

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

January 9, 2014

The Board of Township Trustees of Anderson Township ("Board") held its regular Interim Workshop Meeting on January 9, 2014, at 1:00 p.m. in the Large Conference Room. Present were the following Board members:

Russell L. Jackson, Jr.
Joshua S. Gerth
Andrew S. Pappas

Mr. Jackson called the meeting to order and welcomed attendees including Fiscal Officer Ken Dietz, Township Administrator Vicky Earhart, Assistant Administrator for Human Resources Suzanne Parker, Public Works Director Richard Shelley, Fire Chief Mark Ober, District 5 Commander Lt. Matt Guy, Anderson Trails Coordinator/Property Maintenance Inspector Tom Caruso, Law Director Margaret Comey, Assistant to the Fiscal Officer Debbie Hucker, Administrative Assistant Molly Mohrfield and *Forest Hills Journal Reporter Lisa Wakeland*.

Mr. Jackson asked for a motion to adopt the agenda.

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

There was no further discussion.

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

TRUSTEE COMMENTS

Mr. Pappas thanked staff for making his transition into the elected official position so smooth.

Mr. Jackson pointed out that the interim meetings were meant to have interaction with staff regarding direction and policies.

Mr. Jackson instructed Mrs. Earhart to contact the Anderson Township Park District and inform them that they no longer need to provide, to the Township, minutes, or financial reports.

Mr. Jackson felt that the temporary sign policy needed to be consistently applied even on weekends. He pointed out that during the past campaign season, political signs seem to inundate the Township on the weekends. Therefore, he suggested having a sign inspector work on the weekends to canvass the Township for violations.

Mr. Jackson pointed out that the American Planning Association of Ohio strongly felt that Board of Zoning Appeals and Zoning Commission members go through training. To mandate the training the bylaws would need to be modified. **Mr. Pappas** asked how long the training would be. **Mrs. Earhart** replied that the training would be two to three hours per year, and possible held in one hour increments prior to BZA or Zoning Commission meetings. **Mr. Jackson** added that the most important aspect of the training would be to minimize liability and reduce long term costs of legal fees.

January 9, 2014

Mr. Jackson made a recommendation to the Board to adopt resident Dr. John Wehby's, proposed "Greener than Green" slogan for the Township. **Mrs. Earhart** pointed out that the Township logo was trademarked and "Greener that Green" would not be covered under that trademark. **Mr. Jackson** stated that this would strictly be a motto.

LAW DIRECTOR

Resolution Regarding Depository Accounts –

Resolution 14-0109-01: Mr. Gerth moved to adopt a resolution regarding depository accounts as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 14-0109-01

RESOLUTION REGARDING DEPOSITORY ACCOUNTS

WHEREAS, by Resolution No. 13-0815-03, duly passed by this Board on August 15, 2013, this Board has awarded active and interim deposits of the Township (the "Deposits") to Fifth Third Bank, Cincinnati, Ohio (the "Depository Bank"); and

WHEREAS, it is necessary to take action to designate the Township's elected officials as persons authorized to perform certain duties on behalf of the Township and in its name in connection with the Deposits held by the Depository Bank during the period of designation of the Depository; now, therefore

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

SECTION 1. Joshua S. Gerth, Russell L. Jackson, Jr., and Andrew S. Pappas, each so long as he is a duly elected and serving Township Trustee of the Township, and Kenneth G. Dietz, so long as he is the duly elected and serving Fiscal Officer of the Township (each, an "Authorized Person," and for purposes of the Treasury Management Agreement between the Township and the Depository, effective September 1, 2013 (the "TMA"), and related banking agreements referred to therein, an "Authorized Agent"), is authorized on behalf of the Township and in its name to perform any necessary and proper acts required of the Township under the TMA and related banking agreements referred to therein.

SECTION 2. 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; Mr. Gerth, yes; Mr. Jackson, yes.

PLANNING & ZONING

Mr. Caruso had nothing requiring Board discussion

FIRE AND RESCUE

Chief Ober had nothing requiring Board discussion.

