American Planning Association (APA), was a recognition of a planner’s experience and qualifications.

PUBLIC FORUM

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

TRUSTEE COMMENTS

Independence Day Parade – **Mr. Gerth** announced that the 4th of July Parade would be taking place on Saturday, July 3rd at 10 a.m.

FISCAL OFFICER

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

Appropriation Changes –

Resolution 21-0617-01: Mr. Pappas moved to adopt the appropriation changes as recommended by the Fiscal Officer. Mrs. Stone seconded the motion.

Appropriation Change Within Same Fund

TIF-STONECREST/ANTHOLOGY (34)

34.1100.07	- \$ 111,015	Contracts
34.1100.08	+\$ 111,015	SD – FHSD

There was no further discussion.

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

Announcement Regarding Public Hearing for 2022 Preliminary Tax Budget Set for 5:30 PM on July 15, 2021 – **Mr. Dietz** stated that each year the Township was required to submit a tax budget to the Hamilton County Auditor for the next succeeding fiscal year. Over the next few weeks department heads and Administration would be working on compiling the required information.

LAW DIRECTOR

Mrs. Comey had nothing requiring Board action.

PLANNING & ZONING

Elstun Road Sidewalk Project –

Resolution 21-0617-02: Mr. Pappas moved to adopt a resolution authorizing grant application to construct Anderson Trails Link along Elstun Road from Beechmont Ave. (SR 125) to Spindlehill Drive, and committing local matching funds as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21-0617-02

AUTHORIZING GRANT APPLICATION TO CONSTRUCT ANDERSON TRAILS LINK ALONG ELSTUN ROAD FROM BEECHMONT AVE (SR 125) TO SPINDLEHILL DRIVE, AND COMMITTING LOCAL MATCHING FUNDS

WHEREAS, the Board of Township Trustees of Anderson Township ("Board") has repeatedly demonstrated its support for quality of life services including the provision of leisure-time opportunities for healthy exercise and the establishment of alternatives to motor vehicle transportation; and

WHEREAS, Anderson Township has been recognized as a pedestrian and bicycle-friendly community, and

WHEREAS, this Board has supported the planning of the Five Mile Trail, and inter-jurisdictional 14-mile Ohio River Trail, has officially adopted a citizen-prepared Anderson Trails Plan (including six updates) for a network of walking and/or biking routes around the Township, has constructed over twenty-five miles of links in this network, and has applied for and been awarded grants to fund other Anderson Trails sections; and

WHEREAS, this Trails project represents a key connection from the multi-family residences on Spindlehill Drive and Reserve Circle to the existing bus stop at Beechmont Avenue and Elstun Road; and

WHEREAS, in 2018 and 2019, Township Staff took part in the Eastern Corridor Study, involving public input and engineering analysis, and ultimately the Ohio Department of Transportation District 8 ("ODOT") adopted the Conceptual Alternatives Implementation Plan for Eastern Corridor Segments II and III in 2019, ("Study"); and

WHEREAS, this Study identified a new sidewalk along Elstun Road to connect the METRO bus stops on Beechmont Avenue with rental properties on Spindlehill Drive and Reserve Circle, as a medium priority project to improve pedestrian accessibility and safety; and

WHEREAS, preliminary engineering for this sidewalk segment on Elstun Road completed by Stantec, Inc., determined that the project was feasible from right-of-way, environmental and engineering perspectives;

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
June 17, 2021

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

Section 1. That this Board hereby authorizes the preparation and submission of a grant application for Transit Infrastructure Funding through Southwest Ohio Regional Transit Authority (SORTA), in an amount not to exceed \$340,524.00 in construction funding, to construct a sidewalk within or near Hamilton County and ODOT right-of-way along Elstun Road, per the preliminary engineering study, with matching Anderson Township 1994 TIF funds of up to \$34,052.40, plus costs associated with engineering and environmental activities, and right-of-way acquisition/services, in the event that such grant is received.

Section 2. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

Section 3. That it is found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public in compliance with all legal requirements including, without implied limitation, Section 121.22 of the Revised Code, except as otherwise permitted thereby.

There was no further discussion.

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

Little Dry Run Road/Lawyer Road Sidewalk –

Resolution 21-0617-03: Mrs. Stone moved to authorize staff to enter into an agreement with Brandstetter-Carroll Inc. to provide additional engineering services for roadway improvements and sidewalk/storm water improvements on Lawyer Road for a total cost not to exceed \$11,500, as well as a 10% contingency of \$1,150 using 1994 TIF funds. Mr. Pappas seconded the motion.

There was no further discussion.

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

SHERIFF’S OFFICE

Liquor License Transfer Request for SP Game LLC, dba The Game located at 8251 Beechmont Avenue, Unit A –

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
June 17, 2021

Resolution 21-0617-04: Mr. Pappas moved not to object to a liquor license transfer request for SP Game LLC, dba The Game located at 8251 Beechmont Avenue, Unit A. Mrs. Stone seconded the motion.

There was no further discussion.

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

PUBLIC WORKS DEPARTMENT

Mr. Magna had nothing requiring Board action.

FIRE & RESCUE

Assistant Chief Herrlinger had nothing requiring Board action.

ADMINISTRATION

Request Authorization to Award Bid for RecPlex Parking Expansion –

Resolution 21-0617-05: Mrs. Stone moved that this Board hereby accepts the Bid of \$372,710.05, from Pinnacle Paving & Sealing, Inc. deemed to be the most responsive and responsible bidder for the RecPlex Parking Expansion project in accordance with the bid plans and specifications, together with a 10% contingency, for a maximum appropriation of \$409,981.05 in 1994 TIF and Stonecrest/Anthology TIF funds; further, the 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 contractor with Pinnacle Paving & Sealing, Inc. in accordance with their bid for the RecPlex Parking Expansion project. Mr. Pappas seconded the motion.

There was no further discussion.

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

Resolution Authorizing the Execution of an Agreement with Meals on Wheels of Southwest OH & Northern KY –

Resolution 21-0617-06: Mr. Pappas moved to adopt a resolution authorizing the execution of an agreement with Meals on Wheels of Southwest Ohio & Northern Kentucky as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21-0617-06

**RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH
MEALS ON WHEELS OF SOUTHWEST OHIO & NORTHERN KENTUCKY**

Record of Proceedings

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
June 17, 2021

WHEREAS, boards of township trustees are authorized, pursuant to Section 505.70(b) of the Revised Code, among other things, to participate in and cooperate with public and nonprofit private agencies and organizations in establishing and operating programs to provide necessary social services to meet the needs of older persons; and

WHEREAS, Meals on Wheels of Southwest Ohio & Northern Kentucky, an Ohio nonprofit organization (“MOW”), and this Board desire to enter into an agreement pursuant to which MOW will provide adequate social services, home delivered meals, congregate meals and transportation (the “Services”) to seniors in the Township;

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 determines that it is in the best interest of the Township to enter into an agreement with MOW in substantially the form attached hereto as Exhibit A and by this reference made a part hereof (the “Agreement”), pursuant to which MOW will provide the Services to seniors in the Township.

SECTION 2. That the Township Administrator is hereby authorized to execute the Agreement in substantially the form attached hereto as Exhibit A, with such revisions thereto as she deems, after consultation with the Law Director, not to be disadvantageous to the Township, such determination being conclusively evidenced by her execution of the Agreement.

SECTION 3. That the preambles hereto are and shall be deemed to be for all purposes integral parts of this resolution.

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

There was no further discussion.

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

Authorization to Enter Into Service Agreement with Ohio-Kentucky-Indiana Regional Council of Governments for Use of RAVEN911 System –

Resolution 21-0617-07: Mrs. Stone moved to authorize the Fire Chief to enter into a Service Agreement with the Ohio-Kentucky-Indiana Regional Council of Governments for use of the RAVEN911 system. Mr. Pappas seconded the motion.

There was no further discussion.

Record of Proceedings

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

Items Arising from Executive Session Discussion –

Resolution 21-0617-08: Mr. Pappas moved to adopt a resolution approving a Second Amendment to real property purchase and sale agreement with Zicka Development Company, LLC and authorizing the Township Administrator to execute and deliver said Second Amendment on behalf of the Board as follows; Mrs. Stone seconded the motion:

RESOLUTION No. 21-0617-08

A RESOLUTION APPROVING A SECOND AMENDMENT TO REAL PROPERTY PURCHASE AND SALE AGREEMENT WITH ZICKA DEVELOPMENT COMPANY, LLC AND AUTHORIZING THE TOWNSHIP ADMINISTRATOR TO EXECUTE AND DELIVER SAID SECOND AMENDMENT ON BEHALF OF THIS BOARD.

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, upon unanimous vote of its members and by resolution, 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 by Resolution No. 19-1121-12, duly passed on November 21, 2019, authorized the disposition of certain property owned by the Township and located at 1357 Nagel Road, in the Township (the “Property”), to Zicka Development Company, LLC, pursuant to a Real Property Purchase and Sale Agreement (“PSA”) authorized by said Resolution;

WHEREAS, this Board by Resolution No. 21-0121-14, duly passed on January 21, 2021, authorized that certain First Amendment to Real Property Purchase and Sale Agreement (“First Amendment”) which, among other things, extended the term of the Studies Period (as defined in the PSA) to May 31, 2021;

WHEREAS, this Board hereby determines that it is in the best interests of the Township and its residents to enter into a Second Amendment to Real Property Purchase and Sale Agreement (“Second Amendment” and together with the PSA as amended by the First Amendment, the “Agreement”) in the form before this Board to amend the PSA as amended by the First Amendment by, among other things, extending the duration of the Agreement to August 31, 2021, on the terms provided in the Second Amendment;

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:

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
June 17, 2021

SECTION 1. This Board hereby approves the form of the Second Amendment and authorizes the Township Administrator to execute and deliver the Second Amendment. The Township Administrator is further authorized to execute and deliver all documents and instruments as she deems, after consultation with the Law Director, to be necessary and appropriate to effectuate the disposition of the Property, such determination being conclusively evidenced by her execution thereof.

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

SECTION 3. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) 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; Mrs. Stone, yes; Mr. Pappas, yes.

Resolution 21-0617-09: Mrs. Stone moved to adopt a resolution affirming the demotion of Firefighter Michael Koch as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 21-0617-09

A RESOLUTION AFFIRMING THE DEMOTION OF FIREFIGHTER MICHAEL KOCH

WHEREAS, the Anderson Township Board to Township Trustees met in a special public session on Monday, June 14, 2021 at 12:30 pm; and

WHEREAS, at that meeting, this Board reviewed documents related to the discipline of Firefighter Michael Koch, received testimony from Chief Richard Martin, Assistant Chief Robert Herrlinger, and Township Administrator Vicky Earhart, and heard argument and testimony from Union President Nick Flerlage; and

WHEREAS, Firefighter Koch wrote to a co-worker via Facebook messenger: “You know you’re going to fix this”; “your [sic] pissing me off. Ask yourself, is that is a good decision?”; “Here’s the deal. I ask, you do”; “I need an answer so I can plan appropriately . . . before 10 pm or I’ll decide what to do”; and

WHEREAS, Firefighter Koch repeatedly intimidated, threatened, coerced, and attempted to blackmail and/or extort the same co-worker by falsely alleging that the co-worker had committed an ethical violation, and called the co-worker a “Back stabbing SOB”; and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

June 17, 2021

WHEREAS, Firefighter Koch violated the Collective Bargaining Agreement, Fire Department Rules and Regulations, the Township's Ethics Policy, and the Township Employee Handbook. Further, this Board agrees with the recommendations of the Assistant Fire Chief and the Township Administrator that the loss of one pay grade is appropriate discipline for these violations, and cannot in good conscience overturn the reasoned analysis, findings, and recommendations of our administration; and

WHEREAS, the Union contends that the Township has not administered discipline consistently. However, this Board expressly finds that each of the Union's proffered examples were distinguishable, for various reasons.

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. The Board hereby affirms the recommendations of the Assistant Fire Chief and the Township Administrator to demote Firefighter Koch one pay grade. The Board expressly finds that there is just cause for a demotion under these circumstances.

SECTION 2. This resolution shall take effect at the earliest opportunity allowed by law.

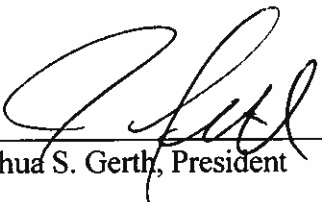
SECTION 3. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were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

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 September 16, 2021.



Joshua S. Gerth, President



Kenneth G. Dietz, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
June 17, 2021

CERTIFICATION

The undersigned, duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true excerpt from the minutes of a regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 17th day of June 2021, and that said minutes have been duly entered upon the Journal of said Township.

This 16th day of September, 2021.



Kenneth G. Dietz, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
July 1, 2021

The Board of Township Trustees of Anderson Township (“Board”) held its regular Interim Workshop Meeting on July 1, 2021, at 2:00 p.m., in the Large Conference Room at Anderson Center. Present were the following Board members:

Joshua S. Gerth
Andrew S. Pappas

Mr. Gerth called the meeting to order and welcomed attendees including Fiscal Officer Ken Dietz, Township Administrator Vicky Earhart, Assistant Township Administrator for Operations Steve Sievers, Assistant Township Administrator for Human Resources Suzanne Parker, Fire Chief Rick Martin, Planning & Zoning Director Paul Drury, Public Works Director Eric Luginbuhl, Facilities Manager Mark Magna, District 5 Commander Lt. Dan McElroy, Township Attorney Gary Powell, Fiscal Office Manager Jennifer Baker, Fiscal Office Assistant Michelle Moxley and Administrative Assistant Molly Mohrfield.

Mr. Gerth moved to adopt the agenda. Mr. Pappas seconded the motion.

There was no further discussion.

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

TRUSTEES/FISCAL OFFICER

Mr. Dietz introduced the new Fiscal Office Manager Jennifer Baker, and Fiscal Office Assistant Michelle Moxley.

DISCUSSION ITEMS

Proposal for Anderson Center Station Electric Refeed –

Resolution 21-0701-01: Mr. Pappas moved that this Board hereby accepts the quote of \$4,890.00, from Cain Thomas Associates, Inc. for the Anderson Center Station Electric Refeed Design Services, together with a 10% contingency, for a maximum appropriation of \$5,379.00 funded out of TIF funds; further, this Board hereby authorizes and directs the Township Administrator, after consultation with the Law Director, to enter into contract with Cain Thomas Associates, Inc. for the Anderson Center Station Electric Refeed Design Services. Mr. Gerth seconded the motion.

There was no further discussion.

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

Potential False Alarm Direction – Mr. Sievers explained that in 2018 the Board adopted a Resolution which established a false alarm fee in the Township. This followed years of staff monitoring Hamilton County Communications dispatch data and sending letters to repeat offenders. It had become a laborious process. As a result, staff was proposing a shift in
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ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

July 1, 2021

direction. Specifically, there would be 6 rather than 3 false alarm warnings per calendar year. On the 4th or 5th warning staff would send a letter and/or the Sheriff's Office would contact the property owner/business to alert them that if the situation was not resolved future responses would result in fines. Then, beginning with the 7th and successive alarm, Administration would send fine letters. The big difference with this change was that the basis for this tracking would not be from Sherriff's Deputy contact, it would come from dispatch information that the Township received monthly from the Hamilton County Communication Center. **Mr. Gerth** asked how much in fines had been collected. **Mr. Sievers** responded approximately \$2,000 to \$3,000 over a couple of years. **Mr. Pappas** felt it was a good idea.

Mr. Drury explained that at the start of the Clough Pike Corridor Study Implementation Plan one of the recommendations was for a sidewalk connection from Eight Mile Road going east to Anderson Cove. There was currently a sidewalk on Clough Pike that linked Anderson Cove Lane to Tall Pines Lane, along with a small segment of sidewalk on the south side of Clough Pike that linked Muskegon Drive and the Summit Estate subdivision. The Clough Pike Corridor Study Implementation Plan recommended a sidewalk on Clough Pike to connect to Eight Mile Road but there were topography issues. Therefore, staff was looking at potentially taking the sidewalk through the Summit Estate subdivision with a new walk on Holiday Hills Drive. He proposed having Choice One Engineering look at making that connection. This recommendation would deviate from the policy of using road levy dollars to construct sidewalks on Township streets. He asked for the Board's approval to see if this connection would be a feasible option. **Mr. Sievers** pointed out that this would be a simple section to construct. **Mr. Gerth** gave his approval.

Transient Vendor – **Mrs. Earhart** stated that the Township recently received a complaint about an aggressive transient vendor. After reviewing the Ohio Revised Code, she discovered a section that would allow the Board to set hours of operations for transient vendors and require registration. Basically, the transient vendors would have to pay a fee and register to solicit in the Township. Once they were registered a background check would be performed on all their employees. The Township would then issue a badge to that vendor, and they would be given a set amount of time that they could operate within the Township. Residents would also have the option to sign up on a do not solicit list. The vendors would then be responsible to review that list, on the website, making sure they did not knock on those doors. If they did, that would result in a call to the Sheriff's Office, and the vendor would receive a warning. If they continue to knock on doors that were listed on the Township's website the Sheriff's Office would have the ability to revoke their badge and their permission to solicit in the Township for a couple of years.

Lt. McElroy stated that the Sheriffs Department did not receive many complaints. He believed that if residents had no soliciting signs prominently displayed, most of the vendors obey them. He was concerned that if the opt out list was long, potential mistakes could be made by the vendors. He felt having a registry would cause more problems. **Mr. Gerth** asked if some type of limitation was enacted would the opt out option also have to be provided to residents. **Mrs.**

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
July 1, 2021

Earhart stated that she did not believe so, but more research would be needed. She would also need to research if set hours could be established without requiring registration.

Mr. Gerth stated that he was not opposed to the registration requirement, in the hope that may help to eliminate the more aggressive vendors. **Mr. Sievers** pointed out that by having vendors register, staff would know who was operating in the Township. **Mr. Gerth** asked if the registration was just for transient vendors. **Mrs. Earhart** replied it was. It would not be applicable to non-profits. **Mr. Pappas** stated that he would like set hours. He was not against having them register but felt it would take a tremendous amount of work. **Mrs. Earhart** stated that if the Board would like to proceed with set hours and some type of registration a resolution would need to be adopted. She would do more research and come back to the Board with more information.

American Rescue Plan Act Funding Update – **Mrs. Earhart** stated that the Township was set to receive \$4,600,000 in American Rescue Plan Act (ARPA) funds. The ARPA differed from the CARES Act funding in that the CARES Act money was deposited directly into the Township's account. In order to receive the ARPA funding the Township would need to register. If the Township wished to decline the funds, an email would need to be sent to the Ohio Office of Budget Management. She pointed out that there were stringent regulations regarding what the funding could be used for. The funds may be spent to respond to the pandemic and its negative economic impacts, provide bonus pay to essential workers, restore cuts in public services caused by the pandemic-induced revenue losses and to make necessary investments in water, sewer, or broadband infrastructure. The funding for personnel required that an employee had to have dedicate 50% or greater of their job to COVID. The way the funding was laid out for revenue replacement required calculations based on overall revenue reduction, not by individual funds. Therefore, the Township did not meet the qualifications for revenue replacement.

In regard to the investments in water, sewer, or broadband. She had to do more research. The Township did have some stormwater management projects but everything she had read refers to the Environmental Protection Agency (EPA) and drinking water quality. She would do more research on that as well. The Board was going to have to determine whether to accept the funding. The monies had to be appropriated by the end of 2024. Right now, she was struggling to find projects that would fit the criteria. **Mr. Dietz** agreed. He went through the budget and could not find any areas that would meet the qualifications.

Mr. Gerth asked what the Road and Bridge Fund would look like in 2022, 2023, and 2024 and if there would there be a deficit. **Mr. Dietz** responded that the Township had been permitted to use TIF monies to offset capital expenditures for the Public Works Department. Therefore, there was a balance in the Road and Bridge Fund. His projection was by the end of 2023. The Township would need to request a Public Works Levy. **Mr. Gerth** questioned if some of the funding could be used to fill the gap in the Road and Bridge Fund. He pointed out that the City of Cincinnati received over \$300,000,000. They were using \$19,000,000 on a General Fund deficit this year, \$20,000,000 in lost revenue for this year, and \$67,000,000 to fill the projected

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

July 1, 2021

General Fund deficit next year. Mrs. Earhart believed the city would be experiencing a revenue reduction based on a calculation that the Federal Government laid out. She did not believe the Township fell in the category of revenue reduction. Mrs. Baker asked what if the Township were to accept the funding and it did not get used, could it be returned. Mrs. Earhart responded that she had asked that question and had yet to receive an answer. She pointed out that the funding had a lot of strings attached regarding documentation. Documentation had to occur over a period of years, indicating how the funding benefited the Township, and was tied to the COVID Pandemic. Mr. Sievers pointed out that the Township had passed stormwater fees to all residents and questioned if the funding could be used to offset those fees. Mr. Gerth stated that Cincinnati Water Works was going to increase everyone's water rates over the next three years in conjunction with replacing lead pipes. That would seem to be a quality issue and if residents were facing a 4% to 5% increase, could that funding be used to offset the increase. Mrs. Earhart stated she was concerned if funding was used to pay Metropolitan Sewer District or Cincinnati Water Works the Township was ultimately responsible for ensuring the guidelines, rules and regulations were followed in regards to the funding parameters. Mr. Dietz asked what the deadline was for making a decision regarding accepting the funding. Mrs. Earhart responded September 4th to register to accept the funds, and 60 days after that the funds would be deposited into the Township's account.

Mr. Gerth moved to retire to Executive Session to consider the discipline of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1), to consider the purchase of property for public purposes, or the sale of property as permitted by Ohio Revised Code Section 121.22(G)(2), and to confer with the Law Director concerning disputes that are the subject of pending or imminent court action as permitted by Ohio Revised Code Section 121.22(G)(3). Mr. Pappas seconded the motion. Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Stone, absent; Mr. Pappas, yes.

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

There was no further discussion.

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

Worth Settlement –

Resolution 21-0701-02: Mr. Pappas moved to authorize the Township Administrator to sign the settlement agreement and release relating to final resolution of the lawsuit brought against the Township and others over Hamilton County's approval of the Anderson Valley Subdivision as follows; Mr. Gerth seconded the motion:

RESOLUTION NO. 21-0701-02

AUTHORIZING THE TOWNSHIP ADMINISTRATOR TO SIGN THE SETTLEMENT AGREEMENT AND RELEASE RELATING TO FINAL RESOLUTION OF THE LAWSUIT BROUGHT AGAINST THE TOWNSHIP AND OTHERS OVER HAMILTON COUNTY'S APPROVAL OF THE ANDERSON VALLEY SUBDIVISION

WHEREAS, Matthew J. Worth, Jessica L. Worth, Andrew A. Worth and Molly A. McClure ("Neighboring Owners") filed suit following the Hamilton County Regional Planning Commission's preliminary approval of the Anderson Valley Subdivision, and named among others, the Anderson Township Planning and Zoning Department and Paul Drury in his official capacity as Director of the Department, in the lawsuit; and

WHEREAS, although the lawsuit was dismissed by both the Hamilton County Common Pleas Court and the First District Court of Appeals, settlement negotiations were on-going between the Neighboring Owners and the prospective developer of the subdivision; and

WHEREAS, the Neighboring Owners and the prospective developer reached a settlement of all issues relating to the proposed development of the subdivision; and

WHEREAS, the Anderson Township Planning and Zoning Department has been asked to sign the Settlement Agreement and Release solely to effectuate the mutual release of all claims relating to the subdivision approval between all of the parties to the lawsuit;

NOW, THEREFORE, BE IT RESOLVED that the Board of Township Trustees of Anderson Township ("Board") hereby authorizes the Township Administrator to sign the settlement agreement and release relating to the final resolution of the lawsuit brought against, among others, the Township's Planning and Zoning Department and Paul Drury over Hamilton County's preliminary approval of the Anderson Valley Subdivision, for the sole purpose of effectuating the mutual release of all claims relating to the subdivision approval.

BE IT FURTHER RESOLVED that the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution;

BE IT FURTHER RESOLVED that it is found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public in compliance with all legal requirements including, without implied limitation, Section 121.22 of the Revised Code, except as otherwise permitted thereby.

There was no further discussion.

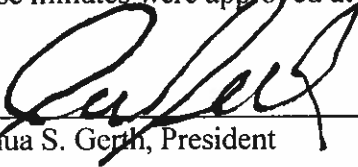
Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Stone, absent; Mr. Pappas, yes.

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ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
July 1, 2021

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of September 16, 2021.



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 1st day of July, and that said minutes have been duly entered upon the Journal of said Township.

This 16th day of September, 2021.



Kenneth G. Dietz
Fiscal Officer

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
July 15, 2021*

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on July 15, 2021, at 5:30 p.m., in the Anderson Center Board Room. Present were the following Board members:

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.

EXECUTIVE SESSION - There was no executive session for this meeting.

Mrs. Stone 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, Fiscal Office Manger Debbie Hucker, Hamilton County Sheriff’s Office Sgt. Dishion and Office Manager Betty Cowan. She asked them to join her in the Pledge of Allegiance.

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

There was no further discussion.

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

PUBLIC HEARINGS

2022 PRELIMINARY TAX BUDGET

Mrs. Stone opened the public hearing for the 2022 Preliminary Tax Budget

2022 Preliminary Tax Budget – **Mr. Dietz** explained that each year the Township was required to submit a tax budget for the next fiscal year. He pointed out that compiling this budget was very difficult because of COVID. This is preliminary and is inline as to what we have now, in 2021. The budget we are proposing is 5 percent under the 2021 budget. Mr. Dietz went on to explain in detail. He asked for approval of the tax budget.

Mrs. Stone asked if anyone would like to comment on the 2022 Preliminary Tax Budget.

Hearing no comments **Mrs. Stone** closed the public hearing.

Resolution 21-0715-01: Mr. Pappas moved to approve the 2022 Preliminary Summary Tax Budget as presented by the Fiscal Officer. Mrs. Stone seconded the motion;

**ADOPTION OF 2022 TAX BUDGET
RESOLUTION NO. 21-0715-01**

WHEREAS, Section 5705.28 of the Ohio Revised Code requires that the taxing authority of each subdivision shall adopt a tax budget for the next succeeding fiscal year on or before the fifteenth day of July; and,

WHEREAS, Section 5705.30 of the Ohio Revised Code requires the budget, after adoption, shall be submitted to the county auditor on or before the twentieth day of July,

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 this Board hereby adopts the 2022 Tax Budget and authorizes the Township Fiscal Officer to file the 2022 Tax Budget as set forth in Attachment A hereto with the Hamilton County Auditor no later than July 20, 2021.

Section 2. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open 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. Pappas, yes; Mrs. Stone, yes; Mr. Gerth, absent.

PUBLIC HEARING – CASE 3-2020 ANDERSON SUBSTANTIAL MODIFICATION, 1357 NAGEL ROAD

Mrs. Stone opened Open Public Hearing for Case 3-2020 Anderson Substantial Modification, 1357 Nagel Road.

Mr. Drury stated that the applicant was requesting a substantial modification to Condition #6 of the zone change Resolution No. 21-0218-01 for the property located at 1357 Nagel Road. The applicant is requesting the reference to the “existing mound” be removed. The applicant submitted information that after conducting survey mapping and a site grading plan, including the mound in the landscape buffer along the northern property line is not feasible. The location and existing height of the mound restricts the rear yard setbacks for the new units. The area in the rear of the proposed units is also needed to direct stormwater away from the homes and into the new stormwater system. In lieu of the mound, the applicant had submitted a landscape plan

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
July 15, 2021

that provides 24 new evergreen trees to replace 21 existing evergreen trees, consisting of Norway Spruce and Green Giant Arborvitae. The ground elevation of the landscaping area will be approximately 4'-5' higher than the patio elevation of the proposed units.

Mr. Drury stated the development is still proposed at 13 total units. The Board heard and approved this on February 18, 2021, and that is when it approved the zone change with 10 conditions. We are looking at specifically condition #6 tonight. Mr. Drury went on to explain the location in detail. Mr. Drury stated there is an existing mound with evergreen trees and that is what is in question. The mound that is existing starts on the property line west of the and as it comes toward Pineterrace the mounds move off the property line and went on to explain the plans that were submitted. There are 6 evergreens on the far side that would remain. The mound height of 3' would vary and replace the current evergreen trees with a mixture of evergreen and arborvitae. At the northwestern border there is existing vegetation that was required to remain with Stonegate zone change but grading will have to take place almost to the property line heading east. Mr. Drury stated there was a meeting held with everyone and they understood the situation. Staff recommends that the condition be modified accordingly and that a landscape buffer shall be provided along the northern and eastern property line consistent with the submitted landscaping plan dated June 4, 2021.

Mr. Pappas asked what is the difference between the current mound and the replacement mound. **Mr. Drury** replied the existing mound is 8' high and the proposed mound height varies from one end to the other and he will let the engineer discuss that with the grading.

Mr. Pappas asked if the current mound there now is not on property that is owned by the neighbors. **Mr. Drury** replied that is correct.

Mr. Pappas asked what the age of the existing trees were approximately. **Mr. Drury** replied this was installed about 2004 or 2005.

Rick Paolo from Aaronoff, Rosen & Hunter, LPA of 425 Walnut Street, Cincinnati, Ohio stated they do not have a formal presentation and Mr. Drury explained the case very well. The mound was put in the wrong place. In large part the mound impacted where they were originally were proposed to site the buildings. That is the reason for the request. With a new buffering we will look if any of the pines can be saved.

Mr. Pappas asked if any of the trees can be saved. **Mr. Paolo** replied as far as the trees are concerned there is a report from Madison Tree as far as protecting the trees.

Joe Farruggia stated they did meet with Madison Tree Care & Landscaping on site and also Station Road Landscaping who does all of their landscaping. We will take pains to try and save the trees since they want screening as well. We will need to remove the trees and do the grading and then put the trees back. We are going to try and save what is there, but may not be able to

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ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
July 15, 2021

save them all. We will fill the voids in 10 to 12' high trees. There is a detailed plan for the landscaping.

Mr. Pappas asked if it was Mr. Farruggia's intent to remove the trees and mound down and use that for the new mound. **Mr. Farruggia** replied the mound we would put back is in the 3' range. The current, I believe, is 8'.

Mr. Farruggia stated the Station Road landscaper may be able to save the trees since they are not moving them away from site.

Craig Abercrombie, Abercrombie & Associates, 8111 Cheviot Road, stated he was the project engineer. The current mound height was 8' at the highest point for about 60% of the length. The new mound will be about 3' tall on average. They have a patio behind each unit and need a ditch to collect the storm water.

Mrs. Stone asked if the mound is being moved over closer to existing homes and how does the effect owners on the other side of the property line. **Mr. Abercrombie** replied the amount of storm water is basically the same and it just gets lowered and pushed on the property line a little more.

Public Comment:

Pamela VanSant stated she would be reading a letter from her husband Matt VanSant. We are the property owners at 8023 Stonegate. This letter was submitted to the Board which can be reviewed in detail in the case file. The existing northern mound and trees screen and buffer them from development to the south. It has been there for 13 years. He has met with the applicant. The site indicated that the proposed buildings will be about 30' from property line. He has concerns with buildings being 75' from their bedroom wall. Perhaps the best solution is to move the project south to avoid the mound.

Mrs. VanSant stated they have lived in Anderson Township for 35 years. This is their third home in Anderson. She presented pictures with their letter and showed the view from their patio which she explained in detail. She is concerned with drainage.

Kevin Misiak, 8433 Holiday Hills, stated he just heard about the project. He asked why the road is not pushed up toward the north and the house back, so they get more of a setback. It seems less impactful and no curve on the entry.

Robert Stone, 8021 Stonegate Drive, stated he was the third house from Nagel Road. Arborvitae don't work for him. As far as the engineering, have they explored some kind of wall to cut into the bank to give them more room for a patio?

Mrs. Stone closed the public hearing.

Resolution 21-0715-02: Mr. Pappas moved to adopt a resolution approving and adopting the substantial modification to Condition #6 of the zone change Resolution No. 21-0218-01 for the property at 1357 Nagle Road. Mrs. Stone seconded the Motion.

**RESOLUTION NO. 21-0715-02
CASE 3-2020 ANDERSON SUBSTANTIAL MODIFICATION
1357 NAGEL RD
(Book 500, Page 121, Parcel 184)**

Approving and Adopting a Substantial Modification to Condition #6 of the zone change Resolution No. 21-0218-01 (Case 3-2020 Anderson) for the property located at 1357 Nagel Road.

WHEREAS, this Board of Township Trustees (“Board”), on July 15, 2021 has discussed a Substantial Modification to Case 3-2020 Anderson, an application filed by Zicka Development Company, on behalf of Anderson Township Board of Trustees, property owner, requesting a modification to Condition #6 of the zone change Resolution No. 21-0218-01 for property located at 1357 Nagel Road (Book 500, Page 121, Parcel 184), containing 2.9842 acres to effect, to remove language regarding the existing landscape mound along the northern property line; and

WHEREAS, this Board of Township Trustees (“Board”), on February 18, 2021, approved an amendment to the map of the Anderson Township Zoning Resolution for property located at 1357 Nagel Road (Book 500, Page 121, Parcel 184), containing 2.9842 acres to effect, a modification to the Anderson Township Zoning Map from “B” Residence to “DD” Planned Multiple Family Residence, to allow the construction of a 10 duplex units and 3 single family units, for a total of 13 units, a net area of 2.7973 acres, and a density of 5.66 units per acre; and

WHEREAS, after allowing for public testimony and deliberating in public session, the Hamilton County Regional Planning Commission recommended approval of an application for a zone change to “DD” on December 3, 2020; and

WHEREAS, after allowing for public testimony and deliberating in public session, the Anderson Township Zoning Commission recommended approval of Case 3-2020 Anderson, with conditions on December 21, 2020; and

WHEREAS, on July 15, 2021, this Board reviewed the Application, the documents and testimony pertaining thereto;

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

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

July 15, 2021

SECTION 1. The Board hereby finds that the Application will not be in conflict with the best interest of the Township and the public, and therefore approves the Application, with conditions, for the following reasons:

1. The proposed landscaping will provide an adequate buffer between two compatible uses.
2. The proposed zone change to "DD" is consistent with the Land Use text from the 2016 Anderson Township Comprehensive Plan and goals from the People and Housing and Land Use and Development chapters.
3. The proposed use is compatible with the surrounding neighborhood and stabilizes the neighborhood by promoting transitional sizing in development from a large multifamily development to the single family north on Nagel Road and east on Pineterrace Drive, and office / institutional uses located south on Nagel.
4. The health and safety of the neighborhood and the Township are maintained.
5. The proposed use of the site provides an opportunity for the applicant to realize a reasonable profit (not necessarily a maximum profit) from the applicant's use of the subject land.
- 6.

SECTION 2. The Board further finds that the Preliminary Plan for the Application (the Plan) shall be subject to the conditions and declarations of Article 5.1, General Development Plan Provisions, Section 5.1 et. seq., inclusive, of the Anderson Township Zoning Resolution, and subject further to the following conditions:

This approval shall be based on the following conditions as approved by the Trustees in Resolution No. 21-0218-01, and modified condition #6:

1. That a landscaping plan that meets the minimum standards of the Zoning Resolution, including additional buffering along the entire northern property line, shall be submitted as part of the Final Development Plan.
2. That a lighting plan that meets the minimum standards of the Zoning Resolution shall be submitted as part of the Final Development Plan.
3. That all signage shall comply with the Anderson Township Zoning Resolution and submitted as part of the Final Development Plan.
4. That sidewalks shall be provided along the entire frontage of Nagel Road and connected to sidewalks within the development in accordance the Anderson Township Zoning Resolution.
5. That the guest parking spaces shall be revised to provide a minimum 10-foot buffer from the adjacent residential property to the south and to provide a 30- foot setback from the right-of-way of Nagel Road in compliance with the requirements of the Zoning Resolution.
6. That a landscape buffer shall be provided along the northern and eastern property line, consistent with the submitted landscape plan dated 6/4/2021.
7. The two large oak trees near the proposed entrance shall be preserved. The trees should be protected during construction in compliance with ANSI A300 Standards for Tree Care or a hard fence be installed 10' off the drip line during

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construction, whichever provides the greater protection. Specifically, steps must be taken to protect the root system of each tree. The area of disturbance noted on the plans shall be modified to address this condition.

8. That a site plan showing parking dimensions be submitted during the Final Development Plan.
9. That brick and stone features be added to all elevations of all units and submitted with the Final Development Plan.
10. That the five parking spaces closest to Nagel be reconsidered or potentially moved, and that landscaping shall be provided around any spaces that are to remain in that location.

SECTION 4. Final Development Plan: No Final Development Plan shall be approved by the Anderson Township Zoning Commission before:

1. All "Requirements for Submission" have been completed;
2. Building and parking setbacks, building heights, floor area, density, construction limits and impervious surfaces are in conformance with those which are specified or depicted on the approved Preliminary Development Plan;
3. A landscape plan for perimeter buffers and other required areas is prepared by a registered landscape architect, complete with all necessary details and specifications for new landscaping features, a depiction of existing landscaping and tree mass that is to remain, and specifications for soil erosion and sedimentation control, and submitted to and approved by the Anderson Township Zoning Commission.
4. The plan complies with applicable recommendations of:
 - (1) The County Engineer regarding site distance analysis, right-of-way and access improvements and circulation concept;
 - (2) Hamilton County Planning and Development regarding surface drainage concept;
 - (3) The Metropolitan Sewer District and/or O.E.P.A. regarding sewerage concept;
 - (4) The Natural Resource Conservation Service regarding erosion and sedimentation control concept; and
 - (5) The authorized Fire Prevention Officer under the jurisdiction of the Board regarding Fire Prevention concepts.

SECTION 5. Construction Permits: No Zoning Certificate or building permit for actual construction shall be issued before a Final Development Plan has been approved by the Anderson Township Zoning Commission.

SECTION 6. Occupancy Permit

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1. No Certificate of Occupancy shall be issued before the following documents are submitted to or received from the following officials or agencies:
 - (a) A letter from the County Engineer certifying that the approved plans and specifications for right-of-way and access improvements, on-site and off-site, have been completely implemented;
 - (b) A summary report from the Applicant's registered engineer or surveyor as required by and addressed to the Director of Public Works certifying that the approved plans and specifications for storm drainage improvements have been completely implemented; Director of Public Works shall inform the Anderson Township Zoning Inspector when such report is received and accepted.
 - (c) A letter from the Metropolitan Sewer District or O.E.P.A. certifying that the approved Plan and specifications for sanitary sewer and wastewater treatment have been completely implemented;
 - (d) A summary report from the registered landscape architect who prepared the landscape plan, attesting to completion of the landscape plan and soil erosion and sedimentation control measures, noting any deviations and the reasons for such deviations;
 - (e) A letter from the authorized Fire Prevention Officer under jurisdiction of the Board, certifying that the approved plan and specifications for fire prevention have been completely implemented;
 - (f) A letter from the Ohio Department of Transportation stating that all applicable requirements have been fulfilled.
2. No Certificate of Occupancy shall be issued before the development complies with all of the terms, covenants, and conditions of approval, as imprinted on the Final Development Plan and contained in this Resolution.

SECTION 7. Maintenance of Improvements:

1. All landscaping, ground cover and other property improvements shall be maintained by the subject owner of the property or its successors in title in perpetuity or until the approved use ceases to exist.
2. All specifications, conditions, and limitations, which are imprinted on the Final Development Plan or contained in this Resolution shall be enforced throughout the life of the development by the Anderson Township Zoning Inspector.

SECTION 8. A certified copy of this Resolution be directed, by the Fiscal Officer, to the Applicant and its Agent for this Amendment, to the Anderson Township Zoning Commission, to the Township Zoning Inspector, the Department of Public Works, the County Engineer Permit Department, the Metropolitan Sewer District, and the Ohio Department of Transportation, and a certified copy be filed with the Hamilton County Recorder and Hamilton County Regional Planning Commission within five (5) days after the effective date of this Resolution.

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SECTION 9. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this resolution.

SECTION 10. 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. Pappas, yes; Mrs. Stone, yes

PRESENTATIONS AND RECOGNITIONS – There were no presentations/recognitions for this meeting.

PUBLIC FORUM

Mrs. Stone invited members of the audience to address the Board. No one came forward.

TRUSTEE COMMENTS

Mr. Pappas stated, sitting here there are times we have to make tough decisions, and this was a tough decision because the compassion of the property owners to the north is of concern. We are trying to right a rectify a wrong that was done by a construction mistake in the past. Hopefully a good comprise was reached and all parties can be okay with it.

Mrs. Stone complimented staff on a successful Independence Day Parade.

FISCAL OFFICER

Financial Reports – **Mr. Dietz** stated the financial reports indicated the revenues are extremely higher because the Township just received most of the second half collection in from real estate taxes, which is most of our revenue for the year. The expenditures are less than 30 percent of the 2021 budget, after a half a year. Mr. Dietz said we have had a lot of unfortunate things happen where we got extra money from COVID 19 relief, and we were able to pay expenses from that. They were able to use TIF money for public services.

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Appropriation Changes – **Mr. Dietz** stated he had one minor appropriation change in Fire & Rescue. We wanted to keep this within the funds, so he decided tools and equipment needed some money. They were asking for 5,000 more. The Fiscal Office stated they would shift 10,000 because we are only 6 months into the budget.

Resolution 21-0715-03: Mr. Pappas moved to adopt the appropriation changes as recommended by the Fiscal Officer. Mrs. Stone seconded the motion.

Appropriation Change Within Same Fund

FIRE FUND (10)

10.1100.01	-\$	10,000	SALARIES
10.1100.08	+\$	10,000	TOOLS AND EQUIPMENT – EMS

There was no further discussion.

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

LAW DIRECTOR

Mrs. Comey had nothing requiring Board action.

PLANNING & ZONING

Mr. Drury had nothing requiring Board action.

SHERIFF’S OFFICE

Liquor License Transfer Request for A & T Sledge LLC, DBA Lounge & Patio – Sgt. Dishion stated this was for a liquor transfer 7740 Beechmont Avenue. It is a change in ownership. The Sheriff office has no objections.

Resolution 21-0715-04: Mr. Pappas moved not to object to a liquor license transfer request for A & T Sledge LLC, dba Lounge & Patio located at 7740 Beechmont Avenue. Mrs. Stone seconded the motion.

There was no further discussion.

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

PUBLIC WORKS DEPARTMENT

Annual Road Inventory Certification – **Mr. Luginbuhl** stated they have their 2020 road report, and are required by Section 4501.04 of the Ohio Revised Code to submit a copy of this to Hamilton County Engineer's Office on an annual basis. This report must include a milage verification along with a condition report of the entire inventory. Last year we had 121.839 miles of Township roads. Mr. Luginbuhl stated the verification report is before the Board for its consideration.

Resolution 21-0715-05: Mr. Pappas moved to certify the 2020 Annual Road Mileage as submitted by the Ohio Department of Transportation and the Hamilton County Engineer's Office and as kept on file in the Township Public Works Department and Fiscal Department. Mrs. Stone seconded the motion.

There was no further discussion.

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

FIRE & RESCUE

Mr. Martin had nothing requiring Board action.

ADMINISTRATION

Award of Bid for Interior Alteration for Fire Station

Mr. Magna stated staff would like to award the contract for interior alteration for Fire Station 6 and bids were opened on July 7th. A copy of the bid results was attached. Staff recommends the award of the contract go to Leo J. Brielmaier Co., in the amount of \$170,500. Furthermore, a 10% contingency of \$17,050 is recommended to cover unforeseen conditions outside the scope of the original work.

Resolution 21-0715-06: Mr. Pappas moved to moved that this Board hereby accepts the Bid of \$170,500.00, from Leo J. Brielmaier Co., deemed to be the most responsive and responsible bidder for the Interior Alterations for Fire Station 6 project in accordance with the Bid plans and specifications, together with a 10% contingency, for a maximum appropriation of \$187,550.00 in 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 Leo J. Brielmaier Co. in accordance with their Bid for the Interior Alterations for Fire Station 6. Mrs. Stone seconded the motion.

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There was no further discussion.

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

Holiday Hills Drive Sidewalk Project

Mr. Sievers stated we have been pursuing sidewalk improvements on Clough Pike for a number of years. In our next phase we are looking at work between Eight Mile and YMCA and east of Eight Mile. We are exploring an alternative route to link nearby subdivisions that would introduce a new sidewalk Holiday Hills Drive and come up through Summit Estates and Muskegon and then up to Clough Pike. There is a proposal before you from Choice One Engineering, whom we have worked with before, and have done good work with the Township, to explore this possible connection. Staff recommends the Board authorize the Township to enter into such an agreement.

Resolution 21-0715-07: Mr. Pappas moved to authorize staff to enter into an agreement with Choice One Engineering for design services for a sidewalk on portions of Clough Pike and Holiday Hills Drive, utilizing 1994 TIF funds, in an amount not to exceed \$9,700, as well as a 10% contingency of \$970. Mrs. Stone seconded the motion.

There was no further discussion.

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

Request to Renew Participation in Center for Local Government Benefits Pool

Ms. Parker sought Board authorization to renew the Township's participation in the Center of Local Government Benefits Pool. This is for medical insurance coverage and has worked well for us. There is a 0% premium increase, which reflects the overall cost of our claims for the last eleven months. She requested the Board authorize the renewal.

Resolution 21-0715-08: Mr. Pappas moved to authorize the Assistant Township Administrator for Human Resources to renew the Township's employee's medical insurance plan through the Center of Local Government Benefits Pool as presented. Mr. Pappas seconded the motion. Mrs. Stone seconded the Motion.

There was no further discussion.

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

Consideration of Sedgwick Group Retrospective Program Renewal

Record of Proceedings

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
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Ms. Parker stated this is to get a cheaper workers compensation premium. For the past fifteen years we have participated in the Ohio Township Association workers' compensation group Retrospective Program. By polling our workplace injury risks with those of other group members we can reasonably expect to recoup approximately 42% (\$63,645) on our annual workers compensation premium for 2022 plan year. It requires an annual fee of \$27,820 to Sedgwick for their claim management and legal services.

Resolution 21-0715-09: Mr. Pappas moved to authorize payment of \$27,820 to Sedgwick for Anderson Township's participation in the 2022 Ohio Township Association group retrospective program. Mrs. Stone seconded the motion.

There was no further discussion.

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

Request to authorize Township Employee to Incur Obligations of \$10,000.00 or less

Mrs. Earhart stated we have a new employee in Fiscal Office Manager, Jennifer Baker. As part of her duties, Jennifer needs to sign purchase orders and there is a Resolution in front of the Board to authorize her signature of those documents.

Resolution 21-0715-10: Mrs. Stone moved to authorize by resolution, township officers and employees to incur obligations of ten thousand dollars (\$10,000) or less on behalf of township. Mr. Pappas seconded.

RESOLUTION NO. 21 – 0715- 10

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

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

WHEREAS, Jennifer Baker was hired as the Fiscal Office Manager effective June 21, 2021;

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

Section 1. That the Board hereby determines that pursuant to the Statute, Jennifer Baker, in her capacity as Fiscal Office Manager, is hereby authorized to incur (by way of execution

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July 15, 2021

of purchase orders) obligations on behalf of the Township in the amount of \$10,000 or less per obligation, beginning July 16, 2021.

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

There was no further discussion.

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

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of August, 19, 2021.



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 regular meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 15th day of July 2021, and that said minutes have been duly entered upon the Journal of said Township.

This 19th day August, 2021.



Kenneth G. Dietz, Fiscal Officer

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
August 5, 2021*

The Board of Township Trustees of Anderson Township (“Board”) held its regular Interim Workshop Meeting on August 5, 2021, 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 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, Hamilton County Sheriff’s District 5 Commander Lt. Dan McElroy, Fiscal Office Manger Jennifer Baker, Office Manager Betty Cowan, Planning and Zoning Co-op Stefano Vicino and Public Works Secretary Shellie Hobbs.

Mr. Gerth called the meeting to order.

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

There was no further discussion.

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

TRUSTEES

Mr. Gerth Welcomed Alex Ignatiou, a new Township resident. Mr. Ignatiou was interested in learning more about the Township and being involved in meetings.

DISCUSSION ITEMS

Liquor License Request (New) for Lucy Blue Clough LLC, dba Lucy Blue Pizza located at 6732 Clough Pike – **Lt. McElroy** stated they received a liquor license permit request for Lucy Blue Clough LLC DBA Lucy Blue Pizza located at 6732 Clough Pike. The Sheriff’s Office had no objections to the request.

Resolution 21-0805-01: Mrs. Stone moved not to object to a liquor license permit for transfer request for Lucy Blue Clough LLC, dba Lucy Blue Pizza located at 6732 Clough Pike. Mr. Gerth seconded the motion.

There was no further discussion.

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

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

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Purchase of a New Medic Unit – **Mr. Martin** stated they are looking to refurbish a medic unit, to update the lift box and chassis, which is projected to save over \$75,000 for purchase of a new squad. They will approach the Board and ask for approval at the Board of Trustees meeting on August 19th.

Paddison Road Sidewalk – **Mr. Sievers** stated that last week ODOT opened bids on the Paddison Road sidewalk project and they were all more than 10% greater than the engineer's estimate. He stated the Township still has the option to accept the low bid for initial funding, and suggested proceeding with TIF dollars to do this. He stated this would be the best option in order to start construction in March of next year.

Resolution 21-0805-02: **Mr. Gerth** made a motion to ratify action taken by the Township Administrator to utilize \$60,590 of 1994 TIF funds as allocated for Anderson Trails projects in the Board-approved 2021 budget for the Transportation Alternatives (TA) funded Paddison Road sidewalk project, so that the Ohio Department of Transportation may award the bid. **Mrs. Stone** seconded.

There was no further discussion.

Mrs. Earhart called the roll: Mr. Gerth, yes Mrs. Stone, yes.

Homearama Parking – **Mr. Sievers** stated staff had been in communication with Homeowner's Associations neighboring the Parkside Estates Homearama site about the proposed parking restrictions and informed them staff will request Board action to approve those restrictions on August 19th.

American Rescue Plan Act Funding – **Mrs. Earhart** stated funding that is available thru ARPA, and the Township has until Sept 4th to register to request such funds, estimated at \$ 4.6 million to be allocated in two tranches. We have been reviewing the eligible expenses for these monies as part of our due diligence. You have in your packet a spreadsheet listing some options. The Board will recall the 133rd General Assembly granted permission to utilize 1994 TIF dollars in lieu of operating dollars due to the pandemic. We were able to utilize those dollars for Public Works expenses. This enabled us to continue operations moving forward without asking for a levy. There's still debate as to whether we have to reimburse the 1994 TIF for those monies if we accept federal dollars. To utilize funds for stormwater, we contacted various Hamilton County agencies to confirm whether our proposed expenses are consistent with the Clean Water Act and would be eligible for these funds. In retrofitting detention basins, for example, we could use funds to reimburse our expenses. Park and recreation items were an eligible expense as with the pandemic more and more people were using parks. We don't have any estimates for sewer improvements. She wanted to point out one of the other eligible uses is for premium pay

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August 5, 2021

is for a person required to work at their job in person, like cashiers and public safety workers. However, this program is geared for employees generally earning a lower pay. Again, the Board had to decide by Sept 4th. With COVID is ramping back up, things could change. She noted that all of the guidance received thus far will be updated once the federal government finalized the Interim Final Rule. Her recommendation was that the Board accept the money.

Mrs. Stone stated thank you for this. **Mr. Gerth** asked about using some of the funds for broadband infrastructure.

Mrs. Earhart replied there were some locations in the Township where improvements were needed and these funds may be utilized in those areas.

Mrs. Stone stated she knew that with online school some families were struggling.

Mr. Pappas stated then what would you do with the funds, perhaps install a tower? Who would maintain and pay for it?

Mr. Gerth stated he called Cincinnati Bell and they said it's astronomically expensive to install fiber in most of those areas, which is why it was not in place.

Mrs. Earhart replied that she had not yet investigating broadband but knew that the ARPA funds had to be expended by December 31, 2026, and could therefore not be utilized for long-term maintenance.

Mr. Gerth stated thank you.

Transient Vendor – **Mrs. Earhart** stated the Board had previously discussed transient vendor restrictions as set forth in the Ohio Revised Code. One option involved restricting hours to limit vendors knocking on doors. She had a conversation with Law Director Comey who was concerned with restricting such activities as the United States Supreme Court had ruled that such restrictions violated first amendment rights. Mrs. Earhart said she will look to see if the Board can restrict hours.

Mr. Pappas stated how are other townships doing this? His opinion was that the Township should have a policy. Vendors need to register, and get a no cost permit to solicit. He thought these restrictions would show residents that we care, by attempting to make vendors register.

Mrs. Earhart- replied I cannot speak for other Townships and I do not know if they were threatened with a lawsuit like Anderson was. She explained that Mrs. Comey needed to weigh in on this issue.

COVID-19 Update - **Mrs. Earhart** stated Hamilton County reported that COVID positivity rates and hospitalization were rising significantly number of different variants in the County

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Reportedly, 97% of people in the hospital were not vaccinated. Due to the increase in cases, the County posted all of their buildings to indicate that face masks were recommended. Mrs. Earhart commented that during the initial phases of the pandemic she had posted signs in Township buildings requiring masking and social distancing based on directives from the Governor, Ohio Department of Health and/or Hamilton County Public Health. Since directives were no longer being issued by these agencies, she asked for the Board's authorization to post signs in Township buildings recommending visitors wear masks.

Mrs. Earhart also asked Ms. Parker to look into whether or not the Township could ask employees for their vaccination status particularly in light of local hospitals who were requiring those working directly with patients to be vaccinated. She also expressed her concerns about the health and safety of employees and their families as well as the impact to Township operations. She understood that some individuals cannot get vaccinated for various reasons but, if COVID continued to spread, the Township would consider additional safety measures.

The Board stated it was okay to put up the signs.

Anderson Center Station Park & Ride - **Mr. Sievers** stated staff were working on a parking agreement with Victory to utilize the area east of the parking garage for a temporary park and ride during Anderson Center Station construction. In the last 18 months there have not been a lot of park and riders. We are surveying parking use this area, midday and late afternoon, and letting Victory know the results, so they can determine potential tenant impacts. We will be entering into this agreement with Victory. We are paying Victory and in turn, we are being paid by Hills. Hills is currently in the building permit process. He went on to explain the potential arrangement more in detail and stated he will be asking for a Resolution at the August 19 meeting.

Items for Board Consideration During August 19, 2021 Meeting - **Mrs. Earhart** stated at the regular Trustees Meeting we will discuss the Lighting District Renewals and set a time for Halloween Trick or Treat. We may, however, hold on setting Halloween date until September.

Executive Session – 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), 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), to confer with the Law Director concerning disputes that are the subject of pending or imminent court action as permitted by Ohio Revised Code Section 121.22(G)(3), and to review negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment as permitted by Ohio Revised Code Section 121.22(G)(4). Mr. Pappas seconded the motion.

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There was no further discussion.

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

There was no further discussion.

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

OPEN SESSION

Resolution No. 21-0805-03: Mr. Pappas moved to authorize the Township Administrator to execute and file the OneOhio Subdivision Participation Form on behalf of Anderson Township. Mrs. Stone seconded the motion.

There was no further discussion.

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


MOTION TO ADJOURN

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

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

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of September 16, 2021.



Joshua S. Gerth, President



Kenneth G. Dietz, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
August 5, 2021

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 5th day of August 2021, and that said minutes have been duly entered upon the Journal of said Township.

This 16th day of September, 2021.



Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

August 19, 2021

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on August 19, 2021, at 5:00 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 Township Administrator for Operations Steve Sievers and Assistant Township Administrator for Human Resources Suzanne Parker.

Mr. Gerth called the meeting to order and 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), to consider the purchase of property for public purposes, or the sale of property as permitted by Ohio Revised Code Section 121.22(G)(2), and to confer with the Law Director concerning disputes that are the subject of pending or imminent court action as permitted by Ohio Revised Code Section 121.22(G)(3). Mrs. Stone 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. Mrs. Stone seconded the motion. Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. 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, Assistant Fire Chief Bob Herrlinger, Public Works Director Eric Luginbuhl, Hamilton County Sheriff’s District 5 Commander Lt. Dan McElroy, Law Director Margaret Comey, Fiscal Office Manager Jennifer Baker, 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; Mrs. Stone, yes; Mr. Pappas, yes.

PRESENTATIONS AND RECOGNITIONS

Chief Martin presented Battalion Chief Chris Kasperczyk with a proclamation from the Hamilton County Public Health Department for his support of the vaccine efforts by partnering to provide critical vaccinations to the citizens of Hamilton County. B.C. Kasperczyk had been instrumental in making a working model relative to the protection of employees, protection of the public, and the home bound vaccination process, where he worked with Hamilton County to administer vaccinations to individuals that were shut in.

Hamilton County Public Health Proclamation – **Mrs. Earhart** presented the Board with a Hamilton County Public Health Proclamation for the Township’s partnership and cooperation in dealing with the COVID-19 pandemic.

National Preparedness Month – **Mrs. Earhart** announced that National Preparedness Month was observed each September to raise awareness about the importance of preparing for disasters and emergencies. This year’s overall theme was “Prepare to Protect”. Weekly themes focused on different aspects of preparedness making it easier for individuals and families to develop a plan and gather needed supplies. Step-by-step guidance was available at Readygov.

Debbie Hucker Retirement – **Mr. Dietz** announced that that Debbie Hucker would be retiring after 30 years of service to the Township.

PUBLIC FORUM

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

Kevin Misiak, 8433 Holiday Hills Drive, wanted to thank the Township for the responsiveness regarding the installation of sidewalks on Holiday Hills Drive.

Glenda Smith, 119 E. Court Street, stated that she was representing the Glenda A. Smith Youth Sanctuary, Inc., a nonprofit agency. The mission was to bring governments, nonprofits, and businesses together to create communities that encourage and provide resources to children and families so they could achieve their maximum potential. She thanked the Board for their time.

TRUSTEE COMMENTS

Mr. Pappas reminded everyone that Matthew 25: Ministries was responding to Hurricane Ida. Ida was one of the strongest storms to ever make landfall in Louisiana. The combination of a dangerous storm surge, heavy rainfall, and catastrophic winds resulted in disastrous impacts along the southeast coast of Louisiana and inland. Matthew 25: Ministries would be shipping three semi-truckloads of Hurricane Ida relief this week, with more loads scheduled in the coming weeks.

FISCAL OFFICER

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

Appropriation Changes –

Resolution 21-0819-01: Mr. Pappas moved to approve the appropriation changes within the same fund as outlined by Mr. Dietz. Mrs. Stone seconded the motion.

Appropriation Changes within Same Fund

GENERAL FUND (01)

01.1100.17	- \$ 1,000	AUDITOR/TREASURER FEES
01.1100.16	+\$ 1,000	GENERAL HEALTH DISTRICT

There was no further discussion.

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

Minutes –

Resolution 21-0819-02: Mr. Pappas moved to approve the minutes of May 6 and 7, 2021, with minor corrections. Mrs. Stone seconded the motion.

There was no further discussion.

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

Resolution 21-0819-03: Mr. Pappas moved to approve the minutes of July 15, 2021, with minor corrections. Mrs. Stone seconded the motion.

There was no further discussion.

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

LAW DIRECTOR

Ms. Comey had nothing requiring Board action.

PLANNING & ZONING

Resolution Certifying Written Report of this Board Actions Unpaid Expenses Accumulated Under R.C. 505.87 –

Resolution 21-0819-04: Mrs. Stone moved to adopt a resolution certifying written report of actions of this Board and unpaid expenses in connection therewith under Section 505.87 of the Revised Code to Hamilton County Auditor for collection as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 21-0819-04

**RESOLUTION CERTIFYING WRITTEN REPORT OF ACTION OF THIS BOARD AND
UNPAID EXPENSES IN CONNECTION THEREWITH UNDER SECTION 505.87 OF THE
REVISED CODE TO HAMILTON COUNTY AUDITOR FOR COLLECTION**

WHEREAS, this Board of Township Trustees (the "Board") has undertaken nuisance proceedings under Section 505.87 of the Revised Code (the "Statute") to abate, control or remove vegetation, garbage, refuse or debris, has performed work and otherwise complied with the requirements of the Statute, all with respect to the properties identified in Appendix A attached hereto and by this reference incorporated herein (the "Property"), and pursuant to the Resolution Nos. indicated in Appendix A, each duly passed by this Board; and

WHEREAS, all owners of the Property and all holders of liens of record upon the Property were duly served notice and failed to complete, or to enter into an agreement with this Board for the completion of, the necessary abatement, control, or removal, and at the direction of this Board, the Township undertook the performance thereof in accordance with Ohio law; and

WHEREAS, pursuant to the Statute, and particularly Section 505.87(F) thereof, this Board shall make a written report to the County Auditor of Hamilton County, Ohio (the "County Auditor"), including a proper description of the Property and a statement of all costs and expenses incurred by the Township and permitted under the Statute in abating the nuisance on the respective Property (the "Expenses");

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

SECTION 1. This Board hereby adopts and certifies Appendix A provided to this Board.

SECTION 2. This Board hereby authorizes and directs the Fiscal Officer of the Township to file Appendix A, together with a certified copy of this Resolution, with the County Auditor. The Township requests that the County Auditor place the Expenses on the tax duplicate immediately for collection as permitted under Section 505.87(F) of the Statute.

SECTION 3. The Expenses shall constitute a lien on the respective Properties and shall be collected as all other taxes, and the method of collection and payment period for the unpaid Expenses shall be one annual payment.

SECTION 4. The Expenses when collected shall be returned to the Township and placed in the Township General Fund.

SECTION 5. If the real estate taxes on the Properties are collected and paid by means of Sheriff's sale, the liens of the Township shall be paid to the Township by means of that process from the proceeds of sale of the respective Properties.

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

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

There was no further discussion.

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

SHERIFF'S OFFICE

Lt. McElroy had nothing requiring Board action.

PUBLIC WORKS DEPARTMENT

Application for 2021 Hamilton County 20% Distribution Funds Program –

Resolution 21-0819-05: Mr. Pappas moved to authorize submission of the Hamilton County 20% Distribution Funds application, in the amount of \$29,340, with such funding to be used towards the 2022 Curb & Sidewalk Program. Mrs. Stone seconded the motion.

There was no further discussion.

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

Acceptance of Salt Bids –

Resolution 21-0819-06: Mr. Pappas moved to authorize the Township Administrator to enter into contract with Compass Materials America, Inc. for the purchase of Road De-Icing Salt under the Hamilton County contract, for the 2021-22 winter season at a rate of \$67.52 per ton delivered. Mrs. Stone seconded the motion.

There was no further discussion.

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

Ashton Grove Lighting District Renewal –

Resolution 21-0819-07: Mrs. Stone moved to adopt a resolution rescinding Resolution No. 20-0820-06 and awarding contract and confirming assessments for Ashton Grove Lighting District pursuant to Revised Code Sections 9.30, 515.081, 515.11 & 515.08 as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 21-0819-07

**RESCINDING RESOLUTION NO. 20-0820-06 AND
AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR
ASHTON GROVE LIGHTING DISTRICT
PURSUANT TO REVISED CODE SECTIONS 9.30, 515.081, 515.11 & 515.08**

WHEREAS, this Board by Resolution No. 20-0820-06 awarded a contract with Duke Energy and confirmed assessments for the Ashton Grove Lighting District in error, and this Board desires to rescind said Resolution 20-0820-06; and

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Ashton Grove 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 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, at the expiration of an existing contract for lighting, the board of township trustees may award a new contract pursuant to 515.07 of the Ohio Revised Code, unless the owners of lots and lands containing in excess of fifty percent of the front feet abutting streets and public ways of the unincorporated district in the township sign a petition for discontinuance of the artificial lighting and file a petition with the township fiscal officer not less than thirty days prior to the expiration of the exiting contract; 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:

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
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1. That Resolution No. 20-0820-06 is hereby rescinded and that the existing contract with Duke Energy be renewed by the award hereby of a new contract with Duke Energy pursuant to the provisions Sections 515.08 and 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 \$4,392.30 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 \$3,726.00 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$465.75 in inflationary cost increases projected over said five-year period, plus \$200.55 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 \$4,392.30 (which equates to \$79.86 per parcel per year or \$39.93 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, and when collected such assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.
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.

8. 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; Mrs. Stone, yes; Mr. Pappas, yes.

Eagles View (Eaglesknoll) Lighting District Renewal –

Resolution 21-0819-08: Mrs. Stone moved to adopt a resolution awarding contract and confirming assessments for Eaglesview Lighting District pursuant to Revised Code Sections 9.30, 515.081, 515.11 & 515.08 as follows; Mr. Peter seconded the motion:

RESOLUTION NO. 21 – 0819 – 08

**AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR
EAGLESVIEW 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 Eaglesview 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 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, at the expiration of an existing contract for lighting, the board of township trustees may award a new contract pursuant to 515.07 of the Ohio Revised Code, unless the owners of lots and lands containing in excess of fifty percent of the front feet abutting streets and public ways of the unincorporated district in the township sign a petition for discontinuance of the artificial lighting and file a petition with the township fiscal officer not less than thirty days prior to the expiration of the exiting contract; 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 Sections 515.08 and 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 \$7,116.20 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 \$6,147.00 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$768.38 in inflationary cost increases projected over said five-year period, plus \$200.82 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 \$7,116.20 (which equates to \$54.74 per parcel per year or \$27.37 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, and when collected such assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.
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.
8. 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; Mrs. Stone, yes; Mr. Pappas, yes.

Fox Trail Farms Lighting District Renewal –

Resolution 21-0819-09: Mrs. Stone moved to adopt a resolution rescinding Resolution No. 20-0819-09 and awarding contract and confirming assessments for Fox Trails Farms Lighting District pursuant to Revised Code Sections 9.30, 515.081, 515.11 & 515.08 as follows; Mr. Peter seconded the motion:

RESOLUTION NO. 21 – 0819 – 09

**RESCINDING RESOLUTION NO. 20-0820-07 AND
AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR
FOX TRAIL FARMS LIGHTING DISTRICT
PURSUANT TO REVISED CODE SECTIONS 9.30, 515.081, 515.11 & 515.08**

WHEREAS, this Board by Resolution No. 20-0820-07 awarded a contract with Duke Energy and confirmed assessments for the Fox Trail Farms Lighting District in error, and this Board desires to rescind said Resolution 20-0820-07; and

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WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Fox Trail Farms 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 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, at the expiration of an existing contract for lighting, the board of township trustees may award a new contract pursuant to 515.07 of the Ohio Revised Code, unless the owners of lots and lands containing in excess of fifty percent of the front feet abutting streets and public ways of the unincorporated district in the township sign a petition for discontinuance of the artificial lighting and file a petition with the township fiscal officer not less than thirty days prior to the expiration of the exiting contract; 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 Resolution No. 20-0820-07 is hereby rescinded and that the existing contract with Duke Energy be renewed by the award hereby of a new contract with Duke Energy pursuant to the provisions Sections 515.08 and 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 \$12,755.60 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

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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 \$11,160.00 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$1,395.00 in inflationary cost increases projected over said five-year period, plus \$200.60 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 \$12,755.60 (which equates to \$49.06 per parcel per year or \$24.53 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, and when collected such assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.
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.
8. 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; Mrs. Stone, yes; Mr. Pappas, yes.

Landings of Anderson Phase I Lighting District Renewal –

Resolution 21-0819-10: Mr. Pappas moved to adopt a resolution rescinding Resolution No. 20-0820-05 and awarding contract and confirming assessments for Landings of Anderson – Phase 1 Lighting District pursuant to Revised Code Sections 9.30, 515.081, 515.11 & 515.08 as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21 – 0819 – 10

**RESCINDING RESOLUTION NO. 20-0820-05 AND
AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR
LANDINGS OF ANDERSON – PHASE I LIGHTING DISTRICT
PURSUANT TO REVISED CODE SECTIONS 9.30, 515.081, 515.11 & 515.08**

WHEREAS, this Board by Resolution No. 20-0820-05 awarded a contract with Duke Energy and confirmed assessments for the Landings of Anderson – Phase I Lighting District in error, and this Board desires to rescind said Resolution 20-0820-05; and

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Landings of Anderson – Phase I 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 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, at the expiration of an existing contract for lighting, the board of township trustees may award a new contract pursuant to 515.07 of the Ohio Revised Code, unless the owners of lots and lands containing in excess of fifty percent of the front feet abutting streets and public ways of the unincorporated district in the township sign a petition for discontinuance of the artificial lighting and file a petition with the township fiscal officer not less than thirty days prior to the expiration of the exiting contract; 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

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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 Resolution No. 20-0820-05 is hereby rescinded and that the existing contract with Duke Energy be renewed by the award hereby of a new contract with Duke Energy pursuant to the provisions Sections 515.08 and 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 \$23,589.50 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 \$20,790.00 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$2,598.75 in inflationary cost increases projected over said five-year period, plus \$200.75 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 \$23,589.50 (which equates to \$85.78 per parcel per year or \$42.89 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, and when collected such assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.
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.
8. 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, abstained; Mrs. Stone, yes; Mr. Pappas, yes.

MacIntosh Lighting District Renewal –

Resolution 21-0819-11: Mr. Pappas moved to adopt a resolution rescinding Resolution No. 20-0820-08 and awarding contract and confirming assessments for Macintosh Lighting District pursuant to Revised Code Sections 9.30, 515.081, 515.11 & 515.08 as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21-0819-11

**RESCINDING RESOLUTION NO. 20-0820-08 AND
AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR
MACINTOSH LIGHTING DISTRICT
PURSUANT TO REVISED CODE SECTIONS 9.30, 515.081, 515.11 & 515.08**

WHEREAS, this Board by Resolution No. 20-0820-08 awarded a contract with Duke Energy and confirmed assessments for the Macintosh Lighting District in error, and this Board desires to rescind said Resolution 20-0820-08; and

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the MacIntosh Lighting District (the "District"), and has previously provided for the installation of lights required for properly lighting such streets and public ways,

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and has previously approved the execution of a contract with 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, at the expiration of an existing contract for lighting, the board of township trustees may award a new contract pursuant to 515.07 of the Ohio Revised Code, unless the owners of lots and lands containing in excess of fifty percent of the front feet abutting streets and public ways of the unincorporated district in the township sign a petition for discontinuance of the artificial lighting and file a petition with the township fiscal officer not less than thirty days prior to the expiration of the exiting contract; 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 Resolution No. 20-0820-08 is hereby rescinded and that the existing contract with Duke Energy be renewed by the award hereby of a new contract with Duke Energy pursuant to the provisions Sections 515.08 and 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 \$8,705.40 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 \$7,560.00 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$945.00 in inflationary cost increases projected over said five-year period, plus \$200.40 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 \$8,705.40 (which equates to \$79.14 per parcel per year or \$39.57 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, and when collected such assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.
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.
8. 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; Mrs. Stone, yes; Mr. Pappas, yes.