PUBLIC WORKS

Transfer of Roadway Maintenance Responsibilities with Hamilton County – Dunn Road and Ayers Road – Mr. Shelley stated that it was staff's recommendation to transfer Dunn Road to Hamilton County in exchange for the County transferring the dead end portion of Ayers Road within the Riverview Estates at Coldstream subdivision to the Township. This exchange would be more cost effective and efficient for both Hamilton County and the Township by eliminating the duplication of traversing roadways in to provide maintenance. The roads conform to both the Township and County's criteria per the Ohio Revised Code and would have minimal impact on the Township's road inventory.

SHERRIFF

Liquor License Request for RMH Franchise Corporation dba Applebees Neighborhood Grill & Bar, 7920 Beechmont Ave. – Lt. Guy stated the Sheriff's Department had no objection to the liquor license request for RMH Franchise Corporation dba Applebees Neighborhood Grill & Bar.

Resolution 14-0109-02: Mr. Jackson moved not to object to a liquor license request for RMH Franchise Corporation dba Applebees Neighborhood Grill & Bar, 7920 Beechmont Ave. Mr. Gerth seconded the motion.

There was no further discussion.

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

ADMINISTRATION

2014 Organizational Meeting –

Resolution 14-0109-03: Mr. Gerth moved that the regular meetings of this Board in February through December 2014 be held on the third Thursday of each month at 5:30 p.m., beginning with Executive Session, with the public portion of the meetings commencing at 6:00 p.m., and that regular interim workshop meetings of this Board be held on the first Thursday of each month at 2:00 p.m., both unless notice indicating otherwise is duly given. Be it further resolved that the practice and procedure of adopting

the agenda (which includes the rules pertaining to public forum) at each regular meeting of this Board shall continue to be the practice and procedure at meetings in 2014.

Mr. Pappas seconded the motion.

There was no further discussion.

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

Resolution 14-0109-04: Mr. Gerth moved to reaffirm Russ Jackson's appointment as Anderson Township's representative to the Board of Directors of the Ohio-Kentucky-Indiana Regional Council of Governments and to appoint Mr. Gerth as his alternate. Mr. Pappas seconded the motion.

There was no further discussion.

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

Mr. Jackson asked Mr. Dietz to serve as temporary chairman of the meeting pending election of the President and Vice President of the Board.

Resolution 14-0109-05: Mr. Gerth moved that Mr. Jackson be appointed President of the Board of Township Trustees and Mr. Gerth be appointed 1st Vice President and Mr. Pappas be appointed 2nd Vice President of the Board of Township Trustees for the year 2014. Mr. Pappas seconded the motion.

There was no further discussion.

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

Mr. Dietz returned the chair to Mr. Jackson as 2014 President of the Board.

Mr. Jackson moved to retire to Executive Session to consider the appointment and compensation of a public employee or official under Section 121.22(G)(1), to consider the purchase of property for public purposes under Section 121.22(G)(2), and to confer with the Law Director concerning disputes that are the subject of pending or imminent court action under Section 121.22(G)(3). Mr. Gerth seconded the motion.

There was no further discussion.

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

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

There was no further discussion.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

January 9, 2014

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

Resolution 14-0109-06: Mr. Pappas moved to authorize the purchase of property for public purposes in an amount not to exceed \$365,000 including due diligence. Mr. Gerth seconded the motion.

There was no further discussion.

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

Resolution 14-0109-07: Mr. Gerth moved to appoint:

Gregg Fusaro, Chair

Doug Evans

Brian Graham

Jeff Graham

Paul Kitzmiller

Fred Heyse

Kevin Kaufman

Greg Keyser

Donald Nickerson

Mike Paolucci

Jeff Rosa

Jim Tippmann

Chip Workman

to the Anderson Township Economic Development Committee for 2014. Mr. Pappas seconded the motion.

There was no further discussion.

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

Resolution 14-0109-08: Mr. Gerth moved to appoint:

Josh Gerth as Trustee Liaison to the Anderson Township Economic Development Committee for 2014; and

Andrew Pappas as Trustee Liaison to the Anderson Township Betterment and Beautification Committee for 2014; and

Russ Jackson as Trustee Liaison to the Anderson Township Greenspace Advisory Committee for 2014; and

Andrew Pappas as Trustee Liaison to the Anderson Township Transportation Advisory Committee for 2014; and

Josh Gerth as Trustee Liaison to the Anderson Township Street Tree Committee for 2014

Mr. Pappas seconded the motion.