Merritt Grove Lighting District Renewal –
Record of Proceedings

Resolution 21-0819-12: Mr. Pappas moved to adopt a resolution awarding contract and confirming assessments for Merritt Grove Lighting District pursuant to Revised Code Sections 9.30, 515.081, 515.11 & 515.08 as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21 – 0819 – 12

**AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR
MERRITT GROVE 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 Merritt Grove 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 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, at the expiration of an existing contract for lighting, the board of township trustees may award a new contract pursuant to 515.07 of the Ohio Revised Code, unless the owners of lots and lands containing in excess of fifty percent of the front feet abutting streets and public ways of the unincorporated district in the township sign a petition for discontinuance of the artificial lighting and file a petition with the township fiscal officer not less than thirty days prior to the expiration of the exiting contract; 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 Sections 515.08 and 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 \$13,700.00 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 \$12,000.00 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$1,500.00 in inflationary cost increases projected over said five-year period, plus \$200.00 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 \$13,700.00 (which equates to \$137.00 per parcel per year or \$68.50 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, and when collected such assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.
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.
8. 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; Mrs. Stone, yes; Mr. Pappas, yes.

Stonebridge Lighting District Renewal –

Resolution 21-0819-13: Mrs. Stone moved to adopt a resolution awarding contract and confirming assessments for Stonebridge Lighting District pursuant to Revised Code Sections 9.30, 515.081, 515.11 & 515.08 as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 21 – 0819 – 13

**AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR
STONEBRIDGE 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 Stonebridge 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 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, at the expiration of an existing contract for lighting, the board of township trustees may award a new contract pursuant to 515.07 of the Ohio Revised Code, unless the owners of lots and lands containing in excess of fifty percent of the front feet abutting streets and public ways of the unincorporated district in the township sign a petition for discontinuance of the

artificial lighting and file a petition with the township fiscal officer not less than thirty days prior to the expiration of the exiting contract; 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 Sections 515.08 and 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 \$6,620.59 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 \$5,707.80 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$713.48 in inflationary cost increases projected over said five-year period, plus \$199.31 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 \$6,620.59 (which equates to \$94.58 per parcel per year or \$47.29 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, and when collected such assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.

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.
8. 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; Mrs. Stone, yes; Mr. Pappas, yes.

Washington Hills Lighting District Renewal –

Resolution 21-0819-14: Mr. Pappas moved to adopt a resolution awarding contract and confirming assessments for Washington Hills South Lighting District pursuant to Revised Code Sections 9.30, 515.081, 515.11 & 515.08 as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21 – 0819 – 14

**AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR
WASHINGTON HILLS SOUTH LIGHTING DISTRICT
PURSUANT TO REVISED CODE SECTIONS 9.30, 515.081, 515.11 & 515.08**

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
August 19, 2021

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Washington Hills South 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 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, at the expiration of an existing contract for lighting, the board of township trustees may award a new contract pursuant to 515.07 of the Ohio Revised Code, unless the owners of lots and lands containing in excess of fifty percent of the front feet abutting streets and public ways of the unincorporated district in the township sign a petition for discontinuance of the artificial lighting and file a petition with the township fiscal officer not less than thirty days prior to the expiration of the exiting contract; 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 Sections 515.08 and 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 \$20,784.50 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 \$18,300.00 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$2,287.50 in inflationary cost increases projected over said five-year period, plus \$197.00 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 \$20,784.50 (which equates to \$75.58 per parcel per year or \$37.79 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, and when collected such assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid;
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.
8. 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; Mrs. Stone, yes; Mr. Pappas, yes.

Woods at Coldstream Park Lighting District Renewal –

Resolution 21-0819-15: Mrs. Stone moved to adopt a resolution rescinding Resolution No. 20-0820-11 and awarding contract and confirming assessments for Woods at Coldstream Lighting District pursuant to Revised Code Sections 9.30, 515.081, 515.11 & 515.08 as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 21 – 0819 – 15

**RESCINDING RESOLUTION NO. 20-0820-11 AND
AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR
WOODS AT COLDSTREAM LIGHTING DISTRICT
PURSUANT TO REVISED CODE SECTIONS 9.30, 515.081, 515.11 & 515.08**

WHEREAS, this Board by Resolution No. 20-0820-11 awarded a contract with Duke Energy and confirmed assessments for the Woods at Coldstream Lighting District in error, and this Board desires to rescind said Resolution 20-0820-11; and

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Woods at Coldstream 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 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, at the expiration of an existing contract for lighting, the board of township trustees may award a new contract pursuant to 515.07 of the Ohio Revised Code, unless the owners of lots and lands containing in excess of fifty percent of the front feet abutting streets and public ways of the unincorporated district in the township sign a petition for discontinuance of the artificial lighting and file a petition with the township fiscal officer not less than thirty days prior to the expiration of the exiting contract; 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

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
August 19, 2021

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 Resolution No. 20-0820-11 is hereby rescinded and that the existing contract with Duke Energy be renewed by the award hereby of a new contract with Duke Energy pursuant to the provisions Sections 515.08 and 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 \$6,578.60 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 \$5,670.00 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$708.75 in inflationary cost increases projected over said five-year period, plus \$199.85 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 \$6,578.60 (which equates to \$93.98 per parcel per year or \$46.99 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, and when collected such assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.
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.
8. 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; Mrs. Stone, yes; Mr. Pappas, yes.

Woods at Coldstream Park Lighting District Renewal –

Resolution 21-0819-16: Mr. Pappas moved to adopt a resolution rescinding Resolution No. 20-0820-13 and awarding contract and confirming assessments for Wynds of Anderson Phase II Lighting District pursuant to Revised Code Sections 9.30, 515.081, 515.11 & 515.08 as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21 – 0819 – 16

**RESCINDING RESOLUTION NO. 20-0820-13 AND
AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR
WYNDS OF ANDERSON PHASE II LIGHTING DISTRICT
PURSUANT TO REVISED CODE SECTIONS 9.30, 515.081, 515.11 & 515.08**

WHEREAS, this Board by Resolution No. 20-0820-13 awarded a contract with Duke Energy and confirmed assessments for the Wynds of Anderson Phase II Lighting District in error, and this Board desires to rescind said Resolution 20-0820-13; and

WHEREAS, this Board has previously found that there is a necessity for artificial lighting on streets and public ways in the Wynds of Anderson Phase II 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 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, at the expiration of an existing contract for lighting, the board of township trustees may award a new contract pursuant to 515.07 of the Ohio Revised Code, unless the owners of lots and lands containing in excess of fifty percent of the front feet abutting streets and public ways of the unincorporated district in the township sign a petition for discontinuance of the artificial lighting and file a petition with the township fiscal officer not less than thirty days prior to the expiration of the exiting contract; 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 Resolution No. 20-0820-13 is hereby rescinded and that the existing contract with Duke Energy be renewed by the award hereby of a new contract with Duke Energy pursuant to the provisions Sections 515.08 and 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 \$9,128.00 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 \$7,936.80 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$992.10 in inflationary cost increases projected over said five-year period, plus \$199.10 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 \$9,128.00 (which equates to \$114.10 per parcel per year or \$57.05 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, and when collected such assessments shall be deposited to a special fund for the District from which the cost and expenses of furnishing and maintaining such lights, and of the proceedings in relation thereto, shall be paid.
 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.
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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.
 8. 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; Mrs. Stone, yes; Mr. Pappas, yes.

FIRE & RESCUE

Record of Proceedings

Chief Martin had nothing requiring Board action.

ADMINISTRATION

Request for Authorization to Bid Refurbishment of Medic Unit –

Resolution 21-0819-17: Mr. Pappas moved to authorize the Fire and Rescue Department to solicit bids for the “refurbishment” of a paramedic unit that is currently within the fire department fleet. The “refurbishment” process will, at a minimum, include the successful bidder providing a new truck chassis and specified upgrades to an existing patient compartment box. Mrs. Stone seconded the motion.

There was no further discussion.

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

ADMINISTRATION

Authorization to Accept Bid for Bondick Drive Sidewalk Replacement –

Resolution 21-0819-18: Mrs. Stone moved that this Board hereby accepts the Bid of \$59,374.15, from Prus Construction Co. deemed to be the most responsive and responsible bidder for the Anderson Township Bondick Drive Sidewalk Replacement project in accordance with the Bid plan and specifications, together with a 10% contingency, for a maximum appropriation of \$65,311.05 in 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 Prus Construction Co. in accordance with their Bid for the Anderson Township Bondick Drive Sidewalk Replacement project. Mr. Pappas seconded the motion.

There was no further discussion.

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

Authorization to Accept Bid for Fire Station 10 Driveway Replacement –

Resolution 21-0819-19: Mr. Pappas moved that this Board hereby accepts the Bid of \$269,500.00, from Adleta, Inc. deemed to be the most responsive and responsible bidder for the Fire Station 10 Driveway Replacement project in accordance with the Bid plans and specifications, together with a 10% contingency, for a maximum appropriation of \$296,450.00 in OH Riverfront 1 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 Adleta, Inc. in accordance with their Bid for the Fire Station 10 Driveway Replacement project. Mrs. Stone seconded the motion.

There was no further discussion.

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

Temporary Anderson Center Station Park and Ride –

Resolution 21-0819-20: Mrs. Stone moved to adopt a resolution approving parking facilities agreement with Anderson Investors OH LLC and authorizing its execution as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 21 – 0819– 20

**RESOLUTION APPROVING PARKING FACILITIES AGREEMENT WITH
ANDERSON INVESTORS OH LLC AND AUTHORIZING ITS EXECUTION**

WHEREAS, Anderson Investors OH LLC (“Anderson Investors”), is the fee owner of certain real property located at 7500 Beechmont Avenue, in Anderson Township (the “AI Property”), which is the focus of the Parking Facilities Agreement attached to this resolution as Exhibit A, and by this reference is incorporated herein (the “Agreement”); and

WHEREAS, Anderson Township, County of Hamilton, Ohio (the “Township”), is seeking to secure public parking spaces for a METRO Park & Ride, during the redevelopment of the Anderson Center Station; and

WHEREAS, the AI Property is in very close proximity, and lies along existing METRO transit routes, which provide service to Anderson Center Station; and

WHEREAS, Anderson Investors is willing to permit the use by the public of certain parking spaces on the AI Property for park and ride use related to METRO service on the terms and conditions provided in the Agreement;

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

SECTION 1. This Board hereby determines that it is in the best interest of the Township to enter into the Agreement with Anderson Investors to provide for a temporary public park and ride area on the terms and subject to the conditions contained in the Agreement.

SECTION 2. This Board approves the form of the Agreement before this Board and authorizes and directs the Township Administrator to execute and deliver the Agreement in substantially the form before this Board, with such revisions thereto as she deems, after consultation with the Law Director, not to be disadvantageous to the Township, such determination being conclusively evidenced by her execution of the Agreement. This Board hereby authorizes performance of the Agreement and covenants to perform its obligations in accordance with the terms and conditions of the Agreement.

SECTION 3. The preambles to this resolution are and shall be for all purposes 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; Mrs. Stone, yes; Mr. Pappas, yes.

Resolution Authorizing Temporary Parking Restrictions in the Parkside Estates and Glen Abbey Subdivisions –

Resolution 21-0819-21: Mr. Pappas moved to adopt a resolution finding that parking on Forestedge Drive, Parkside Lake Drive, Innisfree Lane and Balbriggan Court during certain hours during the 2021 Homerama at Parkside Estates would be hazardous or contrary to the public safety and welfare and approving temporary parking restrictions with respect thereto as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21-0819-21

RESOLUTION FINDING THAT PARKING ON FORESTEDGE DRIVE, PARKSIDE LAKE DRIVE, INNISFREE LANE AND BALBRIGGAN COURT DURING CERTAIN HOURS DURING THE 2021 HOMERAMA AT PARKSIDE ESTATES WOULD BE HAZARDOUS OR CONTRARY TO THE PUBLIC SAFETY AND WELFARE

August 19, 2021

**AND APPROVING TEMPORARY PARKING
RESTRICTIONS WITH RESPECT THERETO**

WHEREAS, the 2021 Homerama at Parkside Estates at Coldstream will be held September 18, 2021 through October 3, 2021 in Anderson Township (“2021 Homerama”); and

WHEREAS, by passage of Resolution No. 94-0721-01, this Board has adopted certain parking regulations pursuant to authority of Section 505.17 of the Ohio Revised Code, and provided therein that parking shall be prohibited on either side or both sides of any township street or county road at a place where the Board of Township Trustees by resolution finds such parking would be hazardous or contrary to the public safety and welfare”; and

WHEREAS, by passage of Resolution No. 04-0520-07, as subsequently amended from time to time, this Board of Township Trustees has further refined the parking restrictions based on street widths needed to ensure the safe and effective access and use of public streets by safety and school bus services; and

WHEREAS, Sections 4511.07(A)(1) and 4511.07(A)(10) of the Ohio Revised Code permit local authorities to regulate the stopping, standing or parking of vehicles and to regulate the use of certain streets by vehicles with respect to streets and highways under its jurisdiction and within the reasonable exercise of the police power; and

WHEREAS, the 2021 Homerama will place parking demands on streets adjacent to Parkside Estates in Coldstream during certain hours on certain dates, causing concern as to the Township’s ability to quickly and effectively service the residents of the area with fire suppression, EMS, and law enforcement;

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. That this Board hereby makes the finding described in the preamble hereto as to both sides of the publicly dedicated portion of Forestedge Drive, Parkside Lake Drive, Innisfree Lane and Balbriggan Court, each in the Township (collectively the “Regulated Streets”), and as to the turning circles or other turning features (if any) at the termini of such Regulated Streets, with respect to parking there between Noon on Friday through 9:00 P.M. of Sunday for the weekends of September 17-19, 2021, September 24-26, 2021, and October 1-3, 2021 (“Temporary Restricted Parking Hours”), and orders that appropriate signage giving notice of the local traffic regulations be posted upon the part of the streets and highways affected, as may be most appropriate to reflect the parking prohibition during the Temporary Restricted Parking Hours. This Board further finds that this Resolution is passed in the exercise of the Board’s reasonable exercise of its police powers and that a person violating this Resolution or the regulation established hereby shall pay the fine indicated below or answer for the parking infraction for which the parking ticket was issued within five (5) business days.

SECTION 2. That a violation of this Resolution and the parking prohibition during the Temporary Restricted Parking Hours established hereby shall not be considered a criminal offense for any purpose and that as provided in Section 4521.02 of the Ohio Revised Code, that a person who commits the violation shall not be arrested as a result of the commission of the violation, and that the violation shall be handled pursuant to Chapter 4521 of the Ohio Revised Code. The fine for such a violation shall be the maximum fine established by the county court having territorial jurisdiction over the entire or a majority of the Township, in its schedule of fines established pursuant to Traffic Rule 13(C), for a substantially comparable violation. Failure of the person

violating this Resolution or the parking prohibition established hereby to answer any charges of such violation within five (5) business days shall be liable for an additional penalty of the maximum penalty established by the county court having territorial jurisdiction over the entire or a majority of the Township, in its schedule of fines/penalties established for a substantially comparable violation. In no case shall any fine or penalty exceed the sum of one hundred dollars (\$100.00), plus costs and other administrative charges, per violation.

SECTION 3. A vehicle found standing or parked in violation of this Resolution may be impounded or immobilized and in order for the vehicle to be released to its owner, the owner shall be required to provide a certificate of title and shall pay the costs of impoundment or immobilization in cash; provided, such costs of impoundment or immobilization may not exceed one thousand dollars (\$1,000.00), as prescribed in Section 4521.02 of the Ohio Revised Code.

SECTION 4. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts 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) Section 121.22 of the Ohio Revised Code, except as otherwise permitted thereby.

SECTION 6. That this Resolution shall be posted on the Township's website and in five conspicuous places previously determined for posting of resolutions by this Board for a period of ten days.

There was no further discussion.

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

Amendment to Resolution No. 18-0419-05 Authorizing False Alarm Fees –

Resolution 21-0819-22: Mrs. Stone moved to adopt a resolution waiving certain fees for false alarms as follows; Mr. Pappas seconded the motion:

RESOLUTION No. 21-0819-22

A RESOLUTION WAIVING CERTAIN FEES FOR FALSE ALARMS

WHEREAS, Section 505.511 of the Ohio Revised Code authorizes a board of township trustees of a township that has established a police district to adopt a procedure to notify, assess, and collect charges for false alarms resulting from the malfunction of the same commercial or residential security alarm system within the township in the same calendar year after law enforcement authorities have answered a combined total of three false alarms; and

WHEREAS, the Board of Township Trustees of Anderson Township, having established a police district for which this Board has contracted with the Hamilton County Sheriff (the

“County Sheriff”) and the Hamilton County Board of County Commissioners for the provision of police protection services; and

WHEREAS, this Board duly passed Resolution No. 18-0419-05 authorizing False Alarm Fees to alleviate the increased costs and problems associated with the generation of false alarms in Anderson Township and to promote the training of persons in the use and maintenance of their security alarms; and

WHEREAS, this Board deems it desirable to waive the false alarm fees provided in Resolution No. 18-0419-05 for the fourth and the fifth false alarms from the same commercial or residential security alarm system within the Township in the same calendar year but to provide notice of such third and fourth false alarms as provided in said Resolution;

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 declares that the false alarm fees for the fourth and fifth false alarms in one calendar year as set forth in Section 1 of Resolution No. 18-0419-05, pending further action by this Board with respect thereto, shall be waived; provided that (a) notice of the fourth and the fifth false alarms shall be given as provided in said Resolution, together with (b) notice that pursuant to this Resolution, such fees for said fourth and fifth false alarms shall be waived; and provided, further, that for any false alarm thereafter in that calendar year, the false alarm fee of \$150.00 provided in Section 1 of Resolution No. 18-0419-05 shall be billed as provided in said Resolution.

SECTION 2. That the preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

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

There was no further discussion.

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

Recommendation to Accept American Rescue Plan Funding –

Resolution 21-0819-23: Mrs. Stone moved to adopt a resolution accepting federal funds under the American Rescue Plan (ARPA) and authorizing the Township Administrator to complete registration as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 21 – 0819 – 23

**ACCEPTING FEDERAL FUNDS UNDER
THE AMERICAN RESCUE PLAN (ARPA) AND
AUTHORIZING THE TOWNSHIP ADMINISTRATOR TO COMPLETE
REGISTRATION**

WHEREAS, on March 11, 2021, the President of the United States signed into law the American Rescue Plan Act (ARPA) to provide continued relief from the impact of the COVID-19 pandemic; and,

WHEREAS, the ARPA provides \$350 billion in emergency funding for eligible state, local, territorial, and Tribal governments to respond to the COVID-19 emergency and bring back jobs; and

WHEREAS, on June 30, 2021, Governor DeWine signed House Bill 168 (134th GA) into law appropriating \$422 million of Coronavirus Local Fiscal Recovery dollars for use by the Director of Budget and Management to disburse to nonentitlement units of local government (NEUs) in Ohio, including cities, villages, and townships, on a population basis in accordance with the provisions of the ARPA and consistent with guidance issued under that act; and,

WHEREAS, to access ARPA funding, NEUs must register with the Ohio Office of Budget and Management by September 4, 2021, agree to Award Terms and Conditions as provided by the U.S. Treasury, and assure compliance with Title VI of the Civil Rights Act of 1964; and,

WHEREAS, Anderson Township is expected to receive \$4,615,750.66 in funding; such funding to be received in two tranches; and

WHEREAS, this funding must be used in accordance with the provisions of the ARPA and consistent with guidance issued under that act;

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

SECTION 1. That this Board does hereby accept the allocation of American Rescue Plan Act funds and affirms that the revenue will only be used for the purposes prescribed in the ARPA, and any applicable regulations.

SECTION 2. This Board further authorizes the Township Administrator to complete the registration process and to execute related agreements and directs the Fiscal Officer to place ARPA funds in a special revenue fund.

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

SECTION 4. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open 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; Mrs. Stone, yes; Mr. Pappas, yes.

Items Arising from Executive Session Discussion –

Resolution 21-0819-24: Mr. Pappas moved to adopt a resolution authorizing the purchase of real property in the Township pursuant to Section 511.11 of the Ohio Revised Code as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21-0819-24

**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;

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. The Board hereby determines that it is in the best interest of the Township to purchase certain real property located in the Township, including eight parcels that aggregate approximately 0.711 acres, and that the Township Administrator and the Assistant Township Administrator for Operations are hereby designated to represent this Board in negotiating a Real Property Purchase and Sale Agreement with respect to said real property; provided that the maximum aggregate purchase price for the parcels of such real property to be acquired pursuant to this Resolution together with due diligence costs shall not exceed \$20,000, of which due diligence expenses with respect to said acquisition shall not exceed \$3,000. A total maximum cost of \$20,000 is hereby appropriated for such real estate acquisition.

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

There was no further discussion.

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

Resolution 21-0819-25: Mr. Pappas moved to adopt a resolution authorizing the disposition of real property owned by and located in the Township, pursuant to Section 505.10(A)(6) of the Revised Code; approving a real property purchase and sale agreement with Claudius Roberts and Marjorie Roberts with respect thereto, and authorizing the execution and delivery of said agreement as follows; Mrs. Stone seconded the motion:

RESOLUTION No. 21 - 0819 - 25

A RESOLUTION AUTHORIZING THE DISPOSITION OF REAL PROPERTY OWNED BY AND LOCATED IN THE TOWNSHIP, PURSUANT TO SECTION 505.10(A)(6) OF THE REVISED CODE; APPROVING A REAL PROPERTY PURCHASE AND SALE AGREEMENT WITH CLAUDIUS ROBERTS AND MARJORIE ROBERTS WITH RESPECT THERETO, AND AUTHORIZING THE EXECUTION AND DELIVERY OF SAID AGREEMENT.

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, upon unanimous vote of its members and by resolution, 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, the Township owns in the aggregate approximately 0.454 acres of real property located in the Township and identified as Hamilton County Auditor's Tax ID Parcel Nos. 500-381-208 (including 209), 500-381-213, 500-381-214, 500-381-255, 500-381-256 (including 257 and 591), 500-381-298, 500-381-299 and 500-381-593 (collectively, the "Property"); and

WHEREAS, Claudius Roberts (the "Purchaser"), has expressed his desire to purchase the Property from the Township for the purchase price of Ten Thousand Two Hundred Ten Dollars (\$10,210), pursuant to and on the terms and conditions set forth in the Real Property Purchase and Sale Agreement (the "Purchase Agreement") before this Board; and

WHEREAS, this Board hereby determines that it is in the best interests of the Township and its residents to convey the Property to Purchaser pursuant to the Purchase Agreement, as the same may be revised in accordance with this Resolution;

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 and its residents to authorize the disposition of the Property to the Purchaser at a Purchase Price of not less than TEN THOUSAND TWO HUNDRED TEN DOLLARS (\$10,210) and otherwise on the terms and conditions set forth in the Purchase Agreement, the substantial form of which Purchase Agreement is hereby approved. Further, this Board authorizes the Township Administrator to execute and deliver the Purchase Agreement on its behalf and on behalf of the Township, with such changes thereto as she may determine, after consultation with the Law Director, not to be disadvantageous to the Township, such determination being conclusively evidenced by her execution of the Purchase Agreement. The Township Administrator is further authorized to execute all documents and instruments as she deems, after consultation with the Law Director, to be necessary and appropriate to effectuate the disposition of the Property, such determination being conclusively evidenced by her execution thereof.

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

SECTION 3. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) 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; Mrs. Stone, yes; Mr. Pappas, yes.

Resolution 21-0819-26: Mrs. Stone moved to adopt a Limited Home Resolution authorizing the acceptance of the material terms of the OneOhio memorandum of understanding and consistent with the terms of the July 21, 2021 National Opioid Settlement Agreement and ratifying all actions taken by the Township Administrator, pursuant to prior motion of this Board, in executing and delivering the OneOhio subdivision participation agreement form, and declaring an emergency as follows; Mr. Pappas seconded the motion:

BOARD OF TOWNSHIP TRUSTEES
ANDERSON TOWNSHIP

HAMILTON COUNTY, OHIO

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

Mrs. Stone introduced the foregoing resolution and moved its passage. Mr. Pappas seconded the motion.

RESOLUTION NO. 21 – 0819 – 26

**A LIMITED HOME RULE RESOLUTION
AUTHORIZING THE ACCEPTANCE OF THE MATERIAL TERMS OF THE
ONEOHIO SUBDIVISION SETTLEMENT PURSUANT TO THE ONEOHIO
MEMORANDUM OF UNDERSTANDING AND CONSISTENT WITH THE TERMS OF
THE JULY 21, 2021 NATIONAL OPIOID SETTLEMENT AGREEMENT AND
RATIFYING ALL ACTIONS TAKEN BY THE TOWNSHIP ADMINISTRATOR,
PURSUANT TO PRIOR MOTION OF THIS BOARD, IN EXECUTING AND
DELIVERING THE ONEOHIO SUBDIVISION PARTICIPATION AGREEMENT
FORM, AND DECLARING AN EMERGENCY**

Whereas, pursuant to the OneOhio Memorandum of Understanding regarding the pursuit and use of potential opioid litigation settlement funds and consistent with the material terms of the July 21, 2021 proposed National Opioid Distributor Settlement Agreement available at <https://nationalopioidsettlement.com/> (the “Proposed National Settlement Agreement”), it is necessary to authorize the Township Administrator to execute the Participation Agreement for the OneOhio Subdivision Settlement with McKesson Corporation, Cardinal Health, Inc., and AmerisourceBergen Corporation (collectively, the “Settling Distributors”) in order to permit Anderson Township to participate in the OneOhio Settlement Agreement with Settling Distributors (the “OneOhio Settlement Agreement”) and in the aforesaid National Settlement Agreement; and

WHEREAS, by motion approved unanimously by this Board at its meeting on August 5, 2021 (the “August 5 Motion”), this Board heretofore approved the participation by Anderson Township in the OneOhio Settlement Agreement and authorized the Township Administrator to take all actions necessary to effectuate the intent of the August 5 Motion; and

WHEREAS, Anderson Township (County of Hamilton), Ohio (the “Township”) is a township formed and organized pursuant to the Constitution and laws of the State of Ohio; and

WHEREAS, by virtue of adoption of Resolution No. 03-0918-18, effective October 19, 2003, the Board of Township Trustees of the Township adopted a home rule form of government for the Township; and

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

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
August 19, 2021*

WHEREAS, the State of Ohio, through its Attorney General, and certain Local Governments, through their elected representatives and counsel, are separately engaged in litigation seeking to hold Opioid Pharmaceutical Supply Chain Participants accountable for the damage caused by their misfeasance, nonfeasance and malfeasance; and

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

WHEREAS, the State and its Local Governments, subject to completing formal documents effectuating the Parties Agreements, have drafted and Anderson Township (County of Hamilton), Ohio, acting by and through this Board has adopted, and hereby reaffirms its adoption of, the OneOhio Memorandum of Understanding (“OneOhio MOU”) relating to the allocation and the use of the proceeds of any potential settlements therein described; and

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

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

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

WHEREAS a settlement proposal is being presented to the State of Ohio and Local Governments by the Settling Distributors to resolve governmental entity claims in the State of Ohio using the structure of the OneOhio MOU and consistent with the material terms of the July 21, 2021 proposed National Opioid Distributor Settlement Agreement; and

WHEREAS, this Board wishes to agree to the material terms of the proposed National Opioid Distributor Settlement Agreement with the Settling Distributors (the “Proposed Settlement”):

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

Section 1. That this resolution is passed in the exercise of this Board’s limited home rule powers under Chapter 504 of the Revised Code.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
August 19, 2021

Section 2. That this Board hereby reaffirms its acceptance of the Proposed Settlement on behalf of Anderson Township, County of Hamilton, Ohio, pursuant to the terms of the OneOhio MOU, and hereby ratifies all actions heretofore taken by the Township Administrator on behalf of this Board in executing and delivering the OneOhio Subdivision Participation Form to the Ohio Attorney General and hereby authorizes the Township Administrator to take all such further action as may be necessary to effectuate the intent of the August 5 Motion and this Resolution.

Section 3. Upon majority vote, the Board hereby dispenses with the requirement that this resolution be read on two separate days, pursuant to Section 504.10 of the Ohio Revised Code, and authorizes the passage of this resolution upon its first reading.

Section 4. If passed by a unanimous vote, pursuant to Section 504.11(B) of the Ohio Revised Code, this resolution shall take effect immediately, and shall be posted for fifteen days in five of the most public places in the Township, as previously determined by this Board, which posting is hereby ordered.

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

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

Section 7. This resolution is declared to be an emergency measure necessary for the preservation of the public peace, health, safety, and welfare of the Township and to permit this Board to participate in the Proposed Settlement and the OneOhio Settlement Agreement, which require that this Board take immediate action to confirm its August 5 Motion and to ratify actions taken by the Township Administrator pursuant thereto to ensure prompt pursuit of funds to assist in abating the opioid epidemic throughout Ohio.

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

Mr. Gerth yes Mrs. Stone yes Mr. Pappas yes

Passed at the regular meeting of the Board of Township Trustees this 19th day of August, 2021.

FISCAL OFFICER CERTIFICATION

The undersigned, duly elected and acting Fiscal Officer of Anderson Township, County of Hamilton, Ohio, hereby certifies that the foregoing is a true copy of a Resolution duly passed at a regular meeting of the Board of Township Trustees of said Township on the 19th day of August,

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
August 19, 2021

2021, together with a true record of the roll call vote thereon, and that said Resolution has been duly entered upon the Journal of said Township.

Dated: August 19, 2021


Kenneth G. Dietz
Fiscal Officer

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 October 21, 2021.



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 19th day of August 2021, and that said minutes have been duly entered upon the Journal of said Township.

This 21st day of October, 2021.



Kenneth G. Dietz, Fiscal Officer

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
September 2, 2021*

The Board of Township Trustees of Anderson Township (“Board”) held its regular Interim Workshop Meeting on September 2, 2021, 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 Township Administrator for Operations Steve Sievers, Planning & Zoning Director Paul Drury, Planner 1 Sarah Donovan, Public Works Director Eric Luginbuhl, Hamilton County Sheriff’s District 5 Commander Lt. Dan McElroy, Law Director Margaret Comey, Fiscal Office Manager Jennifer Baker, Greenspace Inspector Suzanne Clingman and Administrative Assistant Molly Mohrfield.

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

There was no further discussion.

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

TRUSTEES/FISCAL OFFICER

Resolution 21-0902-01: Mr. Gerth moved for approval of new fund, 37, for OPWC – Bridle Road Improvements, and 53 for the American Rescue Plan Act. Mrs. Stone seconded the motion.

New Fund

**Fund 37 – OPWC Bridle Road Improvements
Fund 53 – American Rescue Plan Act**

There was no further discussion.

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

Resolution 21-0902-02: Mr. Gerth moved to adopt changes to Estimated Resources. Mrs. Stone seconded the motion.

Estimated Resources Change

OPWC FUND – BRIDLE ROAD (37)	+ 206,100.62
GENERAL FUND (01)	+ 240,000.00

AMERICAN RESCUE PLAN ACT FUND (53) +2,307,875.33

There was no further discussion.

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

Resolution 21-0902-03: Mr. Gerth moved to adopt changes to appropriations. Mrs. Stone seconded the motion.

Appropriation Increase

OPWC FUND – BRIDLE ROAD (37)

37.1100.01 + 206,100.62 CAPITAL PROJECT

34.1100.0802 + 90,000 FHSD DISTRIBUTION

There was no further discussion.

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

DISCUSSION ITEMS

Lawyer Road/Little Dry Run Road Sidewalk Virtual Open House – **Ms. Donovan** announced that beginning September 3, 2021, staff would launch a virtual public open house regarding an Anderson Trails sidewalk project along Lawyer Road and Little Dry Run Road. The full plan set for this project would be posted on the Township’s website for residents to review. Contact information for Brandstetter Carroll, the engineer for the project, and Township staff would be posted as well to answer any questions that residents may have. Notices, including draft plans, were being sent to property owners in the project area inviting them to view the plans. **Mrs. Stone** asked if the proposed sidewalk would only be on one side of Lawyer Road. **Mr. Sievers** responded that was correct.

2021 Beautification Awards: Recommended Winners – **Ms. Donovan** announced that the WeTHRIVE! Committee had been accepting nominations for the 2021 Beautification Awards. The committee planned to distribute only two awards this year. Previously, four awards had been presented, however, the committee restructured the awards to specific residential and commercial categories in 2020. The suggested 2021 winners are 767 Maidstone for outstanding residential, and Gold Star Chili for outstanding commercial. The winners will be recognized at the September 16th Trustees Meeting, as well as the Township’s website, Facebook page, and the fall edition of *Anderson Insights*.

2021 Reclamite Asphalt Rejuvenator –

Resolution 21-0902-04: Mr. Pappas moved to accept a proposal from Pavement Technology, Inc. to apply Reclamite asphalt rejuvenator to the roads (list attached) for an amount not to exceed \$125,471.88, with a 10% contingency of \$12,547.18 for a total of \$138,019.06. The work will be performed according to the specifications and funded with 1994 TIF dollars. Mrs. Stone seconded the motion.

There was no further discussion.

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

Resolution Approving the CRA Agreement with Respect to the Anderson Township Community Reinvestment Area II and Requesting that the Hamilton County Commissioners Undertake Proceedings to Approve and Authorize the Execution and Delivery of Said Agreement –

Resolution 21-0902-05: Mrs. Stone moved to adopt a resolution approving the CRA Agreement with respect to the Anderson Township Community Reinvestment Area II and requesting that the Hamilton County Commissioners undertake proceedings to approve and authorize the execution and delivery of said agreement as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 21-0902-05

**A RESOLUTION APPROVING THE CRA AGREEMENT WITH
RESPECT TO THE ANDERSON TOWNSHIP COMMUNITY
REINVESTMENT AREA II AND REQUESTING THAT THE HAMILTON
COUNTY COMMISSIONERS UNDERTAKE PROCEEDINGS TO
APPROVE AND AUTHORIZE THE EXECUTION AND DELIVERY OF
SAID AGREEMENT.**

WHEREAS, the Anderson Township Board of Township Trustees (the “Board”) desires to pursue all reasonable and legitimate incentive measures to assist and encourage development in a specific area of the Township that has not enjoyed reinvestment from remodeling or new construction; and

WHEREAS, Sections 3735.65 through 3735.70 of the Ohio Revised Code (the “Act”) authorize the legislative authorities of municipal corporations and counties to designate areas as community reinvestment areas within the meaning of the Act (each, a “Community Reinvestment Area” or “CRA”); and

WHEREAS, pursuant to proceedings heretofore taken, this Board established the Anderson Township Community Reinvestment Area II and the Hamilton County Commissioners took official action to create and designate, the Anderson Township Community Reinvestment Area II (the “Anderson Township Community Reinvestment Area II” or “CRA II”); and

WHEREAS, the Ohio Development Services Agency has certified CRA II; and

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

SECTION 6. This Board hereby determines that it is in the best interest of the citizens of the Township to approve and this Board hereby approves the Community Redevelopment Agreement relating to CRA II in the form provided by HCDC.

SECTION 7. The Fiscal Officer shall provide a certified copy of this Resolution to HCDC.

SECTION 8. The preambles hereto shall be and shall be construed to be integral parts of this Resolution.

SECTION 9. 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 committees, and that all deliberations of this Board and any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law, including Section 121.22 of the Ohio Revised Code, except as permitted thereby.

SECTION 10. Effective Date. This Resolution shall be in full force and effect immediately upon its passage.

There was no further discussion.

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

Archeological Dig at Walls Greenspace – **Mrs. Clingman** stated that an archeological dig took place on Township Greenspace property on Ohio State Route 32, near Clough Pike, from July 13th to August 21st. It was open to the public on Thursdays, Fridays, and Saturdays during that period. Dr. Robert Cook from Ohio State University (OSU) organized the dig and felt it was well attended. She stated that herself, Mrs. Earhart, Dr. Cook, Bob Genheimer and Tara Sweeney from the Cincinnati Museum Center, and Rebecca Hawkins president of Algonquin Consultants, an American Indian owned firm, headquartered in northeastern Oklahoma, had a very productive meeting on the last day of the dig. They did a wrap up potluck dinner at the Anderson Urban Farm which the Historical Society hosted.

Mrs. Earhart pointed out that Mr. Cook’s long-term goal was for OSU, the Historical Society, the Township, the Peabody Museum of Archaeology and Ethnology at Harvard University, the Miami Tribe of Oklahoma, and the Cincinnati Museum Center to have an interactive kiosk at each of those locations that ties together this long-term project. The dig site was significant in that it showed the movement from mound building to agriculture, and was the first site of corn in the eastern United States. She stated that Dr. Cook was considering hiring an assistant and she had offered a cubicle for their use at Anderson Center. She also pointed out that there were several

people in the Miami Tribe that were artists that could be added to the list of potential artists for the Community Art Plan. She believed this to be a very high-profile project for the community. The Museum Center saw this as a huge significant site in this part of the country. **Mrs. Stone** stated that she would like to see area high school students involved with the project. **Mrs. Clingman** stated that in the future the thought was to return the skeletal remains, that were taken to the Peabody Museum and the Museum Center, to the Turpin site as their final resting place. **Mrs. Earhart** also pointed out that the Turpin family was involved in this project as well.

Noise Control – **Mr. Gerth** stated that he had received numerous complaints from the residents on Royalview Court regarding the loud music emanating from Anderson Township Pub. There had also been incidents posted on Facebook regarding neighbors fighting neighbors over loud music. He felt it was time to reevaluate the noise control ordinance making it stronger and more effective but questioned how and when to enforce it. **Mrs. Earhart** stated that she had provided the Board with the two noise resolutions, that were already in existence, along with the statutory section that would allow the Board to adopt a noise resolution. She pointed out that Riverbend had to be a consideration in the decision. If the Board decided to put regulations/time restrictions in place those regulations would have to be enforced at Riverbend as well.

Lt. McElroy stated that citing someone was not always the answer. He believed that building a relationship, worked just as well, if not better. **Mr. Pappas** asked what the cut of time was at Riverbend. **Lt. McElroy** responded normally 11 p.m., but there was no official/enforceable cutoff time. **Mr. Pappas** felt that 11 p.m. was an acceptable time. **Lt. McElroy** stated that the bulk of the complaints were regarding an earlier time. **Mrs. Earhart** stated that she would do additional research and come back to the Board with options.

Comprehensive Plan Update – **Mr. Sievers** announced that an open house was held on August 30th for the Comprehensive Plan update. **Ms. Donovan** pointed out that 3,000 notices were sent out to residents and there were 150 in attendance. **Mr. Pappas** felt there could have been some confusion in the way the letter was worded. **Ms. Donovan** replied that once the residents received clarification on the plan update, most of them understood. **Mrs. Earhart** noted that the residents were not looking at the overall plan, and how it would affect the Township. They were more concerned about how it would impact their property.

Kellogg Gateway Study – **Mr. Sievers** explained that the resolution to initiate adoption of the Kellogg Gateway Study would be presented to the Board at the September 16th meeting to ensure that the Zoning Commission could hear it at their scheduled September meeting, thus allowing it to come back before the Board in October for approval. He pointed out that the Community Arts Plan would go through that same process. Staff would like those two plans adopted so they could be incorporated into the Comprehensive Plan Updated before it was adopted.

Safety Services Day Cancellation – **Mrs. Earhart** announced that Safety Services Day was cancelled due to COVID-19 precautions.

Mr. Gerth moved to retire to Executive Session to consider the purchase of property for public purposes as permitted by Ohio Revised Code Section 121.22(G)(2), to review

negotiations or bargaining sessions with public employees concerning their compensation or other terms and conditions of their employment as permitted by Ohio Revised Code Section 121.22(G)(4), and to consider confidential information of an applicant for economic development assistance involving public infrastructure improvements as permitted by Ohio Revised Code Section 121.22(G)(8), the executive session being deemed necessary to protect the interests of the applicant and the possible investment or expenditure of public funds in connection with the economic development project. 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. Mrs. Stone seconded the motion.

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 October _____, 21_____, 2021.


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 2nd day of September, and that said minutes have been duly entered upon the Journal of said Township.

This 21st day of October _____, 2021.


Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
September 16, 2021

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on September 16, 2021, at 5:00 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 Township Administrator for Operations Steve Sievers and Assistant Township Administrator for Human Resources Suzanne Parker.

Mr. Gerth called the meeting to order and moved to retire to Executive Session to consider 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; Mrs. 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; Mrs. 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, Facilities Manager Mark Magna, Hamilton County Sheriff’s District 5 Sgt. Tom Lange, Law Director Margaret Comey, Fiscal Office Manger Jennifer Baker, 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; Mrs. Stone, yes; Mr. Pappas, yes.

PRESENTATIONS AND RECOGNITIONS

Beautification Award Winners – **Mr. Drury** announced the 2021 Beautification Award winners. 767 Maidstone Court, Outstanding Residential Design, and Gold Star, 7716 Beechmont Avenue, Outstanding Commercial Design.

PUBLIC FORUM

Mr. Gerth invited members of the audience to address the Board. No one came forward.

TRUSTEE COMMENTS

Mrs. Stone announced that there was a public open house held recently for the Community Art Plan, and comments were still being accepted on the website at *andersontownshipoh.gov*. **Mr. Sievers** pointed out that the displays were still on exhibit in the lower atrium for comment purposes as well.

Mr. Gerth announced that the Board cut the ribbon on Homearama. It would run for the next three weekends until October 3rd. It has taken a monumental effort to organize and thanked staff for all their work.

FISCAL OFFICER

Financial Reports – **Mr. Dietz** presented the Board with the end of July financial reports for their review.

Mr. Dietz announced that there were receipts in the TIF-Stonecrest/Anthology Fund of \$90,000.00

Minutes –

Resolution 21-0916-01: Mr. Pappas moved to approve the minutes of May 20, 2021; June 3, 2021; June 14, 2021; June 17, 2021; and August 5, 2021; with minor corrections. Mrs. Stone seconded the motion.

There was no further discussion.

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

Resolution 21-1916-02: Mr. Pappas moved to approve the minutes of July 1, 2021, with minor corrections. Mr. Gerth seconded the motion.

There was no further discussion.

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

LAW DIRECTOR

Annual Information Filing –

Resolution 21-0916-03: Mrs. Stone moved to adopt a resolution accepting and approving the Annual Information Filing of the Township for fiscal year 2020 and directing its filing with the MSRB for continuing disclosure purposes as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 21-0916-03

RESOLUTION ACCEPTING AND APPROVING THE ANNUAL INFORMATION FILING OF THE TOWNSHIP FOR FISCAL YEAR 2020 AND DIRECTING ITS FILING WITH THE MSRB FOR CONTINUING DISCLOSURE PURPOSES

WHEREAS, the Township entered into a continuing disclosure agreement dated December 10, 2014 (the “2014 CDA”), in connection with the issuance of its Various Purpose General Obligation (Limited Tax) Refunding Bonds, Series 2014, dated December 18, 2014 (the “Series 2014 Bonds”); and

WHEREAS, the 2014 CDA required that the Township file certain annual information and operating data with the Municipal Securities Rulemaking Board (the “MSRB”) through the MSRB’s electronic filing system known as EMMA (“EMMA”) for such period that the Series 2014 Bonds are outstanding; and

WHEREAS, the final maturity of the Series 2014 Bonds was December 1, 2020, on which date the Series 2014 Bonds were paid in full and after which date the Series 2014 Bonds were no longer outstanding; and

WHEREAS, the Township entered into a continuing disclosure agreement dated December 31, 2019 (the “2019 CDA”), in connection with the issuance of its General Obligation (Limited Tax) Recreational Facilities Improvement Bonds, Series 2019, dated December 31, 2019; and

WHEREAS, the 2019 CDA requires that the Township file certain annual information and operating data with the MSRB through the MSRB’s EMMA system;

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 the Annual Information Filing for Fiscal Year 2020 (the “Annual Information Filing”), be accepted and approved in substantially the form before this Board with such changes thereto as shall not, in the opinion of the Fiscal Officer and the Township Administrator after consultation with the Law Director, be detrimental to the Township, such determination being evidenced by the signing of the document by the Fiscal Officer; and, further, that the Township Administrator is hereby authorized and directed to file, or cause to be filed, the Annual Information Filing with the MSRB by means of the EMMA electronic filing system in a timely manner.

SECTION 2. That this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open 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; Mrs. Stone, yes; Mr. Pappas, yes.

PLANNING & ZONING

Request Authorization to Obtain Easements and Prepare Plans for Construction of Lawyer Road/Little Dry Run Road Sidewalk –

Resolution 21-0916-04: Mr. Pappas moved to authorize staff to proceed with preparing materials and securing necessary easements for a sidewalk on 1) on the north side of Lawyer Road from Concordgreen to Little Dry Run, 2) on the north side of Little Dry Run Road from Lawyer Road to the existing sidewalk near Wolfangel Road and 3) on the east side of Lawyer Road from Turnkey Court to Lawyers Pointe Drive. Mrs. Stone seconded the motion.

There was no further discussion.

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

Resolution for the Initiation of the Kellogg Gateway Study Adoption –

Resolution 21-0916-05: Mrs. Stone moved to adopt a resolution initiating adoption process for the Kellogg Gateway Study as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 21-0916-05

INITIATING ADOPTION PROCESS FOR THE KELLOGG GATEWAY STUDY

WHEREAS, this Board of Township Trustees (“Board”), through powers granted by Chapter 519 of the Revised Code, authorized a study of the I-275 / Kellogg interchange and this western gateway into the Township’s Ohio Riverfront Entertainment District to expand on the recommendations from the Ohio Riverfront Plan (adopted 2013 and incorporated into the 2016 Anderson Plan), which “outlines a vision for strengthening the function, appearance, and economic potential of the Riverfront Area”; and

WHEREAS, Trustee Gerth and Township staff conducted a meeting with Cincinnati Mayor Cranley and Councilwoman Murray, in addition to the California Community Council, to gain support for including the California Neighborhood Business District in the Study; and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

September 16, 2021

WHEREAS, the Township held virtual meetings with partnering agencies such as City of Cincinnati (Economic Development and Engineering), Ohio Department of Transportation, Hamilton County Engineers Office, and California Community Council, during the spring of 2020; and

WHEREAS, virtual public meetings were held with businesses in the study area in April 2020, and public feedback from property owners, residents and businesses was solicited on a virtual basis through a survey on the project website, which was promoted through social media and *Anderson Insights*; and

WHEREAS, background information, reports outlining past planning efforts, reports summarizing citizen input, as well as the draft Study, were available for public to review and comment on the Anderson Township website; and

WHEREAS, a public open house was held at Dead Low Brewing on August 3, 2021, to present the draft Study and obtain citizen input, and again input was solicited virtually by posting the proposed Plan on the Anderson Township website and promoting these input methods through social media and *Anderson Insights*.

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

SECTION 1. That this Board hereby initiates adoption of the Study, which is hereby incorporated in Exhibit A and made part of this Resolution.

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

SECTION 3. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) 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; Mrs. Stone, yes; Mr. Pappas, yes.

SHERIFF'S OFFICE

Sgt. Lange had nothing requiring Board action.

PUBLIC WORKS DEPARTMENT

Mr. Luginbuhl had nothing requiring Board action.

FIRE & RESCUE DEPARTMENT

Chief Martin had nothing requiring Board action.

Record of Proceedings

TOWNSHIP ADMINISTRATOR

Fire Station Alerting System Rebid Award –

Resolution 21-0916-06: Mr. Pappas moved that this Board hereby accepts the Bid of \$164,487.00, from SECO Electric Co., Inc. deemed to be the most responsive and responsible bidder for the Fire Station Altering System Rebid project in accordance with the Bid plans and specifications, together with a 10% contingency, for a maximum appropriation of \$180,936.00 in 1994 TIF and OH Riverfront 1 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 Law Director, to enter into contract with SECO Electric Co., Inc. in accordance with their Bid for the Fire Station Alerting System Rebid project. Mrs. Stone seconded the motion.

There was no further discussion.

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

Request to Approve Fire and Rescue Collective Bargaining Agreement –

Resolution 21-0916-07: Mr. Pappas moved to authorize the Township Administrator to execute the 2020 – 2022 Fire & Rescue Collective Bargaining Agreement as presented. Mrs. Stone seconded the motion.

There was no further discussion.

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

Request to Approve Road Maintenance Collective Bargaining Agreement –

Resolution 21-0916-08: Mrs. Stone moved to authorize the Township Administrator to execute the 2021 – 2023 Road Maintenance Collective Bargaining Agreement as presented. Mr. Pappas seconded the motion.

There was no further discussion.

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

Resolution Approving a Third Amendment to the Anderson Center Station Anderson Redevelopment Agreement, a Survey With Respect to the Project Site, and a Vantage Anderson Parking Garage Lease, and Authorizing the Township Administrator to Execute and Deliver Said Agreement and Lease –

Resolution 21-0916-09: Mrs. Stone moved to adopt a resolution approving a Third Amendment to the Anderson Center Station Anderson Redevelopment Agreement, a survey with respect to the project site, and a Vantage Anderson Parking Garage Lease, and authorizing the Township Administrator to execute and deliver said agreement and lease as follows; Mr. Pappas seconded the motion:

RESOLUTION No. 21-0916- 09

A RESOLUTION APPROVING A THIRD AMENDMENT TO THE ANDERSON CENTER STATION REDEVELOPMENT AGREEMENT, A SURVEY WITH RESPECT TO THE PROJECT SITE, AND A VANTAGE ANDERSON PARKING GARAGE LEASE, AND AUTHORIZING THE TOWNSHIP ADMINISTRATOR TO EXECUTE AND DELIVER SAID AGREEMENT AND LEASE.

WHEREAS, by Resolution No. 19-1219-07 this Board approved and authorized the execution on behalf of the Board of that certain Anderson Center Station Redevelopment Agreement (the “Original Agreement”) by and between the Township, acting by and through this Board, and HP Acquisitions, LLC (the “Developer”), which Original Agreement was amended by a First Amendment dated as of March 20, 2020 and authorized by this Board by Resolution No. 20-0402-07 (the “First Amendment”) and by a Second Amendment dated as of June 18, 2020 and authorized by this Board by Resolution No. 20-0618-03 (the “Second Amendment”), each such amendment by and between the Township, acting by and through the Board, and the Developer (the Original Agreement as amended by the First Amendment and the Second Amendment, the “Amended Agreement”); and

WHEREAS, the Amended Agreement may be further amended in a writing signed by both Parties and consented to by the Guarantors; and

WHEREAS, the Developer has delivered the Survey (as defined in the Amended Agreement) to the Board and the Township is in the process of creating the Project Site; and

WHEREAS, based upon the Site Plan and the legal description of the Project Site being created, it is no longer necessary to construct the Bus Transit Improvements (as defined in the Amended Agreement) on land owned by the Township adjacent to the Project Site but rather the Developer intends to construct the Bus Transit Improvements on the Project Site after conveyance of the Project Site to the Developer, wherefore it is necessary to further amend to the Amended Agreement;

WHEREAS, the Developer has proposed the form of that certain Vantage Anderson Parking Garage Lease (the “Lease”) with respect to the Public Improvements as defined in the Amended Agreement, the Bus Transit Improvements as defined in the Third Amendment, and the Common Area Improvements as defined in the Lease;

September 16, 2021

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 approves the form of Third Amendment to Anderson Center Redevelopment Agreement to be dated as of the date that it has been executed by the Parties and consented to by the Guarantors (the “Third Amendment”); and the Township Administrator is hereby authorized to execute and deliver the Third Amendment on behalf of this Board with such changes thereto not financially disadvantageous to the Township as she deems necessary, such determination being evidenced by her signing of the Third Amendment.

SECTION 2. This Board hereby approves and accepts the form of the Survey.

SECTION 3. This Board hereby approves the form of the Lease and the Township Administrator is hereby authorized to execute and deliver the Lease on behalf of this Board with such changes thereto not financially disadvantageous to the Township as she deems necessary, such determination being evidenced by her signing of the Lease.

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

SECTION 5. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of 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; Mrs. Stone, yes; Mr. Pappas, yes.

Recommended Adoption of Citizen Volunteer Committee Member Commitment –

Resolution 21-0916-10: Mr. Pappas moved to adopt the Policy for Defining anticipated Commitment for Anderson Township Citizen Volunteer Committee Members and Committee Chairs (Co-Chairs) as presented. Mrs. Stone seconded the motion.

There was no further discussion.

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

Set Date for Halloween Trick-or-Treat –

Resolution 21-0916-11: Mrs. Stone moved to adopt a resolution designating Halloween Trick-or-Treat as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 21 – 0916 – 11

DESINGATING HALLOWEEN TRICK-OR-TREAT

WHEREAS, on September 3, 2021, the Centers for Disease Control and Prevention released data showing that all 88 counties in the State of Ohio have a high transmission rate of COVID-19; and

WHEREAS, the Ohio Hospital Association reported that as of August 23-29, the largest age demographic seeing an increase in hospital admissions was among people ages 0-17 years; and

WHEREAS, only children over the age of 12 are eligible to receive a COVID-19 vaccine; and

WHEREAS, this Board recognizes that the decision on whether to participate in Halloween festivities should be made by individuals and parents/guardians after assessing available information provided by the CDC, the Ohio Department of Health, and Hamilton County Public Health at the time,

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

Section 1. That this Board hereby determines that Trick-or-Treat hours in Anderson Township shall be from 6:00 PM to 8:00 PM on Sunday, October 31, 2021. Trick-or-Treaters are urged to visit only those homes with lights on and to follow Centers for Disease Control guidelines for “Activities, Gatherings & Holidays” which will be reassessed and updated in the weeks leading up to Halloween and available at [Activities, Gatherings & Holidays | CDC](#).

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

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

There was no further discussion.

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

Resolution Authorizing Renewal of Agreement for Provision of Fire Protection and Emergency Medical Services to the Village of Newtown, Ohio and Authorizing Execution of Amendment No. 2 to Said Agreement –

Resolution 21-0916-12: Mr. Pappas moved to adopt a resolution authorizing renewal of agreement for provision of Fire Protection and Emergency Medical Service to the Village of Newtown, Ohio and authorizing execution of Amendment No. 2 to said agreement as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21-0916-12

A RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT FOR PROVISION OF FIRE PROTECTION AND EMERGENCY MEDICAL SERVICES TO THE VILLAGE OF NEWTOWN, OHIO AND AUTHORIZING EXECUTION OF AMENDMENT NO. 2 TO SAID AGREEMENT

WHEREAS, pursuant to Section 9.60 of the Ohio Revised Code, municipal corporations and townships are authorized to contract with any governmental entity in the State or another political jurisdiction to provide fire protection or emergency medical services, as appropriate, on a regular basis, upon the approval of the governing boards of the entities that are parties to the contract; and

WHEREAS, pursuant to Section 505.37(B) of the Ohio Revised Code, the legislative authorities of any two or more political subdivisions, including boards of township trustees, may through joint action, unite in the joint purchase, lease, lease with an option to purchase, maintain, use, and operation of firefighting equipment, or for any other purpose designated in Sections 505.37 to 505.42 of the Ohio Revised Code, and may prorate the expense of the joint action on any terms that are mutually agreed upon; and

WHEREAS, pursuant to Resolution No. 15-1217-14, this Board entered into an Agreement For Provision of Fire Protection and Emergency Medical Services to the Village of Newtown, Ohio, dated and effective as of January 1, 2016 (the “2016 Agreement”), with the Village of Newtown, Ohio (the “Village”); and

WHEREAS, after passage of Ordinance No. 17-2018 by the Counsel of the Village of Newtown (the “Council”) and due notice from the Village of its intent to renew the 2016 Agreement, this Board by Resolution No. 18-0920-12, duly passed on September 20, 2018, authorized the execution and delivery of Amendment No. 1 to the 2016 Agreement (“First Amendment” and together with the 2016 Agreement, the “Amended Agreement”) which, among other things, extended the term of the 2016 Agreement for a renewal term commencing January 1, 2019, and ending on December 31, 2021; and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

September 16, 2021

WHEREAS, the Amended Agreement will terminate on December 31, 2021, unless the parties renew the Amended Agreement by mutual written agreement; and

WHEREAS, the Council of the Village, by certified copy of Ordinance #14-2021 passed September 14, 2021, has given notice to this Board of its intent to renew the Amended Agreement in accordance with the requirements of thereof, and has authorized the Mayor and the Fiscal Officer of the Village to execute and deliver such documents as are necessary to effectuate the renewal of the Amended Agreement; and

WHEREAS, the Amended Agreement provides in Section 7.3 for the amendment thereof; and

WHEREAS, the Amended Agreement provides in Section 4.2 for the renewal thereof; and

WHEREAS, the Amended Agreement provides in Section 2.2.1 for the compensation to be paid by the Village to Anderson Township during the renewal term commencing January 1, 2022 and terminating December 31, 2024 (the "Second Renewal Term"); and

WHEREAS, this Board hereby deems it to be in the best interest of the citizens of the Township to renew the Amended Agreement for the Second Renewal Term;

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

SECTION 11. Authorization of Amendment No. 2 to the Amended Agreement. This Board hereby determines that it is in the best interest of the citizens of the Township to renew the Amended Agreement for the Second Renewal Term as permitted by the Amended Agreement and as provided in Amendment No. 2 to the Amended Agreement, by and between Anderson Township, Hamilton County, Ohio, acting by and through its Board of Township Trustees, and the Village of Newtown, Ohio, acting by and through the Village Council, in substantially the form attached hereto as Exhibit A and by this reference made a part hereof (the "Second Amendment" and together with the 2016 Agreement, as amended by the First Amendment, the "Agreement"), which Second Amendment is hereby approved by this Board; and the Township Administrator is hereby authorized and directed to execute the Second Amendment on behalf of this Board in substantially the form of Exhibit A with only such changes thereto as shall not, in her opinion after consultation with the Law Director, be materially adverse to the Township, such determination being evidenced by her execution of the Second Amendment.

SECTION 12. Preamble. The preambles hereto shall be and shall be construed to be integral parts of this Resolution.

SECTION 13. Open Meetings. 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 committees, and that all deliberations of this Board and

any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law, including Section 121.22 of the Ohio Revised Code.

SECTION 14. Effective Date. This Resolution shall be in full force and effect immediately upon its passage.

There was no further discussion.

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

Resolution Authorizing Renewal of Agreement for Provision of Fire Protection and Emergency Medical Services to the Village of Newtown, Ohio, as Amended, and Authorizing Execution of Amendment No. 3 to Said Agreement –

Resolution 21-0916-13: Mrs. Stone moved to adopt a resolution authorizing renewal of agreement for provision of Fire Protection and Emergency Medical Services to the Village of Newtown, Ohio, as amended, and authorizing execution of Amendment No. 3 to said agreement as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 21-0916-13

**A RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT FOR
PROVISION OF FIRE PROTECTION AND EMERGENCY MEDICAL
SERVICES TO THE VILLAGE OF NEWTOWN, OHIO, AS AMENDED,
AND AUTHORIZING EXECUTION OF AMENDMENT NO. 3 TO SAID
AGREEMENT**

WHEREAS, pursuant to Section 9.60 of the Ohio Revised Code, municipal corporations and townships are authorized to contract with any governmental entity in the State or another political jurisdiction to provide fire protection or emergency medical services, as appropriate, on a regular basis, upon the approval of the governing boards of the entities that are parties to the contract; and

WHEREAS, pursuant to Section 505.37(B) of the Ohio Revised Code, the legislative authorities of any two or more political subdivisions, including boards of township trustees, may through joint action, unite in the joint purchase, lease, lease with an option to purchase, maintain, use, and operation of firefighting equipment, or for any other purpose designated in Sections 505.37 to 505.42 of the Ohio Revised Code, and may prorate the expense of the joint action on any terms that are mutually agreed upon; and

WHEREAS, pursuant to Resolution No. 15-1217-14, this Board entered into an Agreement For Provision of Fire Protection and Emergency Medical Services to the Village of Newtown, Ohio, dated and effective as of January 1, 2016 (the “2016 Agreement”), with the Village of Newtown, Ohio (the “Village”); and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
September 16, 2021

WHEREAS, after passage of Ordinance No. 17-2018 by the Counsel of the Village of Newtown (the "Village Council") and due notice from the Village of its intent to renew the 2016 Agreement, by Resolution No. 18-0920-12, duly passed on September 20, 2018, this Board authorized the execution and delivery of Amendment No. 1 to the 2016 Agreement ("First Amendment") which, among other things, extended the term of the 2016 Agreement for a first renewal term commencing January 1, 2019, and ending on December 31, 2021; and

WHEREAS, by passage of Ordinance No. 14-2021 by the Village Council on September 14, 2021, and by passage by this Board of Resolution No. 21-0916-13 on September 16, 2021, the Village and the Township authorized the execution and delivery of Amendment No. 2 to the 2016 Agreement as amended by the First Amendment ("Second Amendment" and collectively with the 2016 Agreement and the First Amendment, the "Amended Agreement"), which approved the Second Amendment amending certain insurance provisions of the 2016 Agreement as amended by the First Amendment, and authorized the Mayor and the Fiscal Officer of the Village and the Township Administrator of the Township, respectively, to execute and deliver the Second Amendment and such documents as are necessary to effectuate the purposes the Second Amendment; and

WHEREAS, the Village Council, by certified copy of Ordinance #14-2021 passed September 14, 2021, has approved the Third Amendment and has authorized the Mayor and the Fiscal Officer of the Village to execute and deliver the Third Amendment and such documents as are necessary to effectuate the purposes of the Third Amendment; and

WHEREAS, the Amended Agreement provides in Section 4.2 for the renewal thereof for an additional term of three (3) subsequent years, commencing January 1, 2022; and

WHEREAS, the Amended Agreement provides in Section 7.3 for the amendment thereof; and

WHEREAS, this Board hereby deems it to be in the best interest of the citizens of the Township to approve, authorize, execute and deliver the Third Amendment;

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

SECTION 15. Authorization of Amendment No. 3 to the Amended Agreement. This Board hereby determines that it is in the best interest of the citizens of the Township to approve the Third Amendment as permitted by the Amended Agreement and as provided in Amendment No. 3 to the Amended Agreement, by and between Anderson Township, Hamilton County, Ohio, acting by and through its Board of Township Trustees, and the Village of Newtown, Ohio, acting by and through the Village Council, in substantially the form attached hereto as Exhibit A and by this reference made a part hereof (the "Third Amendment" and together with the 2016 Agreement, as amended by the First Amendment and the Second Amendment, the "Agreement"), which Third Amendment is

September 16, 2021

hereby approved by this Board; and the Township Administrator is hereby authorized and directed to execute and deliver the Third Amendment on behalf of this Board in substantially the form of Exhibit A with only such changes thereto as shall not, in her opinion after consultation with the Law Director, be materially adverse to the Township, such determination being evidenced by her execution of the Third Amendment. The Township Administrator is further authorized to execute and/or deliver on behalf of the Township such documents as may be necessary to effectuate the purposes of the Third Amendment.

SECTION 16. Preamble. The preambles hereto shall be and shall be construed to be integral parts of this Resolution.

SECTION 17. Open Meetings. 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 committees, and that all deliberations of this Board and any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law, including Section 121.22 of the Ohio Revised Code.

SECTION 18. Effective Date. This Resolution shall be in full force and effect immediately upon its passage.

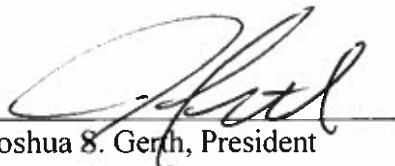
There was no further discussion.

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

Items Arising from Executive Session Discussion – Mrs. Earhart announced that there were no decisions coming out of Executive Session.

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of October 21, 2021.


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 16th day of September 2021, and that said minutes have been duly entered upon the Journal of said Township.

This 21st day of October, 2021.



Kenneth G. Dietz, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
October 8, 2021

The Board of Township Trustees of Anderson Township ("Board") held its regular Interim Workshop Meeting on October 8, 2021, at 11:00 a.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 Township Administrator for Operations Steve Sievers, Assistant Township Administrator for Human Resources Suzanne Parker, Planner 1 Sarah Donovan, Fire Chief Rick Martin, Facilities Manager Mark Magna, Hamilton County Sheriff's District 5 Commander Lt. Dan McElroy, Assistant Fiscal Office Manager Michelle Moxley, Event Coordinator Jennifer Sanders, Law Director Margaret Comey, and Administrative Assistant Molly Mohrfield.

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

There was no further discussion.

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

TRUSTEES/FISCAL OFFICER

Proclamation Resolution in Recognition of 225th Anniversary of Log House –

Resolution 21-1008-01: Mr. Gerth moved to adopt a proclamation resolution in recognition of the 225th Anniversary of the Miller-Leuser Log House as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21-1008-01

**PROCLAMATION RESOLUTION IN RECOGNITION OF THE 225TH
ANNIVERSARY OF THE MILLER-LEUSER LOG HOUSE**

WHEREAS, Ichabod Benton Miller purchased 440 acres in Anderson Township on April 2, 1796, and construction of Miller-Leuser Log house began soon after, and;

WHEREAS, the Miller-Leuser Log House was continuously occupied for more than 170 years, and;

WHEREAS, in 1968 the Anderson Township Historical Society purchased the historic log house on Clough Pike, preserving it for future generations and helping to give people a sense of place and connection to the past, and;

WHEREAS, in 1974 the Miller-Leuser Log House was entered into the National Register of Historic Places, and in 2010 a Historical Marker was erected on the site, and;

WHEREAS, the Miller-Leuser Log House holds a significant importance in maintaining the historical teachings for community members as well as tourists.

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

NOW THEREFORE BE IT RESOLVED by the Board of Township Trustees of Anderson Township ("Board"), Hamilton County, Ohio, that, this "Board" does hereby proclaim October 16, 2021, as

MILLER-LEUSER LOG HOUSE DAY

in Anderson Township, Hamilton County, Ohio, and urges all residents to join in this special observance.

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

SECTION 3. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) 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; Mr. Pappas, yes; Mr. Pappas, yes.

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 21-1008-007: Mr. Gerth 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; Mr. Pappas seconded the motion:

October 8, 2021

**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 8th day of October 2021, 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 Stone moved the adoption of the following Resolution No. 21-1008-07:

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, 2022; 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:

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

October 8, 2021

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.

DISCUSSION ITEMS

Liquor License Request (New) for Blushery Events LLC, dba Blushery Events located at 8128 Beechmont Avenue –

Resolution 21-1008-02: Mr. Pappas moved not to object to a new liquor license request for Blushery Events LLC, dba Blushery Events located at 8128 Beechmont Avenue. Mrs. Stone seconded the motion.

There was no further discussion.

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

Liquor License Request (New) for Lucy Blue Clough LLC, dba Lucy Blue Pizza located at 6732 Clough Pike –

Resolution 21-1008-03: Mr. Pappas moved not to object to a new liquor license request for Lucy Blue Clough LLC, dba Lucy Blue Pizza located at 6732 Clough Pike. Mrs. Stone seconded the motion.

There was no further discussion.

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

Liquor License Request (Stock Transfer) for Speedway LLC, dba Speedway 5416 located at 8352 Beechmont Avenue –

Resolution 21-1008-04: Mr. Pappas moved not to object to a liquor license stock transfer request for Speedway LLC, dba Speedway 5416 located at 8352 Beechmont Avenue. Mrs. Stone seconded the motion.

There was no further discussion.

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

Liquor License Request (Stock Transfer) for Speedway LLC, dba Speedway 9659 located at 5030 Batavia Pike –

Resolution 21-1008-05: Mrs. Stone moved not to object to a liquor license stock transfer request for Speedway LLC, dba Speedway 9659 located at 5030 Batavia Pike. Mr. Pappas seconded the motion.

There was no further discussion.

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

Set Public Hearing for Case 1-2021 LUP Kellogg Gateway Study –

Resolution 21-1008-06: Mrs. Stone made a motion to set a public hearing for Thursday, October 21, 2021, at 5:30 PM at Anderson Center, 7850 Five Mile Road, Anderson Township, Ohio for the purpose of hearing Case #1-2021 LUP. Mr. Pappas seconded the motion.

There was no further discussion.

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

Proposed 2022 Event Rental Fees – Mrs. Sanders announced that a tent was being purchased for the large patio at the Heritage Center through TIF funding. She recommended reducing the cost of weddings at the Heritage Center due to an anticipated increase in rentals with the addition of the tent. She also recommended the development of two micro reception packages, one for the Heritage Center and one for Anderson Center, to reflect the current wedding trends. **Mrs. Earhart** explained that since the Board originally set the pricing for rentals, any adjustments that were made after that time she had done under her authority. She wanted the Board to be aware of the upcoming changes. **Mr. Pappas** asked what was the cost of the tent? **Mrs. Earhart** responded that \$35,000 was budgeted, which included the tent, storage, and cleaning. **Mrs. Stone** asked if the tent would be up permanently. **Ms. Sanders** responded that the tent would be up for six months of the year. **Mr. Pappas** questioned why only six months. **Ms. Sanders** explained that six months was the limit for tent permits in Hamilton County. **Mrs. Stone** asked if renters would be charged for the tent whether they wanted it or not. **Ms. Sanders** stated that renters could choose to have a small event inside the Heritage Center and not pay for the tent space.

Solar Array and EV Charging Station – Mr. Magna explained that in August he, along with other local jurisdictions, attended a Center for Local Government (CLG) meeting regarding the installation of solar panels to see if there was interest in forming a multi governmental RFP for buildings that could accommodate solar power. He met with Paff Electric and Solar, and walked

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through all the Township buildings. The cost for installation would be approximately \$400,000. The savings on the Township's electric bill would be approximately \$1,700 a month, which was approximately a 30% offset based on the size of the buildings that could be accommodated. Overall, based on a 25 year pay back, the Township would see a savings. He asked if the Board would like him to continue to pursue this project. **Mr. Sievers** pointed out that this project could be paid with TIF dollars, thus saving money in the General Fund over the next 40 years. **Mr. Gerth** pointed out that it would take a considerable amount of time to pay back the \$400,000. **Mr. Magna** pointed out that maintenance had to be considered as well. **Mr. Gerth** asked if a public bidding process would be required. **Mr. Magna** responded it would be. CLG was considering issuing an RFP that would encompass purchasing panels in bulk for a potential cost savings. Though with the number of panels the Township would require, the savings could potentially be greater by proceeding independently. If the Board would like to proceed, he would reach out to CLG to see what the process was, and see if the Township would fit into that process. **Mr. Pappas** pointed out that the potential savings equated to approximately \$20,000 a year, with a net return of 5%. **Mrs. Stone** felt this project should be considered from an environmental aspect as well. **Mr. Magna** believed that if the Township were to install solar panels it may lead to resident interest in having them installed. **Mrs. Stone** agreed, and believed the Township needed to be a leader and start encouraging developers to do so as well. **Mr. Pappas** felt there should be a greater net return, stating that the payback period was too long. Though from a budgetary perspective the monthly savings was beneficial. **Mr. Sievers** pointed out that looking at the solar panels on the roof of Anderson Center may be an issue for the new apartment complex.