There was no further discussion.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
January 9, 2014

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

Resolution 14-0109-09: Mr. Jackson moved to appoint John Halpin III to the Anderson Township Street Tree Committee, David McAleese to the Anderson Township Betterment & Beautification Committee, and James Tavernelli to the Anderson Township Street Tree Committee all for 2014. Mr. Pappas seconded the motion.

There was no further discussion.

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

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of February 20, 2014.

Russell L. Jackson, Jr. President

Kenneth G. Dietz, Fiscal Officer

C E R T I F I C A T I O N

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 9th day of January 2014, and that said minutes have been duly entered upon the Journal of said Township.

This 9th day of January, 2014.

Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

January 23, 2014

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on January 23, 2014, at 5:30 p.m., in the Anderson Center Board Room. Present were the following Board members:

Russell L. Jackson, Jr.
Joshua S. Gerth
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, Assistant Administrator for Human Resources Suzanne Parker, and Law Director Margaret Comey.

Mr. Jackson called the meeting to order and 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 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), to review negotiations regarding a collective bargaining agreement as permitted by Ohio Revised Code 121.22(G)(4), and to consider confidential information related to the personal financial statements of an applicant for economic development assistance as permitted by Ohio Revised Code Section 121.22(G)(2)(8). Mr. Gerth seconded the motion.

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

Mr. Gerth moved to return from Executive Session at 6:06 p.m. Mr. Pappas seconded the motion. Mr. Dietz called the roll: Mr. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

Mr. Jackson welcomed the additional attendees, including a number of citizens and other public officials including: Planning & Zoning Director Paul Drury, Battalion Chief Rick Martin, Public Works Director Richard Shelley, District 5 Corporal David Boiman, Assistant to the Fiscal Officer Debbie Hucker, and Administrative Assistant Molly Mohrfield. He asked them to join him in the Pledge of Allegiance.

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

There was no further discussion.

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

PRESENTATIONS AND RECOGNITIONS

Recognition of Past Committee Members – **Mr. Sievers** recognized the following former committee members who concluded their service during 2013: Biz Martella, Greenspace Advisory Committee; Carolyn Neagle, Greenspace Advisory Committee; Lisa Cochran, Betterment & Beautification Committee Member; Marion Cottrell Betterment & Beautification Committee; Charles Bulger, Betterment & Beautification Committee; Bob Hinklin, Street Tree Committee; and Bob Petrik, Street Tree Committee. **Mr. Jackson** presented certificates to those in attendance.

LEGISLATIVE UPDATE

Legislative Update, State Representative Peter Stautberg – **Mr. Stautberg** welcomed the new Trustees. He stated that the Legislators had returned from the Christmas break and passed a number of Bills. The most notable was the renewal of the Bonding Program for the State, which occurred every ten years. The Annexation Bill was currently in the interested parties discussion and negotiation stage. He had a meeting scheduled with the Municipal League to discuss their issues with the current Bill. **Mr. Jackson** asked if Mrs. Earhart had any questions for Mr. Stautberg regarding the Annexation Bill. **Mrs. Earhart** asked if Mr. Stautberg knew when the Annexation Bill would be moving out of committee. **Mr. Stautberg** replied that there was some opposition. The current strategy was to get the Municipal League in a discussion before the Bill was pushed out of Committee. **Mrs. Earhart** hoped that Mr. Stautberg would be able to attend the Legislative Reception at the Ohio Township Association (OTA) Winter Conference. **Mr. Stautberg** stated that he would be able to attend. **Mr. Jackson** stated that Resolution HJR 10 allowed for the recall of the Governor and Lt. Governor, and questioned if the Resolution applied to anyone in any office. **Mr. Stautberg** replied that he had not read that Resolution, but it was his understanding that it applied to any elected official, that was the sponsor's intent.