Mr. Magna stated he had also asked Paff Electric and Solar to provide a proposal for car charging stations at Anderson Center. A dual head station would be approximately \$32,000 and a dual head station would be approximately \$53,000. **Mrs. Earhart** pointed out that the charging stations would be owned by the Township, therefore, there would be no issues with a private company making money off of public property. **Mrs. Stone** felt it was embarrassing for a community, the size of the Township, not to have at least one charging station. **Mr. Pappas** asked where it would be installed. **Mrs. Earhart** stated in the rear parking lot of Anderson Center. **Mr. Pappas** had an issue with the lack of visibility. **Mrs. Earhart** stated that the other location discussed was the lower front lot at Anderson Center. Either site would provide valuable information for staff on the amount of usage. She pointed out that TIF dollars could be used for installation. The Board could choose to charge a fee for the service as well. This initiative would accomplish the goals that were outlined in the Comprehensive Plan and by the WeThrive Committee. The Board stated that they were comfortable moving forward.

Coronavirus State and Local Fiscal Recovery Fund Update – **Mrs. Earhart** stated that on September 9th the Township received the first portion of revenue totaling \$2,307,875.33 from the State and Local Fiscal Recovery Fund. Eligible projects that were discussed with the Board included stormwater improvements, the purchase of a street sweeper to help reduce debris in catch basins thus improving stormwater quality, and installation of pervious pavement lots. The

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
October 8, 2021

Board had also requested exploring the possibility of extending broadband into areas of the Township that did not have service. Staff reached out to the IT staff from the Forest Hills School District (FHSD) to get a better understanding of student needs. Students without internet accessibility at home were given laptops or tablets with mobile hotspots last year. The FHSD was unaware of any unfulfilled needs within the Township currently. The National Broadband Availability Map listed residential broadband providers that serve each area including the type of technology. Staff found that there were ample providers serving the Township. Every household may not be connected because providers seek to acquire a sufficient customer base before installing cable or fiber along a particular street. Staff were struggling to come up with how to fill that gap when there were multiple providers. **Mr. Sievers** pointed out that the pockets such as Hickory Creek, and Mt. Carmel that still did not have water or sewer, and were the areas that were the most affected. The other issue related to geology made it cost prohibited for providers. **Mrs. Earhart** stated the Township could pay to install the infrastructure but needed to find a company that was willing to do it. They all require a sufficient number of customers who would pay the monthly fee. **Mr. Gerth** stated that it was his understanding that Hickory Creek did not have access to cable. **Mr. Sievers** replied that Cincinnati Bell stated that they would not build infrastructure due to cost. **Mrs. Stone** felt that there were better uses of the funding that would benefit more people. **Mrs. Earhart** stated that stormwater and storm sewers would have a greater effect on residents. She believed that the deadline to report the funding uses would continue to slow. This would allow for more time to put together and RFQ starting with the stormwater aspect.

Mr. Gerth moved to retire to Executive Session to consider the compensation of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1) and to consider the purchase 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.

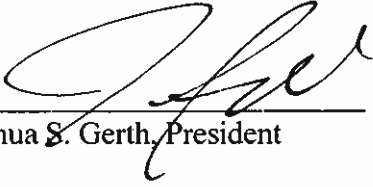
Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Stone, yes; Mr. Pappas, yes.

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of December 16, 2021.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

October 8, 2021



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 8th day of October 2021, and that said minutes have been duly entered upon the Journal of said Township.

This 16th day of December, 2021.



Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
October 21, 2021

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on October 21, 2021, at 5:00 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 Township Administrator for Operations Steve Sievers and Assistant Township Administrator for Human Resources Suzanne Parker.

Mr. Gerth called the meeting to order and moved to retire to Executive Session to consider the sale of property as permitted by Ohio Revised Code Section 121.22(G)(2), and to confer with the Law Director concerning disputes that are the subject of pending or imminent court action as permitted by Ohio Revised Code Section 121.22(G)(3). Mrs. Stone 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. Mrs. Stone seconded the motion. Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. 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, Hamilton County Sheriff’s District 5 Commander Lt. Dan McElroy, Law Director Margaret Comey, Fiscal Office Manger Jennifer Baker, 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; Mrs. Stone, yes; Mr. Pappas, yes.

PUBLIC HEARING

Mr. Gerth opened the public hearing for Case 1-2021 LUP Kellogg Gateway Study.

Case 1-2021 LUP Kellogg Gateway Study – **Mr. Drury** explained that the Ohio Riverfront Area Plan was first adopted in 2002 and updated in 2013. The plan focused on the Ohio Riverfront Area, from the City of Cincinnati limits to the west and Clermont County to the east, and provided recommendations on land use, transportation, and economic development. The Kellogg Gateway Study expanded on the recommendations from the Ohio Riverfront Plan.

The Zoning Commission held a public hearing and recommended approval of the Study.

The Trustees wanted to explore ideas to enhance the gateway into the Township's riverfront entertainment area along with supporting businesses and continue economic growth. The key gateway into the area was the I-275/Kellogg interchange, which fell within the City of Cincinnati limits. The California Neighborhood Business District played a key role in the success of the area, as well. The Kellogg Gateway Study sought to encourage a unified approach from the City and Township to enhance and promote both areas.

A meeting was held with Trustee Gerth, Township Administration, Cincinnati Mayor John Cranley, Councilwoman Amy Murray, and the California Community Council to gain support to do a joint study. Staff also engaged other public partners including the City of Cincinnati Economic Development and Engineering, Ohio Department of Transportation, Hamilton County Engineer's Office, and California Community Council. Virtual public meetings were held with businesses in the study area and public feedback from property owners, residents and businesses were solicited on a virtual basis through a survey on the project website, which was promoted through social media and *Anderson Insights*. A public open house was held at Dead Low Brewing in August to present the draft study and obtain citizen input. Based on the public input survey three key areas were established, that included the California Business District, the Township Entertainment District, and Exit 71 south to US Route 52.

Mr. Drury introduced Bryan Grome from MSP Design. **Mr. Grome** thanked the Board for allowing MSP Design to create the Kellogg Gateway Study for the Township. The intent of the study was how to improve the connection between the California Business District and the Township Entertainment District with the focus on landscape beautification, streetscape enhancements, accessibility, and safety. The study encompassed the entire California Business District starting at Renslar Avenue to the intersection of US Route 52 and Kellogg Avenue. During a site walk, the residents, stakeholders and business owners were given an opportunity to voice their areas of interest, as well as their concerns. The site analysis showed improvements in streetscape signage, smart tech signs, and connections between each area. To gain even further knowledge, and input from business owners and residents, an online survey was conducted as well. Valuable information was gathered which was used to create a vision plan. Key points of the plan indicated that there was no clear signage at Exit 71 that signified the Entertainment District. Therefore, the proposal was for monument signage to signify the area. Landscape improvements were also proposed at the intersection, as well as throughout the whole corridor and the intersection of I-275. The survey indicated multiple times that residents and business owners would like a connection to the Ohio River. The intersection of Five Mile and Kellogg presented an opportunity to accomplish this, as well as the Township-owned Boatsmith property. A consistent edge treatment along Kellogg was proposed with street trees, fencing, landscape buffers, decorative light poles, and banners. One of the most important areas for economic growth was the intersection of Sutton and Kellogg, as this would be the best location for new retail, restaurants, and hotels, along with a rideshare drop off and pickup location. Shuttle buses could also be stored at that location to bring residents or visitors to Riverbend, Coney Island, and Belterra Park. To also improve that intersection decorative crosswalks along with directional

signage containing a vertical architectural element, ornamental turn lanes to assist in traffic control and landscape edge treatments were proposed. Since that intersection played an important role, a welcome plaza at the entrance of Coney Island was also proposed. The Exit 72 interchange served a crucial role during large event traffic. There were two areas that had been proposed to create a roundabout to maximize flow of traffic, one at each entrance and exit. The Exit 72 underpass needed beautification and safety lighting. Multicolored lighting would not only beautify the overpass, but also create a sense of safety when traveling on a newly constructed bike path between the two districts. Another area for concern was safety traveling on the bike path from California to the Entertainment District. The bike path could be relocated behind Dead Low Brewing and through the residential area of California. This could either be located along Linneman Street or explore a “paper street” creating a designated bike path with no vehicular traffic. The Waits Avenue intersection at Kellogg was another area of concern due to low site distance and vehicle acceleration. This could be rectified by only allowing one way traffic inbound from Kellogg Avenue. Also, traffic on Waits Avenue would be redirected down Linneman Street and other local roads to Eldorado where a traffic light was located. He pointed out that currently there were seven different styles of signs throughout the corridor where a consistent look needed to be established through the entire area.

Mr. Drury stated that he wanted to acknowledge some of the comments that were made during the Zoning Commission meeting. He pointed out that with many of these items in the plan, implementation would require additional studies. The information presented in the Kellogg Gateway Study was from an aspirational viewpoint. Once the plan begins to move forward to the implementation stage on various goals, most likely an additional study would be required. Coney Island had a contractual agreement to provide parking for Riverbend and was concerned that a welcome plaza would impact that agreement. A church in the California neighborhood suggested when looking at events, and also transportation in the area, to make sure, that the events would not impact the smaller businesses in the area. The Zoning Commission was very supportive of the plan. Both California and the Township wanted to ensure that their identities were kept.

Mr. Gerth asked if anyone would like to comment on Case 1-2021 LUP Kellogg Gateway Study.

As no one came forward **Mr. Gerth** closed the public hearing.

Resolution 21-1021-01: Mr. Pappas moved for the adoption of the Kellogg Gateway Study as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21-1021-01

ADOPTION OF THE KELLOGG GATEWAY STUDY

WHEREAS, the Board of Township Trustees of Anderson Township, Hamilton County, Ohio (“Board”), through powers granted by Chapter 519 of the Revised Code, authorized a study
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of the I-275 / Kellogg interchange and this western gateway into the Township's Ohio Riverfront Entertainment District to expand on the recommendations from the Ohio Riverfront Plan (adopted in 2002, updated in 2013, and incorporated into the 2016 Anderson Plan), which "outlines a vision for strengthening the function, appearance, and economic potential of the Riverfront Area"; and

WHEREAS, Trustee Gerth and Township staff conducted a meeting with Cincinnati Mayor Cranley and Councilwoman Murray, in addition to the California Community Council, to gain support for including the California Neighborhood Business District in the Study; and

WHEREAS, the Township held virtual meetings with partnering agencies such as City of Cincinnati (Economic Development and Engineering), Ohio Department of Transportation, Hamilton County Engineer's Office, and California Community Council, during the spring of 2020; and

WHEREAS, virtual public meetings were held with businesses in the study area in April 2020, and public feedback from property owners, residents and businesses was solicited on a virtual basis through a survey on the project website, which was promoted through social media and *Anderson Insights*; and

WHEREAS, background information, reports outlining past planning efforts, reports summarizing citizen input, as well as the draft Study, were available for public to review and comment on the Anderson Township website; and

WHEREAS, a public open house was held at Dead Low Brewing on August 3, 2021, to present the draft Study and obtain citizen input, and again input was solicited virtually by posting the proposed Plan on the Anderson Township website and promoting these input methods through social media and *Anderson Insights*.

WHEREAS, after allowing for public testimony and deliberating in public session, in Case Anderson 1-2021 LUP, the Anderson Township Zoning Commission recommended approval of the Kellogg Gateway Study;

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

SECTION 1. That this Board hereby initiates adoption of the Study, which is hereby incorporated in Exhibit A and made part of this Resolution.

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

SECTION 3. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) 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; Mrs. Stone, yes; Mr. Pappas, yes.

PRESENTATIONS AND RECOGNITIONS

Recognition of Brad Bowers, AICP Certification – **Mr. Drury** congratulated Brad Bowers who received his American Institute of Certified Planners (AICP) designation. **Mr. Bowers** thanked both the Trustees and staff for affording him the opportunity to further his education.

Recognition Community Planning Month – **Mr. Drury** stated that October was National Community Planning Month. The Township has a known history for its efforts towards the planning process and specialized planning documents. On behalf of the Planning and Zoning Department he thanked the Board for continuously supporting planning efforts.

PUBLIC FORUM

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

Dominic Wolfer, 2106 Hunterspoint Lane, wanted to thank **Mr. Pappas** for his eight years of service to the Township. He pointed out that during his tenure, **Mr. Pappas**, assisted in achieving new tax revenues and the renovation of Beech Acres RecPlex. **Mr. Pappas** stated that the collaboration and partnership that was fostered with the Anderson Township Parks Board was something he was very proud of.

TRUSTEE COMMENTS

Mrs. Stone pointed out that there were three candidates running for the Trustee position **Mary Gaertner, Lexi Lausten, and Josh Gerth**, all of whom were present during the meeting.

Mr. Pappas pointed out that election season was less than two weeks away and that he was impressed by the level of civility that's been maintained at the Trustee candidate level.

FISCAL OFFICER

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Financial Reports – Mr. Dietz presented the Board with the end of September financial reports for their review.

Appropriation Changes –

Resolution 21-1021-02: Mr. Pappas moved to approve the appropriation changes as detailed by Mr. Dietz and as follows. Ms. Stone seconded the motion.

Appropriation Changes:

01.1100.0601	+\$16,000.00	Insurance (Group Medical)
01.1100.2630.03	-\$16,000.00	Other Expenses (AC, ACS, Heritage & SR. Ctr events expenses)
04.1100.1001	+\$21,000.00	Insurance
04.1200.0305	-\$21,000.00	Contracts
10.1100.1401	+\$26,000.00	Insurance (Medical)
10.1100.03	-\$26,000.00	Workers Comp

There was no further discussion.

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

Minutes –

Resolution 21-1021-03: Mrs. Stone moved to approve the minutes of August 19, 2021; September 2, 2021; and September 16, 2021, with minor corrections. Mr. Pappas seconded the motion.

There was no further discussion.

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

LAW DIRECTOR

Credit Card Compliance Review –

Resolution 21-1021-04: Mr. Pappas 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 (October 2021) as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21 – 1021 – 04

RESOLUTION ACCEPTING THE REPORT OF THE LAW DIRECTOR, AS COMPLIANCE OFFICER, PROVIDED PURSUANT TO THE ANDERSON TOWNSHIP CREDIT CARD ACCOUNT POLICY (October 2021)

WHEREAS, Section 505.64 of the Ohio Revised Code (the “Statute”) authorizes 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”), which review was last conducted in April 2021; and

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

Initiating Adoption Process for the Anderson Township Public Art Master Plan –

Resolution 21-1021-05: Mrs. Stone moved to adopt a resolution initiating adoption process for the Anderson Township Public Art Master Plan as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 21-1021-05

INITIATING ADOPTION PROCESS FOR THE ANDERSON TOWNSHIP PUBLIC ART MASTER PLAN

WHEREAS, this Board of Township Trustees (“Board”), through powers granted by Chapter 519 of the Revised Code, authorized Designing Local, a consultant, to research and present potential ideas for public art within Anderson Township, as well as funding opportunities and

WHEREAS, the WeTHRIVE! Anderson Committee formed a subcommittee of 8 members, including a chair to meet bi-monthly to discuss the progress of the plan; and

WHEREAS, the Township held two public engagement sessions at Juilfs Park on June 29, 2021, one in the early afternoon, and one in the early evening; and

WHEREAS, the plan and progress was consistently updated on the Township website, as well as *Anderson Insights*; and

WHEREAS, a public open house for the draft plan was held at Anderson Center on September 13, 2021, and the information provided was left in the lower atrium for the following week, as well as the Township website and promoting these input methods through social media.

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

SECTION 1. That this Board hereby initiates adoption of the Plan, which is hereby incorporated in Exhibit A and made part of this Resolution.

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

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

actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) 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.

Clough/Eight Mile OPWC LTIP Application –

Resolution 21-1021-06: Mr. Pappas moved to adopt a resolution authorizing grant application to construct intersection improvements at Clough Pike and Eight Mile Road and committing local matching funds as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21-1021-06

AUTHORIZING GRANT APPLICATION TO CONSTRUCT INTERSECTION IMPROVEMENTS AT CLOUGH PIKE AND EIGHT MILE ROAD AND COMMITTING LOCAL MATCHING FUNDS

WHEREAS, the Board of Township Trustees of Anderson Township (“Township”), Hamilton County, Ohio (“Board”), believes it is important to create planning documents, guiding development decisions and decision-making activities, so as to improve the public safety and the transportation network along Clough Pike; and

WHEREAS, the Board has repeatedly demonstrated its support for quality of life services including the provision of leisure-time opportunities for healthy exercise and the establishment of alternatives to motor vehicle transportation; and

WHEREAS, along Clough Pike lies the Clough and Eight Mile neighborhood business district, the center of commercial activity for the northeastern part of the Township, in addition to other key destinations in our community; and

WHEREAS, in 2019 and 2020, the Township undertook a study of Clough Pike, involving a tremendous amount of public input and engineering analysis, and ultimately adopted the Clough Pike Transportation Improvement Study in January 2021 (“Study”); and

WHEREAS, this Study recommended the installation of right turn lanes from Eight Mile Road onto Clough Pike, as a high priority project to improve vehicular safety and reduce travel delay and congestion in this area; and

WHEREAS, preliminary engineering for these right turn lanes was completed by Stantec, Inc., and this determined that the project was feasible from right-of-way, environmental, engineering and financial perspectives;

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

SECTION 1. This Board hereby authorizes the preparation and submission of a grant application for Ohio Public Works Commission Funds, in an amount not to exceed \$178,405 in construction funding, to construct right turn lanes from Eight Mile road onto Clough Pike within or near the Hamilton County right-of-way, per the preliminary engineering study, with matching Anderson Township 1994 TIF funds of up to \$178,405, and an additional \$145,000 for engineering and environmental activities, and right-of-way acquisition/services, to be provided in the event that such loan is received.

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

SECTION 3. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public in compliance with all legal requirements including, without implied limitation, 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.

Clough/Newtown OPWC SCIP Application –

Resolution 21-1021-07: Mrs. Stone moved to adopt a resolution authorizing loan application to construct intersection improvements at Clough Pike and Newtown Road, and Anderson Trails link along Clough Pike from Newtown Road to Copperleaf Drive, and committing local matching funds as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 21-1021-07

AUTHORIZING LOAN APPLICATION TO CONSTRUCT INTERSECTION IMPROVEMENTS AT CLOUGH PIKE AND NEWTOWN ROAD, AND ANDERSON TRAILS LINK ALONG CLOUGH PIKE FROM NEWTOWN ROAD TO COPPERLEAF DRIVE, AND COMMITTING LOCAL MATCHING FUNDS

WHEREAS, the Board of Township Trustees of Anderson Township ("Township"), Hamilton County, Ohio ("Board"), believes it is important to create planning documents, guiding development decisions and decision-making activities, so as to improve the public safety and the transportation network along Clough Pike; and

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WHEREAS, the Board has repeatedly demonstrated its support for quality of life services including the provision of leisure-time opportunities for healthy exercise and the establishment of alternatives to motor vehicle transportation; and

WHEREAS, along Clough Pike lies the Township's second largest business district, the center of commercial activity for the northwestern part of the Township, in addition to other key destinations in our community; and

WHEREAS, the Anderson Township Transportation Advisory Committee prepared an update to the Anderson Trails Plan in 2018, which identifies a potential future extension of the sidewalk network on Clough Pike from Newtown Road to Copperleaf Drive, connecting to the Turpin Hills neighborhood; and

WHEREAS, in 2019 and 2020, the Township undertook a study of Clough Pike, involving a tremendous amount of public input and engineering analysis, and ultimately adopted the Clough Pike Transportation Improvement Study in January 2021 ("Study"); and

WHEREAS, this Study identified the installation of sidewalks on the south side of Clough Pike, between Newtown Road and Copperleaf Drive, connecting into the forthcoming sidewalks at the Harmony Senior Living development, as a high priority project to improve pedestrian accessibility; and

WHEREAS, this Study recommended the installation of a left turn lane for eastbound Clough Pike accessing Newtown Road, as a high priority project to improve vehicular safety and reduce travel delay and congestion in this area; and

WHEREAS, preliminary engineering for this sidewalk segment and left turn lane was completed by Stantec, Inc., and this determined that the project was feasible from right-of-way, environmental, engineering and financial perspectives;

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

SECTION 1. This Board hereby authorizes the preparation and submission of a loan application for Ohio Public Works Commission Funds, in an amount not to exceed \$412,875 in construction funding, to construct a sidewalk and left turn lane within or near the Hamilton County right-of-way along Clough Pike, per the preliminary engineering study, with matching Anderson Township 1994 TIF and/or Harmony TIF funds of up to \$412,825, and an additional \$145,000 for engineering and environmental activities, and right-of-way acquisition/services, to be provided in the event that such loan is received.

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

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

Resolution Authorizing Application for the Ohio Department of Transportation Stimulus Program Grant for the Construction of an Anderson Trails Link along Bartels Road Adjacent to Turpin High School and Committing Local Matching Funds –

Resolution 21-1021-08: Mr. Pappas moved to adopt a resolution authorizing application for the Ohio Department of Transportation Stimulus Program Grant for the construction of an Anderson Trails Link along Bartels Road adjacent to Turpin High School, and committing local matching funds as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21-1021-08

**AUTHORIZING APPLICATION FOR THE OHIO DEPARTMENT OF
TRANSPORTATION STIMULUS PROGRAM GRANT FOR THE CONSTRUCTION
OF AN ANDERSON TRAILS LINK ALONG BARTELS ROAD ADJACENT TO
TURPIN HIGH SCHOOL, AND COMMITTING LOCAL MATCHING FUNDS**

WHEREAS, the Board of Township Trustees of Anderson Township ("Board") has repeatedly demonstrated its support for quality of life services including the provision of leisure-time opportunities for healthy exercise and the establishment of alternatives to motor vehicle transportation; and

WHEREAS, Anderson Township has been recognized as a pedestrian and bicycle-friendly community, and this Board has supported the planning of the Five Mile Trail, and inter-jurisdictional 14-mile Ohio River Trail, has officially adopted a citizen-prepared Anderson Trails plan (including six updates) for a network of walking and/or biking routes around the Township, has constructed over twenty-five miles of links in this network, and has applied for and been awarded grants to fund other Anderson Trails sections; and

WHEREAS, the Ohio Department of Transportation created the Township Stimulus Program ("Program"), a one-time program providing Federal funds to townships for sidewalk, roadway and culvert projects located within township limits; and

WHEREAS, Anderson Township is an eligible applicant as defined in the Program; and

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WHEREAS, Anderson Township staff have reviewed the scoring criteria for the Program and reviewed potential projects within the Township; and

WHEREAS, Bartels Road, as a higher volume roadway with significant pedestrian traffic and home to Turpin High School, Mercer Elementary School, the Anderson Urban Farm and Moeller Knights of Columbus, currently lacks a contiguous sidewalk from Clough Pike to Newtown Road; and

WHEREAS, preliminary engineering for the completion of the sidewalk on Bartels Road between the main driveway for Turpin High School and Mercer Elementary School, and the service drive for Turpin High School, determined that the project was feasible from right-of-way, environmental, engineering and financial perspectives;

WHEREAS, completion of this sidewalk segment will enhance public safety and meets the intent and scoring criteria of the Program;

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

SECTION 1. This Board hereby authorizes the preparation and submission of a grant application for the Ohio Department of Transportation's Township Stimulus Program grant, in an amount not to exceed \$72,545 in construction funding, to construct a sidewalk within or near Anderson Township right-of-way along Bartels Road, per the preliminary engineering, with matching Anderson Township 1994 TIF of up to \$6,500, for final engineering in the event that such grant is received.

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

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

Resolution Providing for the Removal of Junk Motor Vehicle from Real Property Located at 7866 YMCA Road in Anderson Township, Ohio, Pursuant to Sections 505.871 and 505.173 of the Ohio Revised Code –

Resolution 21-1021-09: Mrs. Stone moved to adopt a resolution providing for the removal of junk motor vehicle from real property located at 7866 YMCA Road in Anderson

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Township, Ohio, pursuant to Sections 505.871 and 505.173 of the Ohio Revised Code as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 21-1021-09

RESOLUTION PROVIDING FOR THE REMOVAL OF JUNK MOTOR VEHICLE FROM REAL PROPERTY LOCATED AT 7866 YMCA ROAD IN ANDERSON TOWNSHIP, OHIO, PURSUANT TO SECTIONS 505.871 AND 505.173 OF THE OHIO REVISED CODE.

WHEREAS, Section 505.871 of the Ohio Revised Code (the “Statute”) provides that a board of township trustees may provide for the removal of any vehicle in the unincorporated territory of the township that the board determines is a junk vehicle, as defined in Section 505.173 of the Ohio Revised Code (the “Junk Vehicle Statute”), not sooner than fourteen days after the board serves written notice of its intention to remove or cause the removal of the vehicle on the owner of the land and any holders of liens of record on the land; and

WHEREAS, the Junk Vehicle Statute defines “junk vehicle” as “a motor vehicle that meets all of the following criteria: (1) Three model years or older; (2) Apparently, inoperable; (3) Extensively damaged, including, but not limited to, any of the following: missing wheels, tires, engine, or transmission;” and

WHEREAS, the Junk Vehicle Statute provides that in addition to other remedies provided by law, the board of township trustees may institute an action for injunction, mandamus, or abatement, or any other appropriate action or proceedings to prohibit the storage of junk motor vehicles in violation of that statute; and

WHEREAS, the Junk Vehicle Statute provides that a board of township trustees may adopt resolutions as the board considers necessary to regulate the storage of junk motor vehicles on private or public property within the unincorporated territory of the township; and this Board has adopted a Zoning Resolution and a Property Maintenance Code for, among others, that purpose; and

WHEREAS, by letter dated July 15, 2021 (the “July 2021 Letter”) addressed to Richard (deceased) and Karan Allen (together with the estate of Richard Allen, if any, the “Property Owner”), at 7866 YMCA Road, in Anderson Township, the Planning and Zoning Director for Anderson Township gave written notice to the Property Owner that, among other things, no recreational vehicle shall be used for permanent habitation, living or housekeeping purposes, ...the exterior of the vehicle shall be intact, [the vehicle] shall be roadworthy, properly licensed, operable and tagged, under the Anderson Township Zoning Resolution, and junk automobiles are prohibited unless parked in a completely enclosed accessory building or garage when in a single family residence district, that certain setbacks are required from the front and side property lines are required for storage of a boat, trailer, mobile home, manufactured home, or junk automobile; and

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WHEREAS, the July 2021 Letter follows similar notice letters to the Property Owner dated October 19, 2020, September 24, 2020, August 14, 2020, July 13, 2020, and June 8, 2020, each requesting that the Property Owner bring its property into compliance as described in the respective letters and concluding that, "The camper shall be removed from the property, stored inside an enclosed garage, or brought into compliance" and that certain other vehicles "be removed or brought into compliance. Further, the July 2021 Letter represented a Final Notice to the Property Owner with respect to removal or bringing certain vehicles into compliance as described therein, including a White Chevy S10, Blue Ford F150, Red Truck and a camper, and provided the Property Owner 30 days to take steps to address the situation and bring their property into compliance with the property Maintenance Code and the Township's Zoning Resolution;

WHEREAS, the owner of record of the Property is the Property Owner defined above; and

WHEREAS, the last known mailing address of the Owner is 7866 YMCA Road, Cincinnati, OH 45244;

WHEREAS, the camper is a white Chevy RV, with Ohio license plate number "051YAK" (the "Camper") and is deemed to meet the criteria in the Junk Vehicle Statute to constitute a "junk motor vehicle";

WHEREAS, the Camper has been used for permanent habitation, living and housekeeping purposes;

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

SECTION 1. This Board determines that the Camper located on private property at 7866 YMCA Road in the Township constitutes a Junk Motor Vehicle within the meaning of the Junk Vehicle Statute.

SECTION 2. This Board declares that if the Property Owner fails to remove the Camper from the Property within 14 days after service of the Legal Notice attached hereto as Exhibit A and by this reference incorporated herein, then the Township Administrator and the Director of Planning and Zoning for the Township shall provide for the removal of Camper and any costs the Board incurs in removing or causing the removal of the Camper may be entered upon the tax duplicate and shall become a lien upon the land from the date of entry.

SECTION 3. The Fiscal Officer, on behalf of this Board, shall give notice by certified mail, return receipt requested to the holders of legal or equitable liens of record upon the Property and to the Property Owner, of the Board's intention to provide for removal of the Camper through use of Township employees, materials or equipment, or by a contract or contracts for labor, materials, or equipment, as shall be determined by the Township Administrator. If a Legal Notice sent by certified mail is refused or unclaimed, or if the Property Owner's address is unknown and cannot reasonably be obtained by the exercise of reasonable diligence, the Fiscal Officer, on behalf of this Board, shall cause the Legal Notice to be published once in a newspaper of general

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circulation in the Township before removal of the Camper, and, if the land contains any structures, the Board shall cause the Legal Notice to be posted on the principal structure on the land. The Planning and Zoning Department shall cause the placement of the Legal Notice on such structure at 7866 YMCA Road to be photographed and time-stamped.

SECTION 2. Notice sent by certified mail shall be deemed served for purposes of the Statute on the date it was received as indicated by the date on a signed return receipt. Notice given by publication shall be deemed served for purposes of the Statute on the date of newspaper publication.

SECTION 3. All costs incurred in removing or causing the removal of the Camper, when approved by this Board, shall be paid from the Township's general fund from moneys not otherwise appropriated, except that if costs exceed five hundred dollars, the Board may borrow moneys to pay the costs in whole or in part. This Board may utilize any lawful means to collect costs incurred in removing or causing the removal of the Camper, including any fees or interest paid to borrow moneys under the Statute. This Board may utilize all lawful means to collect the costs incurred in removing or causing the removal of the Camper pursuant to the Statute. This Board directs the Fiscal Officer to certify such costs and a description of the Property Owner's land to the Hamilton County Auditor, who shall place said costs on the tax duplicate. The costs will be a lien upon said land from and after the date of entry. Said costs shall then be returned to the Township and placed in the Township's General Fund.

SECTION 4. Upon removal of any Junk Vehicle, including the Camper, pursuant to the Statute, this Board is authorized by paragraph (F) of the Statute to cause the Junk Vehicle to be disposed of in accordance with the terms thereof. This Board directs the Township Administrator upon removal of the Camper, to so dispose of the Camper.

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

SECTION 6. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of 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.

Resolution Determining Existence of Nuisance on Land Located at 7866 YMCA Road, In Anderson Township, and Providing for Notice and Remediation Pursuant to ORC Section 505.87 –

Resolution 21-1021-10: Mr. Pappas moved to adopt a resolution determining existence of nuisance on land owned by Richard Allen (deceased) and/or the Estate of Richard Allen (deceased), and Karen Allen, located at 7866 YMCA Road, in Anderson Township, and providing for notice and remediation pursuant to ORC Section 505.87 as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21-1021-10

RESOLUTION DETERMINING EXISTENCE OF NUISANCE ON LAND OWNED BY RICHARD ALLEN (DECEASED) and/or THE ESTATE OF RICHARD ALLEN (Deceased), AND KARAN ALLEN, LOCATED AT 7866 YMCA ROAD, IN ANDERSON TOWNSHIP, AND PROVIDING FOR NOTICE AND REMEDIATION PURSUANT TO ORC SECTION 505.87

Whereas, a board of township trustees may provide for the abatement, control, or removal of vegetation, garbage, refuse, and other debris from land in the township, if the board determines that the owner's maintenance of that vegetation, garbage, refuse, or other debris constitutes a nuisance, pursuant to Ohio Revised Code Section 505.87 (the "Statute");

Now, therefore, be it resolved by the Board of Township Trustees (the "Board") of Anderson Township, Ohio (the "Township"), that:

Section 1. Maintenance of the vegetation, garbage, refuse or other debris by the owner or owners (the "owner"), as specified in Schedule A hereto (which by this reference is incorporated herein), is hereby determined to constitute a nuisance within the meaning of the Statute and the owner is hereby ordered to abate, control, or remove the vegetation, garbage, refuse, or other debris as set forth herein.

Section 2. If the owner of the land upon which the nuisance is located is determined by the Zoning Inspector to be a resident of the Township or a nonresident whose address is known, the Zoning Inspector shall give notice to such owner, on behalf of this Board, in substantially the form attached hereto as Schedule A, by posting that notice in a sheltered place and/or in a waterproof envelope on the principal structure (if any) on such land and photographing the posted notice with a camera capable of recording the date of the photograph on it. Such notice shall also be sent, on behalf of this Board, by certified mail to each lienholder of record. If such owner's address is unknown and cannot reasonably be obtained, the Zoning Inspector shall cause such notice to be published once in a newspaper of general circulation in the Township.

Section 3. If, within seven (7) days after the giving of the notice or notices provided for in Section 2 hereof, the owner of such land fails to abate, control, or remove the vegetation, garbage, refuse or debris, and no agreement is entered into with the Board under Ohio Revised Code Section 505.87(B)(2) to provide for the abatement, control, or removal, then the Zoning Inspector, on behalf of this Board, shall provide for such abatement, control, or removal and, on behalf of this Board, may employ the necessary labor, materials, and equipment to perform the task. The

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
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expenses to be incurred in that regard, in an amount not to exceed \$4,000.00, are hereby authorized and such sum is hereby appropriated to be paid from the Township General Fund from monies not otherwise appropriated.

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.

SHERIFF'S OFFICE

Lt. McElroy had nothing requiring Board action.

PUBLIC WORKS DEPARTMENT

2021 Hamilton County/Township Snow Plow Road-eo Results – Mr. Luginbuhl stated that Jamie Bender, Harley Cruet, Ryan Meckstroth, Ryan Gorth and Adam Weigel participated in the 2021 Hamilton County Township Road-eo. They competed against 63 drivers from other townships. Participants were judged in two areas: a general knowledge practical test and a challenging road course. All drivers placed very respectfully representing the Township.

Request to Hire Temporary Seasonal Workers –

Resolution 21-1021-11: Mrs. Stone 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, 2022 through December 31, 2022. 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 Declaring an Emergency for Snow Removal on Unaccepted Roads –

Resolution 21-1021-12: Mr. Pappas moved to adopt a resolution declaring an emergency for snow removal on unaccepted roads as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21-1021-12

**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.

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, 2021, and terminating on May 1, 2022, 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.

FIRE & RESCUE DEPARTMENT

Chief Martin had nothing requiring Board action.

TOWNSHIP ADMINISTRATOR

Resolution with Respect to Turpin Lake Place and SR 32 Sidewalk Project and Approving and Authorizing the Execution and Delivery of ODOT Agreement No. 36913 With Respect Thereto –

Resolution 21-1021-13: Mrs. Stone moved to adopt a resolution with respect to Turpin Lake Place and SR 32 sidewalk project and approving and authorizing the execution and delivery of ODOT Agreement No. 36913 with respect thereto as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 21-1021-13

RESOLUTION WITH RESPECT TO TURPIN LAKE PLACE AND SR 32 SIDEWALK PROJECT AND APPROVING AND AUTHORIZING THE EXECUTION AND DELIVERY OF ODOT AGREEMENT NO. 36913 WITH RESPECT THERETO

WHEREAS, the Board of Township Trustees (“Board”) of Anderson Township, Hamilton County, Ohio (“TOWNSHIP”), and the State of Ohio, acting by and through the Director of the Department of Transportation (“ODOT”) have previously determined the need to improve safety for pedestrians by providing a sidewalk connection from the Turpin Lake subdivision to the Little Miami Scenic Trail located along SR 32; and,

WHEREAS, ODOT has secured funding to construct this sidewalk beginning on the south side of SR 32 at Turpin Lake Place, crossing SR 32, and traversing through the SR 32 right of way to the Little Miami Scenic Trail (“Project”); and,

WHEREAS, this Board has determined that it is in the public interest to construct the Project as set forth in plans titled HAM-32/125-1/37/1.53, PID 105215.

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

SECTION 1. Upon completion of the Project:

- 1.1 The TOWNSHIP shall maintain the existing and the newly extended and improved sidewalks comprising the Project as described in sections 1.3 and 1.4 of the Agreement to design standards and provide general maintenance on said sidewalks. Maintenance activities shall include, but are not limited to, repair and replacement of said sidewalks.
- 1.2 The TOWNSHIP shall make arrangements for, and bear all costs of, maintenance, repair, and replacement of the existing and the newly installed and improved sidewalks comprising the Project built within the right-of-way of SR 32.
- 1.3 The TOWNSHIP shall repair and replace or cause any portions of the existing and newly installed and improved sidewalks disturbed as the result of public utility repairs to be repaired or replaced.

SECTION 2. This Board approves the form of ODOT Agreement No. 36913 as presented to this Board and authorizes and directs the Township Administrator to execute and deliver ODOT Agreement No. 36913 in substantially the form before this Board, with such revisions thereto as she deems, after consultation with the Law Director, not to be disadvantageous to the Township, such determination being conclusively evidenced by her execution of said Agreement. This Board hereby authorizes performance of ODOT Agreement No. 36913 in the form executed and covenants to perform its obligations pursuant thereto. The Township Administrator is hereby empowered on behalf of the Board, to execute such additional documents related the Project and ODOT Agreement No. 36913 as are necessary to complete the Project and to carry out the intent of this Resolution and said Agreement.

SECTION 3. The Fiscal Officer or his designee shall certify two (2) copies of this Resolution to the Ohio Department of Transportation District 8, 505 S. State Route 741, Lebanon, Ohio 45036, Attention: District Deputy Director.

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

SECTION 5. Be it further resolved that this Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Section 121.22 of the Ohio 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.

Resolution With Respect to Maintenance of Bus Shelter in Front of Kroger Store Located on State Route 125 in Anderson Township, Within Hamilton County, and Approving and Authorizing the Execution and Delivery of ODOT Agreement No. 36859 With Respect Thereto –

Resolution 21-1021-14: Mr. Pappas moved to adopt a resolution with respect to the installation and maintenance of bus shelter in front of Kroger Store located on State Route 125 in Anderson Township, within Hamilton County, and approving and authorizing the execution and delivery of ODOT Agreement No. 36859 with respect thereto as follows; Mrs. Stone seconded the resolution:

RESOLUTION NO. 21-1021-14

RESOLUTION WITH RESPECT TO THE INSTALLATION AND MAINTENANCE OF BUS SHELTER IN FRONT OF KROGER STORE LOCATED ON STATE ROUTE 125 IN ANDERSON TOWNSHIP, WITHIN HAMILTON COUNTY, AND APPROVING AND AUTHORIZING THE EXECUTION AND DELIVERY OF ODOT AGREEMENT NO. 36859 WITH RESPECT THERETO

WHEREAS, the Board of Township Trustees (“Board”) of Anderson Township, Hamilton County, Ohio (“TOWNSHIP”), and the State of Ohio, acting by and through the Director of the Department of Transportation (“ODOT”) have determined to coordinate activities and to enter into an agreement with respect to the installation and maintenance of a bus shelter to be located on the north side of State Route 125 in front of the Kroger store at 7580 Beechmont Avenue, in the Township (“Project Site”); and

WHEREAS, ODOT has agreed to grant all permits to the Township required to use the State Route 125 right-of-way for the purpose of installing and maintaining the bus shelter to be located at the Project Site and the Township has agreed to maintain the bus shelter to be so located; and

WHEREAS, this Board and ODOT have determined that it is in the public interest to install and maintain the bus shelter at the Project Site;

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

SECTION 1. The TOWNSHIP agrees that it shall make all arrangements and bear all costs of installing the bus shelter to be located at the Project Site and, upon completion of installation, agrees to maintain said bus shelter to design standards and providing general maintenance, removal of snow and ice, and repair and replacement of said bus shelter as needed.

SECTION 2. This Board approves the form of ODOT Agreement No. 36859 as presented to this Board and authorizes and directs the Township Administrator to execute and deliver ODOT Agreement No. 36859 in substantially the form before this Board, with such revisions thereto as

she deems, after consultation with the Law Director, not to be disadvantageous to the Township, such determination being conclusively evidenced by her execution of said Agreement. This Board hereby authorizes performance of ODOT Agreement No. 36859 in the form executed and covenants to perform its obligations pursuant thereto. The Township Administrator is hereby empowered on behalf of the Board, to execute such additional documents related ODOT Agreement No. 36859 as are necessary to carry out the intent of this Resolution and said Agreement.

SECTION 3. The Fiscal Officer or his designee shall certify two (2) copies of this Resolution to the Ohio Department of Transportation District 8, 505 S. State Route 741, Lebanon, Ohio 45036, Attention: District Deputy Director.

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

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

There was no further discussion.

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

Resolution Authorizing Property Transfer Agreement with Lynne Woodward and Accepting Donation of Real Property and Interests Therein to the Township by Lynne Woodward Pursuant to the Authority of Section 505.10 of the Revised Code –

Resolution 21-1021-15: Mrs. Stone moved to adopt a resolution authorizing property transfer agreement with Lynn Woodward and accepting donation of real property and interests therein to the Township by Lynne Woodward and pursuant to the authority of Section 505.10 of the Revised Code as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 21-1021-15

**RESOLUTION AUTHORIZING PROPERTY TRANSFER AGREEMENT WITH
LYNNE WOODWARD AND ACCEPTING DONATION OF REAL PROPERTY AND
INTERESTS THEREIN TO THE TOWNSHIP BY LYNNE WOODWARD PURSUANT
TO THE AUTHORITY OF SECTION 505.10 OF THE REVISED CODE**

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
October 21, 2021*

WHEREAS, Section 505.10(A) of the Revised Code (the "Statute") provides that a board of township trustees may accept, on behalf of the township, the donation by bequest, devise, deed of gift, or otherwise, of any real or personal property for any township use; and

WHEREAS, Lynne Woodward ("Owner"), is the fee owner of certain real property located in the Township and depicted on Exhibit A hereto, which by this reference is incorporated herein (the "Property"); and

WHEREAS, Owner desires to donate the Property to the Township on the terms and subject to the conditions of a Property Transfer Agreement substantially in the form of the Property Transfer Agreement (the "Property Transfer Agreement") before this Board for its consideration; and

WHEREAS, this Board desires to accept the donation of the Property substantially on the terms and subject to the conditions proposed in the Property Transfer Agreement and to hold the Property for use in the Township's Greenspace Program; provided, however, that the documentation related to this donation shall acknowledge and agree to the Board's intent to retain, maintain, repair and replace, if necessary, the existing parking area located on the Property;

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. This Board hereby determines that it is in the best interest of the Township to accept the donation of the Property from Lynne Woodward pursuant this Board's authority contained in the Statute and pursuant to the terms and subject to the conditions of the Property Transfer Agreement and this Resolution.

SECTION 2. This Board approves the form of the Property Transfer Agreement before this Board and authorizes and directs the Township Administrator to execute and deliver the Property Transfer Agreement in substantially the form before this Board, with such revisions thereto as she deems, after consultation with the Law Director, not to be disadvantageous to the Township, such determination being conclusively evidenced by her execution of the Agreement. The Property Transfer Agreement or related documentation shall provide for the retention, maintenance, repair and replacement, as necessary, of the existing parking area located on the Property. This Board hereby authorizes performance of the Property Transfer Agreement and covenants to perform its obligations pursuant thereto and authorizes the Township Administrator to execute and deliver such additional documents as may be required to perform the Property Transfer Agreement and this Resolution.

SECTION 3. This Board hereby accepts the donation of the Property from Lynne Woodward pursuant this Board's authority contained in the Statute and on the terms and subject

to the conditions of the Property Transfer Agreement and this Resolution and hereby expresses its appreciation to Lynne Woodward's family for making the generous donation to the Township.

SECTION 4. This Board hereby authorizes Township staff to undertake due diligence with respect to the Property, including obtaining a title report, a survey and, if deemed necessary and appropriate by the Township Administrator, an environmental study, and hereby appropriates \$35,000 for the purpose of paying the costs of undertaking such due diligence with respect to the Property, for razing any structures on the Property, installing a commemorative marker to recognize the Lynne Woodward's donation, and ensuring the property is ultimately made accessible to for public use.

SECTION 5. Upon conveyance of the Property to this Board, on behalf of the Township, the Property shall be held and utilized by the Township as greenspace under the Township's Greenspace Program.

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 meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Section 121.22 of the Ohio Revised Code, except as otherwise permitted thereby.
There was no further discussion.

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

Resolution Authorizing Property Transfer Agreement with the Hillside Trust, and Accepting Donation of Real Property and Interests Therein to the Township from the Hillside Trust, Pursuant to the Authority of Section 505.10 of the Revised Code –

Resolution 21-1021-16: Mr. Pappas moved to adopt a resolution authorizing property transfer agreement with the Hillside Trust, and accepting donation of real property and interests therein to the Township from the Hillside Trust, pursuant to the authority of Section 505.10 of the Revised Code as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21 – 1021 – 16

RESOLUTION AUTHORIZING PROPERTY TRANSFER AGREEMENT WITH THE HILLSIDE TRUST, AND ACCEPTING DONATION OF REAL PROPERTY AND INTERESTS THEREIN TO THE TOWNSHIP FROM THE HILLSIDE TRUST, PURSUANT TO THE AUTHORITY OF SECTION 505.10 OF THE REVISED CODE

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WHEREAS, Section 505.10(A) of the Revised Code (the "Statute") provides that a board of township trustees may accept, on behalf of the township, the donation by bequest, devise, deed of gift, or otherwise, of any real or personal property for any township use; and

WHEREAS, The Hillside Trust is the fee owner of certain real property identified as Auditor's Parcel No. 500-0083-0010-90, which is located in the Township and described in Exhibit A hereto (the "Property"); and

WHEREAS, the Board of The Hillside Trust wishes to donate the Property on behalf of said Trust to the Township on the terms and subject to the conditions of a Property Transfer Agreement substantially in the form of the Property Transfer Agreement (the "Property Transfer Agreement") attached hereto as Exhibit A hereto, and by this reference incorporated herein; and

WHEREAS, this Board desires to accept the donation of the Property substantially on the terms and subject to the conditions proposed in the Property Transfer Agreement and to hold the Property for use as open space;

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. This Board hereby determines that it is in the best interest of the Township to accept the donation of the Property from The Hillside Trust pursuant this Board's authority contained in the Statute and pursuant to the terms and subject to the conditions of the Property Transfer Agreement.

SECTION 2. This Board approves the form of the Property Transfer Agreement before this Board and authorizes and directs the Township Administrator to execute and deliver the Property Transfer Agreement in substantially the form before this Board, with such revisions thereto as she deems, after consultation with the Law Director, not to be disadvantageous to the Township, such determination being conclusively evidenced by her execution of the Agreement. This Board hereby authorizes performance of the Property Transfer Agreement and covenants to perform its obligations pursuant thereto and authorizes the Township Administrator to execute and deliver such additional documents as may be required to perform the Property Transfer Agreement.

SECTION 3. This Board hereby accepts the donation of the Property from The Hillside Trust, pursuant this Board's authority contained in the Statute and on the terms and subject to the conditions of the Property Transfer Agreement and hereby expresses its appreciation to The Hillside Trust for making the generous donation on behalf of the Trust to the Township.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

October 21, 2021

SECTION 4. This Board hereby authorizes Township staff to undertake due diligence with respect to the Property, including obtaining a title report, a survey and, if deemed necessary and appropriate by the Township Administrator, an environmental study, and hereby appropriates \$2,000 for the purpose of paying the costs of undertaking such due diligence with respect to the Property.

SECTION 5. Upon conveyance of the Property to this Board, on behalf of the Township, the Property shall be held and utilized by the Township as open space to be managed by the Greenspace Advisory Committee.

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 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.

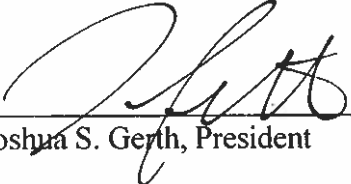
There was no further discussion.

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

Items Arising from Executive Session Discussion – Mrs. Earhart announced that there were no decisions coming out of Executive Session.

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of January _____, 2021, 2022.



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 21st day of October 2021, and that said minutes have been duly entered upon the Journal of said Township.

This 20th day of January, 2022.



Kenneth G. Dietz, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

November 5, 2021

The Board of Township Trustees of Anderson Township ("Board") held its regular Interim Workshop Meeting on November 5, 2021, at 9:30 a.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 Township Administrator for Operations Steve Sievers, Assistant Township Administrator for Human Resources Suzanne Parker, Planning & Zoning Director Paul Drury, Planner 1 PJ Ginty, Public Works Director Eric Luginbuhl, Fire Chief Rick Martin, Hamilton County Sheriff's District 5 Commander Lt. Dan McElroy, Facilities Manager Mark Magna, Law Director Margaret Comey, and Administrative Assistant Molly Mohrfield. Trustee elect Lexi Lausten was also present.

Mr. Gerth moved to adopt the agenda with modification. 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

Estimated Resources Change –

Resolution 21-1105-01: Mr. Gerth moved to adopt the estimated resource changes as recommended by the Fiscal Officer. Mr. Pappas seconded the motion.

Estimated Resources Change

FEMA (50) +51,939.39

There was no further discussion.

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

Appropriation Change –

Resolution 21-1105-02: Mrs. Stone moved to adopt the appropriation changes as recommended by the Fiscal Officer. Mr. Gerth seconded the motion.

Appropriation Changes:

50.1100.01 +51,939.39 FEMA-DIASTER MGMT EXPENSES

There was no further discussion.

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

DISCUSSION ITEMS

Retail Dispensing of Medical Marijuana – **Mr. Ginty** explained that he had reached out to several different cities and townships around Southwest Ohio. He heard back from the City of Lebanon, Columbia Township, and the City of Riverside, a suburb in Dayton. He spoke with each police department to see if there was an increase in crime related to the dispensaries. They all stated that there had been no related issues. Regarding potential locations, the Ohio Revised Code (ORC) states that a dispensary could not be located within 500 feet of a school, church, library, playground, public park, or opioid treatment facilities. Township zoning did have the authority to enforce that. The Planning and Zoning Department has received approximately one call, per week, over the last month, likely from those seeking to locate a dispensary, inquiring if these were permitted. The state pharmacy board, which oversaw the medical marijuana program, was awarding an additional 73 licenses bringing the total up to 130 throughout the State. There were no additional taxes or fees associated with dispensaries or medical marijuana purchases at the local level, and there was no additional revenue that could be brought in from the State through impact fees.

Mrs. Earhart stated that the Supreme Court ruled that impact fees were considered a tax and not permissible in townships. **Mrs. Comey** added that there was a statute that states townships cannot charge a fee based on gross revenue. **Mr. Ginty** pointed out that the ORC has given townships more powers regarding zoning and permitting locations of dispensaries than they typically did for other retail residential establishments. **Mr. Gerth** stated that Green Township had a moratorium but was considering lifting it. The State was doubling licenses which meant there would be more dispensaries forthcoming; therefore, he did not feel the Township should rush into anything at this time. **Mr. Drury** stated that an amendment to the zoning regulation permitting dispensaries in a retail area would be required, and that process could take up to three to four months. **Mr. Gerth** asked if the text amendment had to go through a public open house. **Mr. Drury** replied that it would. The 2020 Zoning Resolution prohibited retail dispensaries in the "ID" Industrial Development Zoning District. To permit retail dispensaries in the Township a zoning resolution text amendment would be required. **Mr. Sievers** added that the moratorium was different than the zoning text amendment, which would be required as well.

Solar Panel Update and Request for Structural Engineering Analysis – **Mr. Magna** stated that he had contacted Paff Electric and Solar to prepare a proposal for structural analysis of Anderson Center to determine whether existing roof structure could support the proposed solar panel layout. He also spoke the Center for Local Government about the efforts to collaborate with other jurisdictions as far as requirements, code requirements, bonds, etc. He provided them with the Township's requirements, site specific information, and timing to get the work done, though

he felt more comfortable proceeding independently. He pointed out that the key to having solar panels installed at Anderson Center was seeing if the structure could handle the additional weight. Therefore, pending the Board's acceptance, was a proposal to hire Paff Electric's structural engineer to do this analysis. **Mr. Pappas** believed that the payback period and the benefits were not there and it would be a money loser for taxpayers. **Mr. Magna** pointed out that this project hinged on the structural question, and believed it was the critical piece of the decision. **Mr. Sievers** noted that the expense of the solar panel installation could be from TIF funds, and this would save general fund monies, which are allocated for ongoing utility expenses. The Board agreed to consider action to move forward with obtaining the analysis during its November 18th meeting.

780 Sutton Road –

Resolution 21-1105-03: Mr. Pappas moved to adopt a resolution determining existence of nuisance on land owned by 555 Church Street LLC, located at 780 Sutton Road, in Anderson Township, and providing for notice and remediation pursuant to ORC Section 505.87 as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21-1105-03

**RESOLUTION DETERMINING EXISTENCE OF
NUISANCE ON LAND OWNED BY 555 CHURCH STREET
LLC, LOCATED AT 780 SUTTON ROAD, IN ANDERSON
TOWNSHIP, AND PROVIDING FOR NOTICE AND
REMEDIAION PURSUANT TO ORC SECTION 505.87**

Whereas, a board of township trustees may provide for the abatement, control, or removal of vegetation, garbage, refuse, and other debris from land in the township, if the board determines that the owner's maintenance of that vegetation, garbage, refuse, or other debris constitutes a nuisance, pursuant to Ohio Revised Code Section 505.87 (the "Statute");

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TOWNSHIP TRUSTEES (THE "BOARD") OF ANDERSON TOWNSHIP, OHIO (the "Township"), that:

Section 1. Maintenance of the vegetation, garbage, refuse or other debris by the owner or owners (the "owner"), as specified in Schedule A hereto (which by this reference is incorporated herein), is hereby determined to constitute a nuisance within the meaning of the Statute and the owner is hereby ordered to abate, control, or remove the vegetation, garbage, refuse, or other debris as set forth herein.

Section 2. If the owner of the land upon which the nuisance is located is determined by the Zoning Inspector to be a resident of the Township or a nonresident whose address is known, the Zoning Inspector shall give notice to such owner, on behalf of this Board, in substantially the form attached hereto as Schedule A, by posting that notice in a sheltered place and/or in a waterproof envelope on the principal structure (if any) on such land and photographing the posted

notice with a camera capable of recording the date of the photograph on it. Such notice shall also be sent, on behalf of this Board, by certified mail to each lienholder of record. If such owner's address is unknown and cannot reasonably be obtained, the Zoning Inspector shall cause such notice to be published once in a newspaper of general circulation in the Township.

Section 3. If, within seven (7) days after the giving of the notice or notices provided for in Section 2 hereof, the owner of such land fails to abate, control, or remove the vegetation, garbage, refuse or debris, and no agreement is entered into with the Board under Ohio Revised Code Section 505.87(B)(2) to provide for the abatement, control, or removal, then the Zoning Inspector, on behalf of this Board, shall provide for such abatement, control, or removal and, on behalf of this Board, may employ the necessary labor, materials, and equipment to perform the task. The expenses to be incurred in that regard are hereby authorized and appropriated to be paid from the Township General Fund from moneys not otherwise appropriated. Those expenses shall be recovered by the Township pursuant to Ohio Revised Code Section 505.87(F).

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; Mrs. Stone, yes; Mr. Pappas, yes.

7833 YMCA Road –

Resolution 21-1105-04: Mr. Pappas moved to adopt a resolution providing for the removal of structures declared to be in a condition dangerous to life or health and unfit for human habitation on land owned by Clair Murphy, the estate of Clair Murphy, the heirs of Clair Murphy, and/or Anita Murphy, and located at 7833 YMCA Road, Anderson Township, Ohio, pursuant to Section 505.86 of the Ohio Revised Code as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21 – 1105 - 04

**RESOLUTION PROVIDING FOR THE REMOVAL OF STRUCTURES
DECLARED TO BE IN A CONDITION DANGEROUS TO LIFE OR HEALTH
AND UNFIT FOR HUMAN HABITATION ON LAND OWNED BY CLAIR
MURPHY, THE ESTATE OF CLAIR MURPHY, THE HEIRS OF CLAIR
MURPHY, AND/OR ANITA MURPHY, AND LOCATED AT 7833 YMCA ROAD,
ANDERSON TOWNSHIP, OHIO, PURSUANT TO SECTION 505.86 OF THE
OHIO REVISED CODE.**

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
November 5, 2021*

WHEREAS, Section 505.86 of the Ohio 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 to be in a condition dangerous to life or health, or unfit for human habitation by the board of health of the general health district of which the township is a part; and

WHEREAS, the real property located at 7833 YMCA Road, Anderson Township, Ohio 45244 and further identified as Auditor’s Tax ID Parcel No. 500-0171-0027-00 (the “Property”), is owned of record by Clair Murphy, married (collectively with the Estate of Clair Murphy, the heirs of Clair Murphy, and/or Anita Murphy, the “Owner”); and

WHEREAS, Clair Murphy is believed to be deceased; and

WHEREAS, the Anderson Township Fire and Rescue Department (the “Fire Department”) conducted a Life Safety Division Inspection of the Property on June 11, 2021 and rendered an Inspection Report that detailed numerous unsafe conditions existing on the Property, including without limitation, electrical hazards, storage of combustibile materials, overloaded circuits, no functional toilet, unstable flooring, water damage, lack of water service to the premises; and

WHEREAS, the Fire Department is responsible fire and rescue operations in Anderson Township, including the performance of inspections and enforcement of fire and safety regulations in Anderson Township; and

WHEREAS, the Hamilton County Planning + Development Department (“HCPDD”) provided an adjudication letter relating to the Property to Clair Murphy’s wife concluding, after an inspection of the Property on June 11, 2021, that the buildings comprised of a trailer, garage and gazebo located on the Property (the “Structures”), “are unsafe, dangerous and is [sic] deemed a serious hazard and public nuisance, and *** shall either be repaired or raised” and Anita Murphy was advised that she had a right of appeal that would expire on July 15, 2021; and

WHEREAS, Hamilton County Public Health District (“HCPH”) rendered a Nuisance Letter dated September 27, 2021 to Clair Murphy, c/o Anita Murphy, concluding that the Structures, for the reasons stated therein, “are condemned and considered unfit for human habitation” and indicating that certain Required Corrective Action (as detailed therein) be taken by the owner with respect to the Property and completed by October 27, 2021; and

WHEREAS, HCPH re-inspected the Property on November 3, 2021, and has issued its Nuisance Letter dated November 4, 2021, addressed to Clair Murphy, c/o Anita Murphy, concluding that the aforesaid Corrective Actions had not been completed and that the Property continues to be in a condition dangerous to life or health, and unfit for human habitation; and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

November 5, 2021

WHEREAS, the last known mailing address of the Clair Murphy and Anita Murphy is the aforesaid address of the Property;

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. The Fiscal Officer, on behalf of this Board, shall give notice by certified mail, return receipt requested, to the holders of legal or equitable liens of record upon the Property and to the Owner (each, a "Party" and collectively, the "Parties"), of the Board's intention to provide for removal of the Structures on the Property, which have been condemned by HCPH and deemed to be in a condition dangerous to life or health and unfit for human habitation, through use of Township employees, materials or equipment, or by a contract or contracts for labor, materials, or equipment, as shall be determined by the Township Administrator. The notice shall include notice to the Parties that each Party in interest is entitled to a hearing on the matter of removal of the Structures if such Party shall request a hearing with the Board. Any such request for a hearing must be made in writing to the Fiscal Officer of the Township within twenty (20) days of the date of the mailing of the aforesaid notice. If the address of the Owner is unknown and cannot reasonably be obtained, the Fiscal Officer shall publish the aforesaid notice as provided in Section 505.86(B) of the Ohio Revised Code. If a Party in interest timely requests a hearing, the Board shall set the date, time and place for the hearing and notify the requesting Party by certified mail, return receipt requested; and the date set for the hearing shall be within fifteen days, but not earlier than seven days, after the Party in interest has requested a hearing, unless otherwise agreed to by the Board and said Party in interest. The hearing shall be recorded by stenographic or electronic means.

SECTION 2. The Board shall make an order deciding the matter not later than thirty (30) days after the hearing, if a hearing is requested in writing and in a timely manner as aforesaid, or not later than thirty (30) days after mailing notice to the parties in interest if no party in interest requested a hearing. At any time a Party in interest may consent to an order. If the Board issues an order directing the removal of the Structure which is not further appealed as provided in the Statute, then unless the Structures have been completely removed, or unless the Owner or a holder of a legal or equitable lien of record upon the Property shall have entered into an agreement with the Board to perform the removal of the Structures, the Township Administrator shall proceed to provide for the removal of the Structure in accordance with SECTION 1 hereof, and the "total cost" of such removal, as defined in Section 505.86(A) of the Ohio Revised Code, shall be collected by the Fiscal Officer in accordance with Section 505.86(F)(1) of the Ohio 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,

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
November 5, 2021

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; Mrs. Stone, yes; Mr. Pappas, yes.

Request to Amend Resolution No. 21-0520-11 Authorizing the Purchase of Case 580 Backhoe – Mr. Luginbuhl explained that on May 20, 2021, the Board adopted Resolution No. 21-0520-11 authorizing the purchase of a Case 580 Backhoe through State bid. The maximum purchase price was set at \$89,780.74 for which funds had been appropriated. The Board also authorized the trade-in of a 1996 Case Super L Backhoe for \$9,600 which reduced the maximum purchase price to \$80,180.74. Based on this action, the Case 580 Backhoe was ordered. However, the vendor made an error when calculating the cost for the equipment and related accessories. The total purchase price was \$108,675.63. After subtracting \$9,600 for the trade-in, the total maximum purchase price should have been \$99,075.63, and a Resolution modifying this additional authorization has been prepared for the Board's consideration during its November 18th meeting.

Mr. Gerth moved to retire to Executive Session to consider the compensation of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1) and to confer with the Law Director concerning disputes that are the subject of pending or imminent court action as permitted by Ohio Revised Code Section 121.22(G)(3). Mrs. Stone seconded the motion. Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Stone, yes; Mr. Pappas, yes.

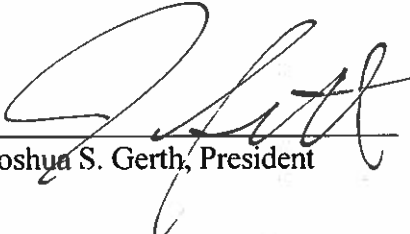
Mr. Gerth moved to return from Executive Session. Mrs. Stone seconded the motion.

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 January 20, 2022.


Joshua S. Gerth, President


Kenneth G. Dietz, Fiscal Officer

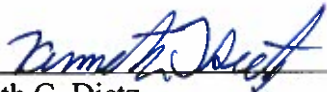
CERTIFICATION

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 *Record of Proceedings*

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
November 5, 2021

meeting, including the roll call votes thereat, of the Board of Township Trustees of said Township held on the 5th day of November, and that said minutes have been duly entered upon the Journal of said Township.

This 20th day of January, 2022.



Kenneth G. Dietz
Fiscal Officer

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
November 18, 2021*

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on November 18, 2021, at 5:00 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 Township Administrator for Operations Steve Sievers and Assistant Township Administrator for Human Resources Suzanne Parker.

Mr. Gerth called the meeting to order and moved to retire to Executive Session to consider the appointment, employment, or compensation of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1) and to confer with the Law Director concerning disputes that are the subject of pending or imminent court action as permitted by Ohio Revised Code Section 121.22(G)(3). Mrs. Stone 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. Mrs. Stone seconded the motion. Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. 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, Facilities Manager Mark Magna, Hamilton County Sheriff’s District 5 Sgt. Tom Lange, Law Director Margaret Comey, Fiscal Office Manger Jennifer Baker, 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; Mrs. Stone, yes; Mr. Pappas, yes.

PRESENTATIONS AND RECOGNITIONS

Recognition of Retired Firefighters – **Chief Martin** announced that Lt. Jeff Weber, and Firefighter’s Brian Baldrige, Bill Storm and Spencer Thomas, had retired.

Oath of Office – **Mr. Dietz** administered the Oath of Office to newly promoted Battalion Chief Brian Carlson, and Lieutenants Jeff Durr, Doug Eagan and Matt Janke.

New Hires – **Chief Martin** introduced new firefighter/paramedic’s Mark Holmes, Logan Howell, and Ryan Merrill. **Mr. Dietz** administered the oath of office to these individuals.

Hamilton County Sherriff's Office, Recognition of Newly Appointed Officers – **Lt. McElroy** introduced newly appointed School Resource Officer Ryan Wolf, and Traffic Safety Officer Jonathan Hoover.

PUBLIC FORUM

Mr. Gerth invited members of the audience to address the Board. No one came forward.

TRUSTEE COMMENTS

Mr. Pappas congratulated Mr. Gerth and Mrs. Lausten on their newly elected positions.

Mrs. Stone pointed out for those who were doing their end of the year giving the Township had some locally based foundations that did great work and encouraged everyone to keep their end of year giving local.

Mr. Gerth thanked everyone for his re-election and congratulated Mrs. Lausten on her win. He complimented Mrs. Gaetner on running a respectable campaign.

FISCAL OFFICER

Financial Reports – **Mr. Dietz** presented the Board with the end of October financial reports for their review.

Approval of New Funds –

Resolution 21-1118-01: Mr. Pappas moved for the approval of new funds – Fund 38 – OPWC – Asbury Road Improvements and Fund 39 – OPWC – Broadwell & Mount Carmel Road Improvements by Board of Trustees at the 11/18/21 meeting. Mrs. Stone seconded the motion.

New Fund

**Fund 38 – OPWC Asbury Road Improvements
Fund 39 – OPWC Broadwell & Mount Carmel Road Improvements**

There was no further discussion.

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

Estimated Resources Change –

Resolution 21-1118-02: Mr. Pappas moved to approve the estimated resource change recommended by the Fiscal Officer. Mrs. Stone seconded the motion.

Estimated Resources Change

OPWC FUND – ASBURY ROAD IMPROVEMENTS (38) + 215,101.94

There was no further discussion.

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

Appropriation Changes –

Resolution 21-1118-03: Mr. Pappas moved to adopt the appropriation changes as recommended by the Fiscal Officer. Mrs. Stone seconded the motion.

Appropriation Changes:

10.1100.0906 + 16,984.80 PROTECTIVE CLOTHING

- Due to personal protective equipment being contaminated by chemicals during structure fire at Coldstream Country Club on 9/28/2021. Manufacturer recommend the gear be disposed of and new gear secured due to the PPE Contamination.

38.1200.01 + 215,101.94 Capital Projects

-Due to on behalf payments made to vendor for the Asbury Road Improvement Project by OPWC.

There was no further discussion.

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

Resolution Approving and Adopting the Anderson Township Credit Card Account Policy (November 2021); Repealing Resolution No. 19-0418-11; and Designating the Township's Law Director to Serve as the Compliance Officer to Perform Duties Required of the Compliance Officer Required Under Said Policy –

Resolution 21-1118-04: Mrs. Stone moved to adopt a resolution approving and adopting the Anderson Township Credit Card Account Policy (November 2021); repealing Resolution No. 19-0418-11; and designating the Township's Law Director to serve as the Compliance Officer to perform the duties required of the Compliance Officer required under said policy as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 21-1118-04

RESOLUTION APPROVING AND ADOPTING THE ANDERSON TOWNSHIP CREDIT CARD ACCOUNT POLICY (NOVEMBER 2021); REPEALING RESOLUTION NO. 19-0418-11; AND DESIGNATING THE TOWNSHIP'S LAW DIRECTOR TO SERVE AS THE COMPLIANCE OFFICER TO PERFORM THE DUTIES REQUIRED OF THE COMPLIANCE OFFICER REQUIRED UNDER SAID POLICY.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
November 18, 2021

WHEREAS, this Board determines that it is in the best interest of the Township to review and update its credit card policy from time to time; and

WHEREAS, the Ohio Legislature recently amended Section 505.64 of the Revised Code authorizing the use of township credit cards; and

WHEREAS, staff has reviewed the Township's existing credit card policy and recommends that this Board adopt a new and revised Credit Card Account Policy in the form presented to this Board;

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 adopts the Anderson Township Credit Card Account Policy (November 2021) in the form attached hereto as Exhibit A.

SECTION 2. That any credit card policy previously approved and adopted for the Township is hereby deemed to be superseded by the Anderson Township Credit Card Account Policy (November 2021) approved and adopted in Section 1 hereof, which shall be implemented effective immediately.

SECTION 3. That Resolution No. 19-0418-11, passed by this Board on April 18, 2019, is repealed as of this date, and the Anderson Township Credit Card Account Policy (April 2019) approved thereby is superseded as of this date by the Anderson Township Credit Card Account Policy (November 2021).

SECTION 4. This Board shall designate a "Compliance Officer" from time to time, who shall perform such duties as are set forth in the Anderson Township Credit Card Account Policy (November 2021), as the same may be amended from time to time. This Board hereby designates the Township's Law Director to serve as said Compliance Officer until such time as this Board shall designate a different person to serve as Compliance Officer.

SECTION 5. 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 6. 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; Mrs. Stone, yes; Mr. Pappas, yes.

Resolution Approving and Adopting a Policy for Deposit of Public Moneys for Anderson Township –

Resolution 21-1118-05: Mrs. Stone moved to adopt a resolution approving and adopting a policy for deposit of public moneys for Anderson Township as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 21-1118-05

RESOLUTION APPROVING AND ADOPTING A POLICY FOR DEPOSIT OF PUBLIC MONEYS FOR ANDERSON TOWNSHIP

WHEREAS, pursuant to Section 9.38 of the Ohio Revised Code, a board of township trustees may adopt a policy for the deposit of public money;

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

Section 1. That in compliance with Section 9.38 of the Ohio Revised Code, this Board hereby approves the Policy for Deposit of Public Moneys as presented to this Board and hereby adopts and establishes said Policy for the Township, effective immediately.

Section 2. That the preamble hereto is and shall for all purposes be construed to be an integral and operative part of this Resolution.

Section 3. That this Board hereby finds and determines that all formal actions of the Board concerning and relating to the passage of the Resolution were taken in open meetings of this Board, and that all deliberations of the 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; Mrs. Stone, yes; Mr. Pappas, yes.

LAW DIRECTOR

Mrs. Comey had nothing requiring Board action.

PLANNING & ZONING

Mr. Drury had nothing requiring Board action.

SHERIFF’S OFFICE

Liquor License Request (New) for Robert C. Hedlesten located at 5315-5331 Beechmont Avenue

Resolution 21-1118-06: Mrs. Stone moved not to object to a new liquor license request for Robert C. Hedlesten located at 5315-5331 Beechmont Avenue. Mr. Gerth seconded the motion.

There was no further discussion.

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

Liquor License Request for Condado Tacos 31 LLC located at 7877 Beechmont Avenue –

Resolution 21-1118-07: Mr. Pappas moved not to object to a liquor license request for Condado Tacos 31 LLC located at 7877 Beechmont Avenue. Mrs. Stone seconded the motion.

There was no further discussion.

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

PUBLIC WORKS DEPARTMENT

Request to Amend Resolution No. 21-0520-11 Authorizing the Purchase of Case 580 Backhoe --

Resolution 21-1118-08: Mrs. Stone moved to adopt a resolution amending Resolution No. 21-0520-11 authorizing the purchase of equipment pursuant to Section 505.101 of the Ohio Revised Code and the disposition of a surplus motor vehicle pursuant to Section 505.10(A)(3) as a trade-in against said purchase as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 21-1118-08

A RESOLUTION AMENDING RESOLUTION NO. 21-0520-11 AUTHORIZING THE PURCHASE OF EQUIPMENT PURSUANT TO SECTION 505.101 OF THE OHIO REVISED CODE AND THE DISPOSITION OF A SURPLUS MOTOR VEHICLE PURSUANT TO SECTION 505.10(A)(3) AS A TRADE-IN AGAINST SAID PURCHASE

WHEREAS, Section 505.101 of the Ohio Revised Code (the "Acquisition Statute") provides for the purchase of materials, equipment or supplies, without advertising or bidding, from any department, agency, or political subdivision of the State; and

WHEREAS, Section 505.10 of the Ohio Revised Code (the "Disposition Statute") provides that a board of township trustees may provide for the disposition of certain personal property, including motor vehicles, road machinery, equipment and tools, if the Board finds, by resolution,

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
November 18, 2021*

that such personal property is not needed for public use, is obsolete, or is unfit for the use for which it was acquired, all in accordance with the Statute; and

WHEREAS, division (A)(3) of the Disposition Statute provides that if a board of township trustees finds, by resolution, that the township has motor vehicles, road machinery, equipment or tools that are not needed or are unfit for public use, and the board wishes to sell the motor vehicles, road machinery, equipment or tools to the person or firm from which it proposes to purchase other motor vehicles, road machinery, equipment or tools, the board may offer to sell the motor vehicles, road machinery, equipment or tools to that person or firm, and to have the selling price credited to the person or firm against the purchase price of other motor vehicles, road machinery, equipment or tools; and

WHEREAS, this Board previously authorized the purchase of certain equipment, to-wit, one (1) Case 580 Backhoe (“Equipment”), pursuant to state bid; and

WHEREAS, the cost for the Equipment had been miscalculated by the vendor and has since been corrected; and

WHEREAS, if deemed to be advantageous to the Township, this Board authorized the disposal of one Model Year 1996 Case Super L Backhoe as a trade-in valued at a minimum of \$9,600.00 (the “Minimum Selling Price”); and

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, one (1) Case 580 Backhoe (“Equipment”), which Equipment is available for purchase pursuant to state bid through the contract of the State of Ohio, Department of Administrative Services, General Services Division, Office of Procurement Services.

Section 2. This Board hereby determines that Section 2 of Resolution 21-0520-11 duly passed by this Board on May 20, 2021, shall be amended authorizing the purchase of the Equipment pursuant to State Bid under the Acquisition Statute at a maximum purchase price not to exceed \$108,675.63 (the “Maximum Purchase Price”), for which funds have been previously appropriated by this Board for the purpose and remain otherwise unencumbered subject; provided that if the Township Administrator deems it to be in the Township’s best interest to trade-in the 1996 Equipment as a credit against the purchase price of the Equipment at no less than the Minimum Selling Price, then the Maximum Purchase Price of the Equipment after the trade-in shall not exceed \$99,075.63.

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 and, if applicable, the disposition of the 1996 Equipment in accordance with this Resolution. If the 1996 Equipment is a trade-in, then the Township Administrator shall obtain an executed copy of Exhibit B hereto.

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; Mrs. Stone, yes; Mr. Pappas, yes.

FIRE & RESCUE DEPARTMENT

Resolution Authorizing Contract with Dr. Gary Gries for Medical Director Services –

Resolution 21-1118-09: Mr. Pappas moved to adopt a resolution employing Dr. Gary E. Gries as Township Medical Director, authorizing agreement for Medical Directorship and approving and the execution of said agreement as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21 – 1118 – 09

RESOLUTION EMPLOYING DR. GARY E. GRIES AS TOWNSHIP MEDICAL DIRECTOR, AUTHORIZING AGREEMENT FOR MEDICAL DIRECTORSHIP AND APPROVING AND THE EXECUTION OF SAID AGREEMENT.

WHEREAS, Gary E. Gries, MD, FACEP (“Dr. Gary E. Gries”), is qualified by education, expertise and reputation to act as Anderson Township's Medical Director, and has represented to this Board that he is content to be contractually bound to provide medical services to the Township; and

WHEREAS, Dr. Gries has served this Township in such capacity in prior years;

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

Section 1. That Dr. Gary E. Dries is hereby appointed as Medical Director for the Township to serve in that capacity as described in the Agreement for Medical Directorship (the “Agreement”) and for the term described in the Agreement as presented to this Board, which Agreement is hereby approved.

Section 2. That the Township Administrator is hereby authorized to execute and deliver the Agreement in substantially the form before this Board, with such revisions thereto as she deems, after consultation with the Law Director, not to be disadvantageous to the Township, such determination being conclusively evidenced by her execution of the Agreement.

Section 3. That the preamble hereto is and shall for all purposes be construed to be an integral and operative part of this Resolution.

Section 4. That this Board hereby finds and determines that all formal actions of the Board concerning and relating to the passage of the Resolution were taken in open meetings of this Board, and that all deliberations of the 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; Mrs. Stone, yes; Mr. Pappas, yes.

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

Resolution 21-1118-10: Mrs. Stone moved to adopt a resolution authorizing the disposition of firefighting personal protective equipment pursuant to Section 505.10(A)(7) of the revised code as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 21 – 1118 – 10

**RESOLUTION AUTHORIZING THE DISPOSITION OF FIREFIGHTING
PERSONAL PROTECTIVE EQUIPMENT PURSUANT TO SECTION 505.10(A)(7)
OF THE REVISED CODE**

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

WHEREAS, division (A)(7) of the Statute provides that if a board of township trustees determines that township personal property is not needed for public use, or is obsolete or unfit for the use for which it was acquired, and that the property has no value, the board may discard or salvage that property; and

WHEREAS, the Township acquired and owns numerous items of firefighting personal protective equipment (PPE) which is used, worn and past its recommended ten-year life span as recommended by National Fire Protection Association (NFPA) 1851, and is not capable of being safely utilized for fire suppression activities; and

November 18, 2021

WHEREAS, this Board desires to dispose of the PPE, listed in Exhibit A, attached hereto, which this Board hereby deems not to have monetary value to the Township because the life span standards of NFPA 1851 are applicable to all fire agencies; and

WHEREAS, the Career & Technology Education Centers of Licking County, Ohio (C-TEC) is a non-profit entity that provides firefighting training has expressed an interest in acquiring the PPE for firefighter training and other non-firefighting uses.

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

SECTION 1. That this Board hereby finds that the PPE identified in Exhibit A is no longer needed for public use and has no monetary value to the Township. Therefore, this Board determines that it is in the best interest of the Township to dispose of the PPE pursuant to the Statute, and particularly division (A)(7) of the Statute, "as is" by donation to C-TEC.

SECTION 2. That the Township Administrator is authorized to sign all documents necessary to affect such disposition of the PPE on an "as is" basis so long as she obtains an acknowledgement of acceptance of the PPE executed by C-TEC, which acknowledgement shall evidence that C-TEC accepts the PPE by donation "as is" and without any warranties.

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

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

There was no further discussion.

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

TOWNSHIP ADMINISTRATOR

Award Bid for 2022 Landscape Maintenance –

Resolution 21-1118-11: Mrs. Stone moved that this Board hereby accept the Combination Bid of \$292,449.00, from Merkle Lawn Care deemed to be the best and most responsive/responsible bidder for the Anderson Township 2022 Landscape Maintenance Program project in accordance with the Bid documents, together with a 10% contingency, for a maximum appropriation of \$321,694.00 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 Anderson Township 2022 Landscape Maintenance Program project. Mr. Pappas seconded the motion.

There was no further discussion.

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

Motion Authorizing Award of Structural Analysis for Solar Design –

Resolution 21-1118-12: Mr. Pappas moved that this Board hereby accept the proposal of \$1,400.00, from Praff Electric and Solar for structural analysis for solar design, for a maximum appropriation of \$1,400.00 funded out of TIF funds; and further, this Board hereby authorizes and directs the Township Administrator, after consultation with the Law Director, to enter into contract with Paff Electric and Solar for the structural analysis for solar design. Mrs. Stone seconded the motion.

There was no further discussion.

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

Communications Consultant Appointment for 2022 –

Resolution 21-1118-13: Mrs. Stone moved to authorize the extension of the continuing consultant role of Nancy Caine as Communication Consultant at the rate of \$63 per hour for a total not to exceed \$40,000 in 2022. Mr. Pappas seconded the motion.

There was no further discussion.

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

Appointment of Township Representative to Ohio-Kentucky-Indiana Regional Council of Governments –

Resolution 21-1118-14: Mr. Pappas moved to appoint Josh Gerth as Anderson Township's Representative to the Board of Directors of the Ohio, Kentucky, Indiana Regional Council of Governments and to appoint Dee Stone as alternate. Mrs. Stone seconded the motion.

There was no further discussion.

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

Decisions Arising from Executive –

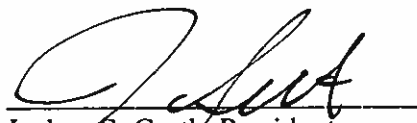
Resolution 21-1118-15: Mrs. Stone moved to approve the 2022 employee compensation adjustments as presented. Mr. Pappas seconded the motion.

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 January 20, 2022.



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 18th day of November 2021, and that said minutes have been duly entered upon the Journal of said Township.

This 20th day of January, 2022.



Kenneth G. Dietz, Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
December 2, 2021

The Board of Township Trustees of Anderson Township (“Board”) held its regular Interim Workshop Meeting on December 2, 2021, 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

Mrs. Stone called the meeting to order and welcomed attendees including Fiscal Officer Ken Dietz, Township Administrator Vicky Earhart, Assistant Township Administrator for Operations Steve Sievers, Assistant Township Administrator for Human Resources Suzanne Parker, Planning & Zoning Director Paul Drury, Public Works Director Eric Luginbuhl, Fire Chief Rick Martin, Hamilton County Sheriff’s District 5 Commander Lt. Dan McElroy, Fiscal Office Manager Jennifer Baker, Fiscal Office Assistant Michelle Moxley, Law Director Margaret Comey, and Administrative Assistant Molly Mohrfield.

Mrs. Stone moved to adopt the agenda with modification. Mr. Pappas seconded the motion.

There was no further discussion.

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

TRUSTEES/FISCAL OFFICER

Resolution 21-1202-01: Mr. Pappas moved to adopt the appropriation changes as recommended by the Fiscal Officer. Mrs. Stone seconded the motion.

Appropriation Changes:

34.1100.0803	+15,000	GREAT OAKS JV DS
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There was no further discussion.

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

Resolution 21-1202-02: Mr. Pappas moved to adopt changes to Estimated Resources. Mrs. Stone seconded the motion.

Estimated Resources Change

Stonecrest/Anthology (Fund 034)	+15,000.00
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There was no further discussion.

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

Resolution Approving and Authorizing the Opening of a Credit Card Account with Huntington National Bank –

Resolution 21-1202-03: Mr. Pappas moved to adopt a resolution approving and authorizing the opening of a credit card account with the Huntington National Bank as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21-1202-03

RESOLUTION APPROVING AND AUTHORIZING THE OPENING OF A CREDIT CARD ACCOUNT WITH THE HUNTINGTON NATIONAL BANK

WHEREAS, this Board determines that it is in the best interest of the Township to open a credit card account for the Township with The Huntington National Bank for use for authorized Township purposes by authorized Township personnel in compliance with the Township's duly adopted Credit Card Account Policy (November 18, 2021); and

WHEREAS, The Huntington National Bank is the Township's depository bank and the new credit card account will constitute a bank-issued credit card account and a financial depository-issued credit card account within the meaning of Section 505.64 of the Revised Code authorizing the use of township credit cards;

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 approves the opening of, and hereby authorizes the Fiscal Officer to open, a new credit card account in the name of the Township with The Huntington National Bank, such credit card account to be used for Township purposes by Township personnel in compliance with the Anderson Township Credit Card Account Policy (November 18, 2021) duly adopted by this Board.

SECTION 2. That this Board, having approved the Anderson Township Credit Card Account Policy (November 18, 2021), has approved and hereby approves the procurement of goods and/or services in compliance therewith for which this Board has appropriated funds in its annual appropriations budget. In adopting said Policy, this Board and the Fiscal Officer have put in place policies and procedures concerning credit card usage, including but not limited to, the following considerations: (i) a list of employees authorized to use Township credit cards, (ii) custody of the card(s), and (iii) the pre-approval of card usage and reconciliation of usage against purchase orders.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
December 2, 2021

SECTION 3. That this Board hereby authorizes the Fiscal Officer to execute a Credit Card Agreement with The Huntington National Bank, after review of said agreement by the Law Director, and to bind this Board and the Township to its terms.

SECTION 4. That 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 5. That 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, absent; Mrs. Stone, yes; Mr. Pappas, yes.

DISCUSSION ITEMS

Liquor License Request (New) for First Watch Restaurants Inc., dba First Watch 100 located at 7625 H Beechmont Avenue –

Resolution 21-1202-04: Mrs. Stone moved not to object to a new liquor license request for First Watch Restaurants Inc. dba First Watch 100 located at 7625 H Beechmont Avenue. Mr. Pappas seconded the motion.

There was no further discussion.

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

2022 Curb and Sidewalk Program – Mr. Luginbuhl presented the Board with the street list and quantities for the 2022 Curb and Sidewalk Program. He explained that this would be year one of a two-year concrete/asphalt cycle. The project estimate was approximately \$3,300,000 and addresses 31 streets. This would also include the yearly pavement maintenance program for 2022 on other streets to be determined. The goal was to begin construction by April 1, 2022, with a contract completion date of mid- August.

Resolution Authorizing a Memorandum of Understanding with the Village of Newtown, Ohio Relating to the Installation of Locution Equipment in Station 22 and Authorizing Execution of Said MOU –

Resolution 21-1202-05: Mr. Pappas moved to adopt a resolution authorizing a memorandum of understanding with the Village of Newtown, Ohio relating to the

installation of Locution equipment in Station 22 and authorizing execution of said MOU as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21-1202-05

A RESOLUTION AUTHORIZING A MEMORANDUM OF UNDERSTANDING WITH THE VILLAGE OF NEWTOWN, OHIO RELATING TO THE INSTALLATION OF LOCUTION EQUIPMENT IN STATION 22 AND AUTHORIZING EXECUTION OF SAID MOU

WHEREAS, pursuant to Section 9.60 of the Ohio Revised Code, municipal corporations and townships are authorized to contract with any governmental entity in the State or another political jurisdiction to provide fire protection or emergency medical services, as appropriate, on a regular basis, upon the approval of the governing boards of the entities that are parties to the contract; and

WHEREAS, pursuant to Section 505.37(B) of the Ohio Revised Code, the legislative authorities of any two or more political subdivisions, including boards of township trustees, may through joint action, unite in the joint purchase, lease, lease with an option to purchase, maintain, use, and operation of firefighting equipment, or for any other purpose designated in Sections 505.37 to 505.42 of the Ohio Revised Code, and may prorate the expense of the joint action on any terms that are mutually agreed upon; and

WHEREAS, pursuant to Resolution No. 15-1217-14, this Board entered into an Agreement For Provision of Fire Protection and Emergency Medical Services to the Village of Newtown, Ohio, dated and effective as of January 1, 2016 (the "2016 Agreement"), with the Village of Newtown, Ohio (the "Village"), acting by and through its Village Council; and

WHEREAS, the 2016 Agreement was subsequently amended by a First Amendment and a Second Amendment (together, the "Amended Agreement"), extending the term of said agreement to December 31, 2021; and

WHEREAS, the Board and the Village Council have entered into a Third Amendment to the Amended Agreement effective January 1, 2022 (the "Third Amendment" and together with the Amended Agreement, the "Agreement"), to extend the term of the Agreement to December 31, 2024, unless sooner terminated in accordance with its terms; and

WHEREAS, this Board hereby deems it to be in the best interest of the citizens of the Township to approve, authorize, execute and deliver a Memorandum of Understanding with the Village Council relating to the installation at the direction and expense of the Board of certain emergency dispatch equipment and devices (collectively, the "Locution Equipment") in Station 22 in the Village, and to install therein certain additional necessary electrical components appurtenant to the Locution Equipment (the "Additional Equipment"), all as described in the form of Memorandum of Understanding (the "MOU") attached hereto as Exhibit A, which by this reference is incorporated herein;

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
December 2, 2021

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

SECTION 19. Authorization of the MOU. This Board hereby determines that it is in the best interest of the citizens of the Township to approve the MOU, by and between Anderson Township, Hamilton County, Ohio, acting by and through its Board of Township Trustees, and the Village of Newtown, Ohio, acting by and through the Village Council, in substantially the form attached hereto as Exhibit A, which MOU is hereby approved by this Board; and the Township Administrator is hereby authorized and directed to execute and deliver the MOU on behalf of this Board in substantially the form of Exhibit A with only such changes thereto as shall not, in her opinion after consultation with the Law Director, be materially adverse to the Township, such determination being evidenced by her execution of the MOU. The Township Administrator is further authorized to execute and/or deliver on behalf of the Township such documents as may be necessary to effectuate the purposes of the MOU.

SECTION 20. Preambles. The preambles hereto shall be and shall be construed to be integral parts of this Resolution.

SECTION 21. Open Meetings. 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 committees, and that all deliberations of this Board and any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law, including Section 121.22 of the Ohio Revised Code.

SECTION 22. Effective Date. This Resolution shall be in full force and effect immediately upon its passage.

There was no further discussion.

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

Mr. Gerth joined the meeting at 2:16 p.m.

Limited Home Rule Resolution Authorizing the Acceptance of the Janssen Settlement –

Resolution 21-1202-06: Mrs. Stone move to adopt a Limited Home Rule Resolution accepting the material terms of the OneOhio Memorandum of Understanding and consistent with the terms of the July 21, 2021 National Opioid Settlement Agreement; authorizing participation in the proposed settlement and the execution of a participation agreement with respect to the OneOhio Subdivision Settlement with Johnson & Johnson, Janssen Pharmaceuticals, Inc., Ortho-McNeil-Janssen Pharmaceuticals, Inc., and Janssen Pharmaceutica, Inc., consistent

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
December 2, 2021

with the terms of the July 21, 2021 National Opioid Settlement Agreement and declaring an emergency as follows; Mr. Pappas seconded the motion:

BOARD OF TOWNSHIP TRUSTEES
ANDERSON TOWNSHIP
HAMILTON COUNTY, OHIO

The Board of Township Trustees met in regular session at 2:00 p.m. this 2nd day of December, 2021, with the following members present:

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

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

Mr. Gerth yes Mrs. Stone yes Mr. Pappas yes

Mrs. Stone introduced the following resolution and moved its passage. Mr. Pappas seconded the motion.

RESOLUTION NO. 21-1202-06

**A LIMITED HOME RULE RESOLUTION
ACCEPTING THE MATERIAL TERMS OF THE ONEOHIO SUBDIVISION
SETTLEMENT PURSUANT TO THE ONEOHIO MEMORANDUM OF
UNDERSTANDING AND CONSISTENT WITH THE TERMS OF THE JULY 21, 2021
NATIONAL OPIOID SETTLEMENT AGREEMENT; AUTHORIZING
PARTICIPATION IN THE PROPOSED SETTLEMENT AND THE EXECUTION OF A
PARTICIPATION AGREEMENT WITH RESPECT TO THE ONEOHIO SUBDIVISION
SETTLEMENT WITH JOHNSON & JOHNSON, JANSSEN PHARMACEUTICALS,
INC., ORTHO-MCNEIL-JANSSEN PHARMACEUTICALS, INC., AND JANSSEN
PHARMACEUTICA, INC., CONSISTENT WITH THE TERMS OF THE JULY 21, 2021
NATIONAL OPIOID SETTLEMENT AGREEMENT AND DECLARING AN
EMERGENCY**

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

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
December 2, 2021

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

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

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

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

WHEREAS, the State of Ohio, through its Attorney General, and certain Local Governments, through their elected representatives and counsel, are separately engaged in litigation seeking to hold Opioid Pharmaceutical Companies accountable for the damage caused by their misfeasance, nonfeasance and malfeasance; and

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

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

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

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

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

December 2, 2021

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

WHEREAS, a proposed Settlement Agreement dated July 21, 2021 (the "Janssen Settlement") is being presented to the State of Ohio and Local Governments by Johnson & Johnson, Janssen Pharmaceuticals, Inc., Ortho-McNeil-Janssen Pharmaceuticals, Inc., and Janssen Pharmaceutica, Inc. (collectively, "Janssen") to resolve governmental claims in the State of Ohio using the structure of the MOU and consistent with the material terms of the July 21, 2021 proposed Settlement Agreement; and

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

WHEREAS, the Janssen Settlement will not move forward and the Township's Election and Release will not be effective unless 95% or more of the population (combined) of Litigating Subdivisions and Litigating Special Districts (each as defined in the Janssen Agreement) in Ohio elects to participate in the Janssen Settlement; and

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

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

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

SECTION 2. This Board hereby approves and accepts, on behalf of the Township, the material terms of the Janssen Settlement pursuant to the terms of the MOU and as a Participating Subdivision hereby agrees to become a Releasor for all purposes in the Janssen Settlement, pursuant to the terms of the MOU. This Board hereby agrees to the terms of the Janssen Settlement and the Election and Release, pursuant to the terms of the MOU, including (without limitation) the agreement to use any monies it receives through the Janssen Settlement solely for the purposes provided therein.

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

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

December 2, 2021

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

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

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

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

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

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

Mr. Gerth yes Mrs. Stone yes Mr. Pappas yes

Passed at the regular meeting of the Board of Township Trustees this 2nd day of December, 2021.

FISCAL OFFICER CERTIFICATION

The undersigned, duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true copy of a Limited Home Rule Resolution duly passed at a regular interim meeting of the Board of Township Trustees of said Township on the 2nd day of December, 2021, together with a true record of the roll call vote thereon, and that said Resolution has been duly entered upon the Journal of said Township.

Dated: December 2, 2021

/s/Kenneth G. Dietz
Kenneth G. Dietz
Fiscal Officer

CERTIFICATE OF POSTING

I, Kenneth G. Dietz, Fiscal Officer of Anderson Township, Hamilton County, Ohio, do hereby certify that in accordance with Section 731.25 of the Revised Code, the attached Resolution was posted in accordance with its terms, beginning on December 3, 2021.

This 18th day of December, 2021.

/s/Kenneth G. Dietz
Kenneth G. Dietz
Fiscal Officer

There was no further discussion.

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

Mr. Sievers announced that two grants had been received from the Ohio Department of Transportation Alternatives Funds through the Ohio-Kentucky-Indiana Regional Council. The first was for construction of the Anderson Trails Link along Clough Pike from the M.E. Lyons YMCA to Eight Mile Road, including improved crosswalk at Endovalley Drive/Juilf's Park Driveway. The second was for construction of the Anderson Trails link from Elstun Road to the Little Miami Scenic Trail Beechmont Bridge widening project.

Mr. Sievers reminded the Board that the Hills Properties groundbreaking for Vantage at Anderson Towne Center Apartments was scheduled for 3:30 p.m. on Thursday January 20, 2022.

Mr. Gerth moved to retire to Executive Session to consider the appointment, employment, 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. Mrs. Stone seconded the motion.

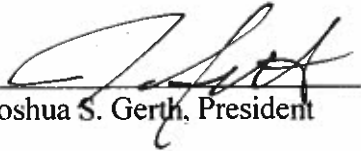
There was no further discussion.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
December 2, 2021

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 January 20, 2022.


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 2nd day of December, and that said minutes have been duly entered upon the Journal of said Township.

This 20th day of January, 2022.


Kenneth G. Dietz
Fiscal Officer

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
December 16, 2021*

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on December 16, 2021, at 5:00 p.m., in the Anderson Center Board Room. Present were the following Board members:

Joshua S. Gerth
Robin D. Stone

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

Mr. Gerth called the meeting to order and moved to retire to Executive Session to consider the appointment, employment, or compensation of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1), to consider the sale of property as permitted by Ohio Revised Code Section 121.22(G)(2), and to confer with the Law Director concerning disputes that are the subject of pending or imminent court action as permitted by Ohio Revised Code Section 121.22(G)(3). Mrs. Stone seconded the motion. Mr. Dietz called the roll: Mr. Gerth, yes; Mrs. Stone, yes; Mr. Pappas, absent.

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

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, Planner 1 Sarah Donovan, Fire Chief Rick Martin, Public Works Director Eric Luginbuhl, Hamilton County Sheriff’s District 5 Lt. Dan McElroy, Law Director Margaret Comey, Fiscal Office Manger Jennifer Baker, 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; Mrs. Stone, yes; Mr. Pappas, absent.

PRESENTATIONS AND RECOGNITIONS

Mr. Gerth announced that the recognition of Trustee Andrew S. Pappas would be held on January 20, 2022

PUBLIC HEARINGS

Mr. Gerth opened the public hearing for the Public Art Master Plan.

Public Art Master Plan – **Ms. Donovan** explained that in the 2016 Comprehensive Plan there was vision/goal for a variety of arts and cultural programs, as well as initiatives from the WeTHRIVE! Anderson Committee’s 2019-2020 action plan, inspired by the former Betterment and Beautification Committee. In early 2020 a request for proposals was issued, and Designing Local was chosen as the consultant for the planning process. Bi-monthly meetings were held with the WeTHRIVE! Anderson Art Plan Subcommittee which participated in 50 stakeholder interviews. In June 2021 there were two public engagement sessions held at Juilfs Park to encourage and engage residents in an open dialogue about art within the Township. In September 2021 an open house was held at Anderson Center to provide an opportunity for residents to view and ask questions regarding the draft of the Public Art Master Plan document. In November 2021 the Zoning Commission unanimously recommended approval of the Public Art Master Plan and Appendix.

Ms. Donovan introduced Amanda Golden with Designing Local. **Ms. Golden** read the vision statement that was developed using community feedback *“The Anderson Township Public Art Program is dedicated to presenting a wide variety of high-quality public art from artists with various backgrounds and working with the community to enhance public space and enriching the lives of all who call Anderson home.”* She explained that to achieve the vision of having high quality public art two strategies were developed. The first was to establish the Public Art Program through the creation of the Public Art Resolution. The second strategy was to adopt funding mechanisms to provide sustainable funding to the program. This plan lays out a couple of funding options and strategy for immediate adoption and some for future consideration. To achieve the most impact from the investment the first strategy was to invest in iconic public art throughout Township and existing public spaces. The second was to invest in public art along the trails network. The third was to partner with local organizations to launch a mural program. The fourth public art along roadways. There were a variety of investment opportunities laid out in the plan and the Appendix laid out a series of policies, and how to maintain the public art once it was in place. A collection management policy was developed to provide guidance and how to manage a collection as it was being built, and guidelines regarding the acceptance of donations. A maintenance policy was developed as well as an administrative guide to help guide the selection process of artists. Finally, there was a mural policy to support the guidelines of the Townships sign code policy. All of the policies were located in the appendix.

The first recommended project was a natural sculpture on Anderson Trails due to how significant and beloved the trails were. The second project was the Kellogg Road gateway. This was a major front door to the community. The third project was a sculpture tour. The Township would host an annual sculpture tour in which sculptures were placed in various locations throughout the Township for the public to explore. The fourth project was Anderson Bikes! Bike Racks. The Township takes pride in offering bike racks throughout the community to support active living choices. One of the ideas would be to encourage the injection of creativity into the cycling infrastructure and getting some approved bike racks developed, created, and fabricated by artists. These bike rack could go in Township-owned facilities or could be placed in private developments. The fifth project was the Five Mile Discovery Trail this would provide a unique

opportunity for families to engage in active play. Layering experiences upon the Five Mile trail would provide a unique opportunity for the Township to explore environmental education while encouraging physical activity. Ms. Golden thanked the Board for their time.

Mr. Gerth invited members of the audience to comment on the Public Art Master Plan.

As no one came forward **Mr. Gerth** closed the public hearing.

Mr. Gerth closed the public hearing.

Resolution 21-1216-01: Mrs. Stone moved for the adoption of the Anderson Township Public Art Master Plan and appendix as follows; Mr. Gerth seconded the motion:

RESOLUTION NO. 21-1216-01

ADOPTION OF THE ANDERSON TOWNSHIP PUBLIC ART MASTER PLAN AND APPENDIX

WHEREAS, this Board of Township Trustees (“Board”), through powers granted by Chapter 519 of the Revised Code, authorized a study of public art within Anderson Township to expand on the recommendations from the 2016 Comprehensive Plan Update, Quality of Life section, goal 5.6, as well as the initiatives from the WeTHRIVE! Anderson Committee’s 2019-2020 Action Plan as inspired by the former Betterment and Beautification Committee; and

WHEREAS, after issuing a Request for Proposals, the Board of Trustees contracted with Designing Local Ltd. as the consultant for the planning process, whose Principals held bi-monthly meetings with the WeTHRIVE! Anderson Art Plan Subcommittee, and participated in over 50 stakeholder interviews; and

WHEREAS, the Township held two public engagement sessions at Julifs Park on June 29, 2021, to engage residents in an open dialogue; and

WHEREAS, a public open house was held at Anderson Center on September 13, 2021, to view and ask questions regarding the draft Public Art Master Plan and potential projects, which was promoted through social media and *Anderson Insights*; and

WHEREAS, background information, the Appendix and the Public Art Master Plan document were available for public to review and comment on the Anderson Township website in October and November 2021; and

WHEREAS, the Appendix provides guidelines and requirements for the development of an annual Public Art Work Plan, the funding and acquisition of public art, the selection of artists and artwork, the implementation and conservation of the Anderson Public Art Collection; and

WHEREAS, the intent of the Appendix is that the Anderson Township Public Art Program is implemented in a fair and consistent manner that enables a community-oriented,

artistically creative process and promotes the cultural, aesthetic and economic vitality of Anderson; and

WHEREAS, pairing the planning document with a policy document (Appendix), creates the framework for the execution of public art within the Township, including locations, types of projects, as well as potential for funding opportunities each year; and

WHEREAS, after allowing for public testimony and deliberating in public session, in Case Anderson 2-2021 LUP, the Anderson Township Zoning Commission unanimously recommended approval of the Public Art Master Plan and Appendix on November 22, 2021;

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

SECTION 1. That this Board hereby initiates adoption of the Anderson Township Public Art Master Plan and Appendix, which is hereby incorporated in Exhibit A and made part of this Resolution.

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

SECTION 3. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) 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; Mrs. Stone, yes; Mr. Pappas, absent.

PUBLIC FORUM

Mr. Gerth invited members of the audience to address the Board. No one came forward.

TRUSTEE COMMENTS

Mrs. Stone stated that there had been some tragedies in the Township over the week. This was not a school problem, this was a societal, community problem, and it was going to take a community effort to address it. Mental health was important. She pointed out that there was an Anderson Mental Health Collaborative, and the Township, Forest Hills School District, Anderson Park District, and Mercy Health were all a part of it. The community as a whole needed to do more.

FISCAL OFFICER

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
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Financial Reports – Mr. Dietz presented the Board with the end of November financial reports for their review.

Appropriation Changes –

Resolution 21-1216-02: Mrs. Stone moved to adopt the appropriation changes as recommended by the Fiscal Officer. Mr. Gerth seconded the motion.

Appropriation Changes:

19.1100.01	+100.00	Unclaimed Outstanding Checks
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There was no further discussion.

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

Resolution 21-1216-03: Mrs. Stone moved to adopt the appropriation changes as recommended by the Fiscal Officer. Mr. Gerth seconded the motion.

Appropriation Increase Fund 14 (TIF) – HB5 – Charge PW expenses to TIF

TIF – FUND 14		
14.1100.0725	+1,067,300.00	PW Expense (moved from Fund 04)

Appropriation Reduces Fund 04 (PW)

FUND 04	-1,067,300.00	Moved expense to TIF (14)
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There was no further discussion.

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

Approve Final Summary Appropriations and Revenues –

Resolution 21-1216-04: Mr. Gerth moved to approve the 2021 final summary appropriation and revenue report as presented by the Fiscal Officer. Mrs. Stone seconded the motion.

There was no further discussion.

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

Minutes --

Resolution 21-1216-05: Mr. Gerth moved to approve the minutes of October 8, 2021; with minor corrections. Mrs. Stone seconded the motion.

There was no further discussion.

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

LAW DIRECTOR

Resolution Setting Hearing with Respect to the Removal of Structures Declared to be in a Condition Dangerous to Life or Health and Unfit for Human Habitation on Land Owned by Clair Murphy, the Estate of Clair Murphy, the Heirs of Clair Murphy, and/or Anita Murphy, and Located at 7833 YMCA Road, Anderson Township, Ohio, Pursuant to Section 505.86 of the Ohio Revised Code –

Resolution 21-1216-06: Mrs. Stone moved to adopt a resolution setting hearing with respect to the removal of structures declared to be in a condition dangerous to life or health and unfit for human habitation on land owned by Clair Murphy, the Estate of Clair Murphy, the heirs of Clair Murphy, and/or Anita Murphy, and located at 7833 YMCA Road, Anderson Township, Ohio, pursuant to Section 505.86 of the Ohio Revised Code as follows; Mr. Gerth seconded the motion:

RESOLUTION NO. 21 – 1216 – 06

RESOLUTION SETTING HEARING WITH RESPECT TO THE REMOVAL OF STRUCTURES DECLARED TO BE IN A CONDITION DANGEROUS TO LIFE OR HEALTH AND UNFIT FOR HUMAN HABITATION ON LAND OWNED BY CLAIR MURPHY, THE ESTATE OF CLAIR MURPHY, THE HEIRS OF CLAIR MURPHY, AND/OR ANITA MURPHY, AND LOCATED AT 7833 YMCA ROAD, ANDERSON TOWNSHIP, OHIO, PURSUANT TO SECTION 505.86 OF THE OHIO REVISED CODE.

WHEREAS, Section 505.86 of the Ohio 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 to be in a condition dangerous to life or health, or unfit for human habitation by the board of health of the general health district of which the township is a part; and

WHEREAS, the real property located at 7833 YMCA Road, Anderson Township, Ohio 45244 and further identified as Auditor’s Tax ID Parcel No. 500-0171-0027-00 (the “Property”), is owned of record by Clair Murphy, married (collectively with the Estate of Clair Murphy, the heirs of Clair Murphy, and/or Anita Murphy, the “Owner”); and

WHEREAS, Clair Murphy is believed to be deceased; and

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WHEREAS, this Board passed Resolution No. 21-1105-04 with respect to the Property and provided notice dated November 9, 2021 as prescribed by the Statute to each party in interest, and published notice dated November 16, 2021 as prescribed by the Statute to inform those parties in interest whose addresses were unknown, of the Board's intention with respect to the removal of structures on the property giving said parties in interest at least 30 days' notice of such removal of structures and informing the parties in interest that each such party is entitled to a hearing if the party in interest requests a hearing in writing, addressed to the Fiscal Officer, within twenty days after the notice was mailed; and

WHEREAS, the notice to Anita Murphy was delivered November 12, 2021; and

WHEREAS, Anita Murphy by letter addressed to the Fiscal Officer dated November 26, 2021 and received by the Fiscal Officer on December 3, 2021, requested "an appeal of more time in order to complete these things" and stating that the "water has now been fixed"; and

WHEREAS, this Board desires to set the date, time and place for a hearing on the matter of Anita Murphy's "appeal";

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. A hearing in the matter described in Resolution No. 21-1105-04 and the notice related thereto transmitted to all parties in interest, is hereby set for

Date: January 6, 2022
Time: 3:00 PM
Location: Anderson Center, Board Meeting Room
7850 Five Mile Road
Anderson Township, OH 45230

The Fiscal Officer, on behalf of this Board, shall give notice by hand delivery and by certified mail, return receipt requested, to Anita Murphy of the hearing to be held as set forth above. The hearing shall be recorded by stenographic or electronic means.

SECTION 2. The Board shall make an order deciding the matter not later than thirty (30) days after the hearing. At any time a party in interest may consent to an order. If the Board issues an order directing the removal of the Structure which is not further appealed as provided in the Statute, then unless the Structures have been completely removed, or unless the Owner (as defined in Resolution 21-110504) or a holder of a legal or equitable lien of record upon the Property shall have entered into an agreement with the Board to perform the removal of the Structures, the Township Administrator shall proceed to provide for the removal of the Structure and the "total cost" of such removal, as defined in Section 505.86(A) of the Ohio Revised Code, shall be collected by the Fiscal Officer in accordance with Section 505.86(F)(1) of the Ohio 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) 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; Mrs. Stone, yes; Mr. Pappas, absent.

PLANNING & ZONING

Request to Initiate the Adoption Process for the Anderson Township Comprehensive Plan –

Resolution 21-1216-07: Mr. Gerth moved to adopt a resolution initiating the adoption process for the Anderson Township Comprehensive Plan Update as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21-1216-07

INITIATING THE ADOPTION PROCESS FOR THE ANDERSON TOWNSHIP COMPREHENSIVE PLAN UPDATE

WHEREAS, this Board of Township Trustees (“Board”), through powers granted by Chapter 519 of the Revised Code, believes it is important to update the Comprehensive Plan, guiding development decisions and decision making activities, so as to maintain a high quality of life in the community; and

WHEREAS, the Board appointed a 40-member Comprehensive Plan Steering Team (“Steering Team”) on February 18, 2021, comprised of representatives from Township committees, local organizations and government agencies, and area business leaders, which began meeting in late February 2021, and met five times subsequently, to guide the planning process and develop an update to the Comprehensive Plan for Anderson Township (“Plan”), including an update to the Future Land Use Map, with the assistance of a professional planning consultant, planning NEXT and their subconsultant McBride Dale Clarion; and

WHEREAS, public meetings were held on April 20-22, 2021 virtually, August 30, 2021 in person, and November 15, 2021 in person, and public feedback from property owners and businesses were solicited on the Township website, as well as through social media; and

WHEREAS, the public engagement efforts led to 94 virtual meeting attendees, 733 online survey responses, and 745 Forest Hills School District student responses for a total of over

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1,400 participants; and

WHEREAS, background information, reports summarizing citizen input, the updated Future Land Use Map and the draft Plan, are available for public review and comment on the Anderson Township website; and

WHEREAS, the Plan embodies recommendations found in previously approved township and regional plans, including, but not limited to, the ANCOR Area Plan, Anderson Trails Plan, Ohio Riverfront Plan, Eastern Corridor Program, The Beechmont Plan, Public Art Master Plan, Kellogg Gateway Study, and Clough Pike Corridor Study;

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 hereby accepts the recommendations of the Steering Team and initiates adoption of the Plan, which are hereby incorporated in Exhibit A and made part of this Resolution.

SECTION 2. That this Board requests that the Anderson Township Zoning Commission review the Plan at their forthcoming meetings, and provide recommendations to this Board as to the Plan's adoption.

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; Mrs. Stone, yes; Mr. Pappas, absent.

Clough Pike Signal Timing Study and Modifications – **Mr. Drury** stated that the Clough Pike Corridor Study was adopted by the Trustees in January 2021. He announced that the Clough Pike Signal Timing Study and signal modifications had been implemented. This project was the highest priority project identified in the study and represented the most effective use of Township 1994 TIF funds to address traffic issues along Clough Pike. Clough's intersections with Nagel Road, Eight Mile Road, Wolfangel Road, Bruns Lane, and Five Mile Road were all examined with assistance from the Hamilton County Engineers Office. The primary goals for the modifications were to optimize timing splits and increase the progression along Clough Pike to

reduce delay and congestion for the weekday AM and PM commuter traffic patterns. Additionally, staff was advancing a robust pavement marking project throughout the entire Clough Corridor, another high priority recommendation from the Plan. The goal was to improve the visibility and safety of existing intersections by re-painting existing markings, adding crosswalks, and altering the location of existing stop bars. The Township was awarded a Transportation Alternatives (TA) grant for the construction of a sidewalk from the YMCA to Eight Mile Road on the north side of Clough and an enhanced crosswalk from Endovalley Drive to Juilfs Park.

SHERIFF'S OFFICE

Lt. McElroy had nothing requiring Board action.

PUBLIC WORKS DEPARTMENT

Request to Bid 2022 Curb and Sidewalk Program –

Resolution 21-1216-08: Mrs. Stone moved to authorize bid preparation and advertisement for the 2022 Curb and Sidewalk Program. Mr. Gerth seconded the motion.

There was no further discussion.

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

FIRE & RESCUE

Toy Drive Update – **Chief Martin** recognized Firefighter's Doug Egan and Mike Montique who organized a toy drive called "Stuff the Medic Unit" Toy Drive. The firefighters teamed with "9 United", a charity that worked with the Forest Hills School District, a total of 1100 individual toys were collected. He also recognized the community for their extreme generosity.

ADMINISTRATION

Resolution Approving a Contract with Degenhardt Enterprises LLC and Authorizing the Execution of Said Contract --

Resolution 21-1216-09: Mr. Gerth moved to adopt a resolution approving a contract with Degenhardt Enterprises LLC (DBA: City Wide Facility Solutions of Southwest Ohio and Northern Kentucky), and authorizing the execution of said contract as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21 – 1216 – 09

**RESOLUTION APPROVING A CONTRACT WITH DEGENHARDT ENTERPRISES
LLC (DBA: CITY WIDE FACILITY SOLUTIONS OF SOUTHWEST OHIO AND
NORTHERN KENTUCKY), AND AUTHORIZING THE EXECUTION OF SAID
CONTRACT.**

WHEREAS, the Anderson Township, Ohio, acting by and through its Board of Township Trustees, owns and maintains certain improved properties within the Township; and

WHEREAS, this Board finds it to be in the best interest of the Township to enter into a contract with Degenhardt Enterprises LLC (dba: City Wide Facility Solutions of Southwest Ohio and Northern Kentucky ("City Wide Facility Solutions")) for the cleaning and maintenance of such properties;

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 determines that it is in the best interest of the Township to enter into a contract with City Wide Facility Solutions in the form attached hereto as Exhibit A and by this reference made a part hereof (the "Contract for Building Services") substantially upon the terms and conditions provided therein, which Contract for Building Services is hereby approved.

SECTION 2. That the Township Administrator is hereby authorized to execute the Contract for Building Services in substantially the form attached hereto as Exhibit A, with such revisions thereto as she deems, after consultation with the Law Director, not to be disadvantageous to the Township, such determination being conclusively evidenced by her execution of the Contract for Building Services.

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

There was no further discussion.

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

2022 Citizen Committee Appointments –

Resolution 21-1216-10: Mr. Gerth made a motion to appoint John Halpin to a five-year term on the Anderson Township Board of Zoning Appeals, to expire December 31, 2026; and appoint Scott Lawrence as the 1st Alternate and Amy Richardson as the 2nd Alternate to the Anderson Township Board of Zoning Appeals for 2022. Mrs. Stone seconded the motion.

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There was no further discussion.

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

Resolution 21-1216-11: Mr. Gerth made a motion to appoint Jay Lewis to a five-year term on the Anderson Township Zoning Commission, to expire December 31, 2026; and appoint Michael Doenges as the 1st Alternate and Brandon Guyer the 2nd Alternate to the Anderson Township Zoning Commission for 2022. Mrs. Stone seconded the motion.

There was no further discussion.

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

Resolution 21-1216-12: Mr. Gerth made a motion to appoint:

**Vicki Beck
Matt Chaffin
Erinn Cox
Stephen Feagins
Peg Fenner
Mary Gaetner
Andrea Granieri
Lindsey Griffs
Lauri Jacob-Hertzer
Pinky Kocoshis
Ken Kushner
Anne Miller
Mary Nicholson
Heidi Schneider
Karne Schwamberger
Sonia Shively
Karl Sieber
Susan Wheatley
Jim Willis
Maria Zigmunt**

as members of the Anderson Township WeTHRIVE! Anderson Committee for 2022; and

**Ronald Edgerton, Chair
Paul Braasch
Russ Romme
Rick Voss
Ken Dietz, Fiscal Officer**

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as members of the Anderson Township Greenspace Advisory Committee for 2022; and

Trenny Selfridge, Chair
Jeni Berreth
Stephen Feagins
Peg Fenner
Brian Gay
Jamie Grubert
David Habegger
Joe Hice
Pinky Kocoshis
Tim Kreimer
Ken Kushner
Jay Lewis
Mike Niehaus
Karen RingswaldEgan
Karen Schwamberger
Paul Scheckels
Paul Sian
Karl Sieber
Ken Vincent
Kurt Wells

as members of the Anderson Township Transportation Advisory Committee for 2022; and

John Halpin, Chair
Sarah Ackerman
Ted Bergh
Bruce Berno
Bob Buck
Jeff Caley
Mears Green Tucker
Carol King
Tim Kloppenborg
Jim Rombke
Sonia Shively
Jason Stockslager
Piper Stone
Ron Trenkamp
Rick Voss
Joe Willging

as members of the Anderson Township Tree Committee for 2022; and

Amy Richardson, Chair

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**Julie Bissinger
Amy Broghamer
Katie Buchman
Chris Corrado
Jeff Cowan
John Deeds
Mike Doenges
Duane Donohoo
Stephen Feagins
Jake Fraiture
Derek Garrison
John Halpin
Nicole Hunter
Philip Kiley
Elizabeth Maier
Dan O'Rourke
Matt Owen
Zach Peterson
Scot Prebles
Jeff Rosa
David Rose
Marcus Thompson
Jessica Weisenberger**

as members of the Anderson Township Economic Development Committee for 2022; and

**Amy Broghamer
Katie Buchman
Ron Edgerton
Clyde Dial
Dee Stone**

as members of the Greater Anderson Township Betterment Commission for 2022; and

**Susan Ward, Chair
Barbara Bodnarik
Sherry Burnside
Bob Chiricosta
Demetria Choice
Marcia Cole
Clyde Dial
Abbe Lackmeyer
Steven Long
Al Norwood**

as members of the Anderson Township Senior Center Advisory Committee for 2022.

Mrs. Stone seconded the motion.

There was no further discussion.

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

2022 Membership in the Coalition of Large Ohio Urban Townships –

Resolution 21-1216-13: Mrs. Stone moved to authorize membership in the Coalition of Large Ohio Urban Townships, a sub-committee of the Ohio Township Association, for the year 2022 in an amount not to exceed \$200. Mr. Gerth seconded the motion.

There was no further discussion.

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

Resolution Approving and Authorizing Execution of Lease of Space on Telecommunications Tower Lease to Forest Hills Local School District –

Resolution 21-1216-14: Mr. Gerth moved to adopt a resolution approving the substantial form of telecommunications tower lease with the Board of Education of the Forest Hills Local School District and authorizing the execution and delivery of said lease as follows; Mrs. Stone seconded the motion:

RESOLUTION NO. 21-1216-14

**RESOLUTION APPROVING THE SUBSTANTIAL FORM OF
TELECOMMUNICATIONS TOWER LEASE WITH THE BOARD OF EDUCATION
OF THE FOREST HILLS LOCAL SCHOOL DISTRICT AND AUTHORIZING THE
EXECUTION AND DELIVERY OF SAID LEASE**

WHEREAS, Anderson Township is the owner in fee simple of a parcel of land in the Township, located at 7954 Beechmont Avenue, Anderson Township, Ohio 45255 (the "Property"), on which the Township's telecommunications tower (the "Tower") is located; and

WHEREAS, this Board of Township Trustees leased space on the Tower to the Board of Education of the Forest Hills Local School District (the "Board of Education") pursuant to a Lease dated January __, 2002 (the "2002 Lease"), which 2002 Lease will terminate December 31, 2021; and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
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WHEREAS, pursuant to the 2002 Lease, the Board of Education has caused certain Antenna Facilities to be installed on the Tower for use by the Forest Hills Local School District (the "District") for certain lawful public purposes; and

WHEREAS, this Board desires to continue to lease space on the Tower to the Board of Education for the District's Antenna Facilities and the Board of Education desires to continue to lease such space and to operate and maintain its Antenna Facilities on the Tower; and

WHEREAS, Section 505.11(A) of the Revised Code (the "Statute") authorizes a board of township trustees, when, in its opinion, the township would be benefitted, to lease certain real property to any person upon terms agreed upon by the board and lessee; and

WHEREAS, this Board finds it to be in the best interest of the Township to lease, and finds that the Township would be benefitted by leasing, space on the Tower to the Board of Education pursuant to a Lease to be dated as of January 1, 2022 (the "2022 Lease"); and

WHEREAS, the Statute further provides, in relevant part, that any consideration received from the lease shall be payable, as prescribed in the lease, to the township fiscal officer, who shall deposit it in the township general fund; and

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 determines that it is in the best interest of the Township to lease, and that the Township would be benefitted by leasing, space on the Tower to the Board of Education on the terms and conditions described in the 2022 Lease presented to this Board, attached hereto as Exhibit A and by this reference made a part hereof, the substantial form of which is hereby approved.

SECTION 2. That the Township Administrator is hereby authorized to execute and deliver the 2022 Lease in substantially the form attached hereto as Exhibit A, with such revisions thereto as she deems, after consultation with the Law Director, not to be disadvantageous to the Township, such determination being conclusively evidenced by her execution of the 2022 Lease.

SECTION 3. That any consideration received by the Fiscal Officer under the Lease shall be deposited to the Township's General Fund.

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

There was no further discussion.

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

Resolution Authorizing First Amendment to Lease Agreement with Anderson Area Chamber of Commerce –

Resolution 21-1216-15: Mrs. Stone moved to adopt a resolution approving a first amendment to lease agreement with the Anderson Area Chamber of Commerce, Inc., and authorizing its execution and delivery by the Township Administrator as follows; Mr. Gerth seconded the motion:

RESOLUTION NO. 21 – 1216 – 15

APPROVING A FIRST AMENDMENT TO LEASE AGREEMENT WITH THE ANDERSON AREA CHAMBER OF COMMERCE, INC., AND AUTHORIZING ITS EXECUTION AND DELIVERY BY THE TOWNSHIP ADMINISTRATOR

WHEREAS, when, in its opinion, the Township would be benefited, this Board is authorized pursuant to Section 505.11(A) of the Revised Code, to lease real property to any person upon terms agreed upon by the Board and the lessee; and

WHEREAS, this Board previously authorized, executed and delivered a Lease Agreement, effective as of January 1, 2019, with the Anderson Area Chamber of Commerce, Inc., (the “Original Lease”), which Original Lease will terminate December 31, 2021 unless it is renewed and its term is extended; and

WHEREAS, this Board determines that the Township will be benefited by the continued lease of space within Anderson Center to the Anderson Area Chamber of Commerce, Inc. (“the Chamber”), an Ohio nonprofit corporation, and deems it to be in the best interest of the Township to enter into a First Amendment to Lease Agreement (the “First Amendment” and together with the Original Lease, the “Lease”) with the Chamber for the purpose of extending the term of and amending the Original Lease relating to the lease of space within Anderson Center;

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

SECTION 1. That this Board hereby approves the form of First Amendment to Lease Agreement, by and between this Board and the Chamber, as presented to this Board (the “First Amendment”) and authorizes the Township Administrator to execute and deliver the First Amendment with such changes thereto as the Township Administrator, after consultation with the Law Director, determines are not materially adverse to the Township, such determination being evidenced by her execution of the First Amendment. That the Lease shall be effective no later than January 1, 2022.

SECTION 2. That 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
December 16, 2021

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

There was no further discussion.

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

2022 Ethics Panel Appointments –

Resolution 21-1216-16: Mr. Gerth moved to appoint Betty Cown (Administration) and Dave Brown (Fire and Rescue) to the Anderson Township Ethics Panel for two-year terms beginning January 1, 2022, and ending December 31, 2024, and to appoint Jennifer Baker (Fiscal Office) to the Anderson Township Ethics Panel for a one-year term beginning January 1, 2022, and ending December 31, 2023. The Board further recognizes that Eric Luginbuhl (Public Works) and Sarah Donovan (Planning & Zoning) will continue their terms of service on the Anderson Township Ethics Panel until December 31, 2022. Mrs. Stone seconded the motion.

There was no further discussion.

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

LHR Resolution Appointing Margaret W. Comey and Locke Lord LLP as Law Director for 2022 –

Mrs. Comey stepped out.

Resolution 21-1216-17: Mrs. Stone moved to adopt a Limited Home Rule Resolution appointing Margaret W. Comey and Locke Lord LLP as Law Director for a term ending December 31, 2022, and declaring an emergency as follows; Mr. Gerth seconded the motion:

Post 12/17/2021

For fifteen days

BOARD OF TOWNSHIP TRUSTEES
ANDERSON TOWNSHIP
HAMILTON COUNTY, OHIO

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

M____ introduced the foregoing resolution and moved its passage. M____
seconded the motion.

RESOLUTION NO. 21-1216-

**LIMITED HOME RULE RESOLUTION
APPOINTING MARGARET W. COMEY AND LOCKE LORD LLP AS LAW
DIRECTOR FOR A TERM ENDING DECEMBER 31, 2022, AND DECLARING AN
EMERGENCY**

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

WHEREAS, under Chapter 504 of the Revised Code, limited home rule townships are required to appoint a Law Director; and

WHEREAS, Margaret W. Comey, Esq., is qualified by education, expertise and reputation to act as Anderson Township's Law Director, and has represented to this Board that she and the law firm of Locke Lord LLP are content to be contractually bound by the terms of this resolution to provide Law Director services to the Township; and

WHEREAS, Margaret W. Comey has served the Township as Interim Law Director and, since March 31, 2008, as Law Director;

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

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

SECTION 2. Margaret W. Comey, Esq., of Hamilton County, Ohio, and Senior Counsel at the law firm of Locke Lord ("LL"), is hereby appointed as the part-time Law Director of Anderson Township ("Law Director"), together with LL, for a term ending on December 31, 2022, and otherwise upon the terms and conditions set forth in Schedule A hereto, which Schedule A is by this reference incorporated herein. The Township Administrator is hereby authorized to execute, if required by LL, an engagement letter with LL that reflects the terms of Schedule A.

SECTION 3. Upon majority vote, the Board hereby dispenses with the requirement that this resolution be read on two separate days, pursuant to Section 504.10 of the Revised Code, and authorizes the passage of this resolution upon its first reading.

SECTION 4. If passed by a unanimous vote, pursuant to Section 504.11(B) of the Revised Code, this resolution shall take effect immediately, and shall be posted for fifteen days in five of the most public places in the Township, as previously determined by this Board, which posting is hereby ordered.

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

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

SECTION 7. This resolution is declared to be an emergency measure necessary for the preservation of the public peace, health, safety, and welfare of the Township, and for the further reason that this Board wishes to continue to retain her services and those of LL to provide Law Director services to the Township pursuant to appointment under Chapter 504 of the Revised Code, particularly Section 504.15 thereof, for the calendar the year 2022.

SCHEDULE A

TERMS AND CONDITIONS OF APPOINTMENT OF MARGARET W. COMEY, ESQ., AND LL TO PROVIDE LAW DIRECTOR SERVICES FOR ANDERSON TOWNSHIP, HAMILTON COUNTY, OHIO

The Law Director shall faithfully perform her/its duties under Section 504.15 of the Revised Code, and as otherwise permitted or required under the Revised Code, the rules of the Supreme Court of Ohio, and applicable common law.

The Law Director may be discharged at any time, without notice or hearing, and for any reason or no reason, by a majority of the Board.

The Law Director shall be compensated at the rate of \$310 per hour worked on behalf of the Township in conjunction with requests from the Board of Township Trustees or its authorized staff and/or in fulfillment of her appointment. The Law Director's fees shall be billed by the law firm of LL, which firm shall be reimbursed for out of pocket expenses and office charges, including reimbursement for xerographic and laser printed copies and facsimile transmissions, at the firm's prevailing rates, and for such other or extraordinary expenses as may be approved by the Township Administrator, in accordance with Anderson Township's applicable rules. The Law Director shall be entitled to bill Anderson Township for paralegal and/or research assistant services, at rates of less than \$310 per hour, if she deems such services more cost-effective for the Board than performance of the duties described in paragraph 1 hereof.

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

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
December 16, 2021

Mr. Gerth _____ Mrs. Stone _____ Mr. Pappas _____

Passed at the regular meeting of the Board of Township Trustees this 16th day of December, 2021.

FISCAL OFFICER CERTIFICATIONS

The undersigned, duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true copy of a Resolution duly passed at a regular meeting of the Board of Township Trustees of said Township on the 16th day of December, 2021, together with a true record of the roll call vote thereon, and that said Resolution has been duly entered upon the Journal of said Township.

The undersigned, hereby further certifies that the moneys required to meet the obligations of the Township during the fiscal year 2021 and fiscal year 2022 under the attached contract or order (or, if this is a continuing contract, to be performed in whole or in part in an ensuing fiscal year, the amount required to meet the obligation in the fiscal year in which the contract is made) have been lawfully appropriated by the Board of Township Trustees of the Township for such purpose and are in the treasury or in the process of collection to the credit of an appropriate fund, free from any previous encumbrances. This certificate is given in compliance with Sections 5705.41 and 5705.44, Ohio Revised Code.

Dated: December 16, 2021

Kenneth G. Dietz
Fiscal Officer

CERTIFICATE OF POSTING

I, Kenneth G. Dietz, Fiscal Officer of Anderson Township, Hamilton County, Ohio, do hereby certify that in accordance with Section 731.25 of the Revised Code, the attached Resolution was posted in accordance with its terms, beginning on December 16, 2021.

This ___ day of January, 2022.

Kenneth G. Dietz
Fiscal Officer

There was no further discussion.

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

December 16, 2021

Decisions Arising from Executive –

Resolution 21-1216-18: Mr. Gerth moved to approve the Anderson Township Administrator's compensation for 2022 and 2023 as presented. Mrs. Stone seconded the motion.

There was no further discussion.

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

Resolution 21-1216-19: Mrs. Stone moved to adopt a resolution authorizing the disposition of real property located at 6411 Sherman Avenue, in the Township, pursuant to Section 505.10(A)(6) of the Revised Code; approving a real property purchase and sale agreement with Kathleen Mears Green Tucker with respect thereto, and authorizing the execution and delivery of said agreement as follows; Mr. Gerth seconded the motion:

RESOLUTION No. 21-1216 -19

A. RESOLUTION AUTHORIZING THE DISPOSITION OF REAL PROPERTY LOCATED AT 6411 SHERMAN AVENUE, IN THE TOWNSHIP, PURSUANT TO SECTION 505.10(A)(6) OF THE REVISED CODE; APPROVING A REAL PROPERTY PURCHASE AND SALE AGREEMENT WITH KATHLEEN MEARS GREEN TUCKER WITH RESPECT THERETO, AND AUTHORIZING THE EXECUTION AND DELIVERY OF SAID AGREEMENT.

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, upon unanimous vote of its members and by resolution, 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, the Township owns certain real property located at 6411 Sherman Avenue, in the Township, and identified as Hamilton County Auditor's Tax ID Parcel No. 0500-0342-0361-00 (the "Property"); and

WHEREAS, Kathleen Mears Green Tucker has expressed her desire to purchase the Property from the Township for the purchase price of EIGHTEEN THOUSAND DOLLARS (\$18,000), pursuant to and on the terms and conditions set forth in the Real Estate Purchase Contract (the "Purchase Agreement") before this Board; and

WHEREAS, this Board hereby determines that it is in the best interests of the Township and its residents to convey the Property to Kathleen Mears Green Tucker pursuant to the Purchase Agreement, as the same may be revised in accordance with this Resolution;

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:

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

December 16, 2021

SECTION 1. This Board hereby determines that it is in the best interest of the Township and its residents to authorize the disposition of the Property to Kathleen Mears Green Tucker at a Purchase Price of not less than EIGHTEEN THOUSAND DOLLARS (\$18,000) and otherwise on the terms and conditions set forth in the Purchase Agreement, the substantial form of which Purchase Agreement is hereby approved. Further, this Board authorizes the Township Administrator to execute and deliver the Purchase Agreement on its behalf and on behalf of the Township, with such changes thereto as she may determine, after consultation with the Law Director, not to be disadvantageous to the Township, such determination being conclusively evidenced by her execution of the Purchase Agreement. The Township Administrator is further authorized to execute all documents and instruments as she deems, after consultation with the Law Director, to be necessary and appropriate to effectuate the disposition of the Property, such determination being conclusively evidenced by her execution thereof.

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

SECTION 3. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) 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; Mrs. Stone, yes; Mr. Pappas, absent.

Resolution 21-1216-20: Mr. Gerth moved to authorize the Township Administrator to hire Jarret Holman as a full-time, Township mechanic with the compensation package as presented, which includes a pay rate not to exceed \$38.19/hour during 2022. Mrs. Stone seconded the motion.

There was no further discussion.

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

2021 Organizational Meeting -

Resolution 21-1216-21: Mr. Gerth moved that the regular meetings of this Board in January through December 2022 be held on the third Thursday of each month at 5:00 p.m., beginning with Executive Session, with the public portion of the meetings commencing at 5:30 p.m., and that regular interim workshop meetings of this Board be held on the first Thursday of each month at 3:00 p.m., both unless notice indicating otherwise is duly given. Be it further resolved that the practice and procedure of adopting the agenda (including the rules pertaining to public forum) at each regular meeting of this Board shall continue to be the practice and procedure at meetings in 2022. Mrs. Stone seconded the motion.

There was no further discussion.

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

Resolution 21-1216-22: Mrs. Stone moved to adopt the Temporary Appropriations for fiscal year 2022 as presented by Mr. Dietz, as follows. Mr. Gerth seconded the motion:

TEMPORARY 2022 APPROPRIATIONS

General Fund	\$4,790,100
Motor Vehicle License Tax Fund	47,900
Gasoline Tax Fund	406,000
Road and Bridge Fund	1,706,900
Lighting Districts Fund	152,380
Police Fund	5,159,400
Fire Department Fund	13,232,800
Planning & Zoning Fund	991,100
Public Improvement Tax Increment Equivalent Fund (1994)	20,229,300
General Bond Retirement Fund	110,000
Greenspace Levy Fund	300,000
Permissive Motor Vehicle License Fund	320,000
Permanent Improvement	0
TIF 2010 (ATP)	0
TIF Northern Anderson Area	0
TIF Ohio Riverfront Area I	2,410,000
TIF Ohio Riverfront Area II	112,000
TIF Stonecrest/Anthology	203,500
TOTAL TEMPORARY APPROPRIATIONS	\$50,171,380
Other – Recycling (including in General Fund)	\$80,000

There was no further discussion.

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

Resolution 21-1216-23: Mr. Gerth moved that (a) the Auditor and Treasurer of Hamilton County, in accordance with R.C. §321.34, be requested to draw and pay to Anderson Township, during fiscal year 2022, upon the written request to the County Auditor by Kenneth G. Dietz, Fiscal Officer, funds due in any settlement of 2021 derived from taxes or other sources payable by law to the County Treasurer and held in the County treasury to the account of Anderson Township, and lawfully applicable for the purposes for fiscal year 2022, and (b) the Fiscal Officer is requested under R.C. §321.342 to seek periodic advances of taxes to be drawn on the undivided estate tax fund, and (c) the Fiscal Officer shall forward to the County Auditor a certified copy of this resolution. Mrs. Stone seconded the motion.

There was no further discussion.

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

Resolution 21-1216-24: Mrs. Stone moved to adopt a resolution and order employing William J. Patterson, Jeffrey S. Shoskin, Thomas B. Allen, Benjamin J. Yoder, and Gary E. Powell, as Township Attorneys for particular matters for fiscal year 2022 as follows; Mr. Gerth seconded the motion:

RESOLUTION AND ORDER NO. 21-1216-24

RESOLUTION AND ORDER EMPLOYING WILLIAM J. PATTERSON, JEFFREY S. SHOSKIN, THOMAS B. ALLEN, BENJAMIN J. YODER, AND GARY E. POWELL, AS TOWNSHIP'S ATTORNEYS FOR PARTICULAR MATTERS FOR FISCAL YEAR 2022.

WHEREAS, this Board of Township Trustees ("Board") is authorized by Section 309.09(B) of the Revised Code to employ an attorney other than the prosecuting attorney for particular matters to represent the Township and its officers in their official capacities and to advise them on legal matters; and

WHEREAS, Section 309.09(B) of the Revised Code provides that no such attorney may be employed except on the order of the Board, duly entered upon its Journal, in which the compensation to be paid for the attorney's legal services shall be fixed;

Now therefore, BE IT RESOLVED AND ORDERED BY THE BOARD OF TOWNSHIP TRUSTEES OF ANDERSON TOWNSHIP, HAMILTON COUNTY, OHIO ("Township"), as follows:

SECTION 1. William J. Patterson, Esq., of the law firm of Stagnaro, Saba & Patterson Co. LPA, is hereby employed as the Township's attorney for fiscal year 2022 to represent the Township and its officers in their official capacities by advising them, upon request, as to the particular matters set forth in Schedule A, attached hereto and incorporated herein. Said attorney's compensation shall be at the rate of \$225.00 per hour effective January 1, 2022.

SECTION 2. Jeffrey S. Shoskin, Esq. of Frost Brown Todd LLC, is hereby employed as the Township's attorney for the fiscal year 2022 to represent the Township and its officers in their official capacities by advising them, upon request, as to the particular matters set forth in Schedule B-1, attached hereto and incorporated herein. Said attorney's compensation shall be at the blended rate of \$320 per hour effective January 1, 2022.

SECTION 3. Thomas B. Allen, Esq., of Frost Brown Todd LLC is hereby employed as the Township's attorney for fiscal year 2022 to represent the Township and its officers in their official capacities by advising them, upon request, as to the particular matters set forth in Schedule B-2, attached hereto and incorporated herein. Said attorney's compensation shall be at the rate of \$330 per hour effective January 1, 2022.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

December 16, 2021

SECTION 4. Gary E. Powell, Esq., is hereby employed as the Township's attorney for fiscal year 2022 to represent the Township and its officers in their official capacities by advising them, upon request, as to the particular matters set forth in Schedule C, attached hereto and incorporated herein. Said attorney's compensation shall be at the rate of \$150 per hour effective January 1, 2022.

SECTION 5. Benjamin J. Yoder, Esq., of Bricker & Eckler LLP is hereby employed as the Township's attorney for fiscal year 2022 to represent the Township and its officers in their official capacities by advising them, upon request, as to the particular matters set forth in Schedule C, attached hereto and incorporated herein. Said attorney's compensation shall be at the rate of \$295 per hour, effective January 1, 2022. Should Mr. Yoder utilize another attorney within the firm of Bricker & Eckler LLP, the rate for that attorney shall be the lesser of that attorney's standard rate and a blended rate for all attorneys of \$295/hour.

SECTION 6. Each attorney employed hereby shall be reimbursed for out-of-pocket expenses reasonably incurred in connection with the representation and provision of legal services described in this Resolution and Order.

SECTION 7. Each attorney employed hereby may be discharged at any time by majority vote of the Board and may resign his employment upon thirty (30) days' written notice to this Board; in the event of such resignation, the attorney shall make arrangements satisfactory to the Township Administrator for transfer of files related to his work for the Board (at the expense of the Board) to the Township Administrator and/or to the Township's Law Director, as the Township Administrator shall specify.

SECTION 8. The Law Director shall notify the attorneys employed hereby of the passage of this Resolution and Order.

SECTION 9. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution and Order.

SECTION 10. It is found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution and Order were taken in an open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements including, without implied limitation, Section 121.22 of the Revised Code, except as otherwise permitted thereby.

SCHEDULE A

Real estate title reports, real estate closings and other real estate matters

SCHEDULE B-1

December 16, 2021

Insurance law, particular zoning law violation matters and related matters

SCHEDULE B-2

Labor and employment law and related matters

SCHEDULE C

- (1) Zoning matters including zoning violations and other matters pertaining to the Zoning Commission and Board of Zoning Appeals, and related committees
- (2) Litigation, unless and to the extent that the Prosecuting Attorney or other counsel employed by the Board, or by an insurer, represents the Board, the Township, and/or Township officers
- (3) Assist staff with the issuance of property maintenance code violations and citations, as well as represent the Township on appeals or legal proceedings relating to the Code's administration
- (4) Other matters as may from time to time be requested by the Board, the Township Administrator, or by the Township's Law Director

There was no further discussion.

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

FISCAL OFFICER'S CERTIFICATIONS

The undersigned, duly elected and acting Fiscal Officer of Anderson Township, Hamilton County, Ohio, hereby certifies that the foregoing is a true copy of a Resolution duly passed at a regular meeting of the Board of Township Trustees of said Township on the 16th day of December, 2021, together with a true record of the roll call vote thereon, and that said Resolution has been duly entered upon the Journal of said Township.

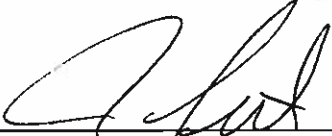
The undersigned further hereby certifies that the moneys required to meet the obligations under the attached Resolution and Order during the remainder of fiscal year 2021 and during fiscal year 2022 have been lawfully appropriated by the Board of Township Trustees for such purpose and are in the treasury or in the process of collection to the credit of an appropriate fund, free from any previous encumbrances, and is not appropriated for any other purpose. This certificate is given in compliance with Sections 5705.41 and 5705.44, Ohio Revised Code.

This 16th day of December, 2021.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
December 16, 2021

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of February 17, 2022.



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 16th day of December 2021, and that said minutes have been duly entered upon the Journal of said Township.

This 17th day of February, 2022.



Kenneth G. Dietz
Fiscal Officer