PUBLIC FORUM

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

TRUSTEE COMMENTS

Mr. Gerth stated that he was excited to be part of this Board and thanked Mrs. Earhart and her staff for their support and encouragement.

Mr. Pappas concurred with Mr. Gerth. Mr. Pappas stated that during the election there were comments made that he would like to straighten out for the record. He pointed out that this evening's agenda was on online and within one click on the Township's website. He asked Mrs. Earhart how long the agenda's had been appearing on the website. **Mrs. Earhart** replied that the agendas began being placed on the website in October 2010. **Mr. Pappas** also stated that there were some comments made about some of the budget line items that were either unable to be discerned or more difficult to find out what exactly they contained. He asked Mr. Dietz how

many line items there were on the budget. **Mr. Dietz** stated that there were close to 1,000. **Mr. Pappas** pointed out that in the detailed budget each line item had a detailed description of what was in that particular line item. It was important for the residents to know that the Township had a completely open and transparent administration.

Mr. Jackson noted that the agenda was not an official agenda until it was adopted by the Board.

Mr. Jackson announced that the electricity aggregation website, dukeenergyretail.com/Anderson, was easy to get to, and simple to maneuver through.

FISCAL OFFICER

Financial Reports – **Mr. Dietz** announced that the year-end financial reports had been ran but there were still some minor adjustments that needed to be made to the fund report, the appropriation report and the revenue report. Those would be finalized before the end of the month.

LAW DIRECTOR

Ms. Comey had nothing requiring Board action.

PLANNING & ZONING

Mr. Drury had nothing requiring Board action.

SHERIFF'S OFFICE

Cpl. Boiman had nothing requiring Board action.

PUBLIC WORKS

Resolution Accepting Hamilton County's Transferring a Portion of Ayers Road from Hamilton County to Anderson Township and Transferring Dunn Road from Anderson Township to Hamilton County –

Resolution 14-0123-01: Mr. Gerth made a motion to adopt a resolution of the Board of Township Trustees accepting Hamilton County's transferring a portion of Ayers Road from Hamilton County to Anderson Township and transferring Dunn Road from Anderson Township to Hamilton County as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 14-0123-01

RESOLUTION OF THE BOARD OF TOWNSHIP TRUSTEES ACCEPTING HAMILTON COUNTY'S TRANSFERRING A PORTION OF AYERS ROAD FROM

HAMILTON COUNTY TO ANDERSON TOWNSHIP AND TRANSFERRING DUNN ROAD FROM ANDERSON TOWNSHIP TO HAMILTON COUNTY

WHEREAS, per Chapter 5541 of the Ohio Revised Code (ORC), Hamilton County (“County”) has jurisdiction over and is responsible for the roads on the county roadway system; and

WHEREAS, per Chapter 5571 of the ORC, Anderson Township (“Township”) has jurisdiction over and is responsible for the roads on the township system; and

WHEREAS, Ayers Road, from Asbury Road eastwardly to the western limits of the Riverview Estates at Coldstream subdivision, is currently a County road; and,

WHEREAS, Dunn Road, from Salem Road to Markley Road, is currently a Township road; and,

WHEREAS, Dunn Road would conform with the criteria for a County road per the ORC; and.

WHEREAS, Ayers Road would conform with the criteria for a Township road per the ORC; and.

WHEREAS, the County and the Township are in agreement that it will be in the public interest to transfer Dunn Road to the County road system and transfer the portion of Ayers Road, east of Asbury to the Riverview Estates at Coldstream subdivision, to the Township road system.

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

SECTION 1. This Board hereby agrees to transfer Dunn Road to the County road system and agrees to accept the transfer of the portion of Ayers Road, east of Asbury to the Riverview Estates at Coldstream subdivision, to the Township road system.

SECTION 2. This Board authorizes and directs the Fiscal Officer to certify a copy of this Resolution to the Hamilton County Engineer, Hamilton County Board of Commissioners, Hamilton County Auditor, Hamilton County Recorder, and the Hamilton County Regional Planning Commission.

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

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 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; Mr. Gerth, yes; Mr. Jackson, yes.

Hamilton County Engineers Road Mileage Certification – **Mr. Shelley** explained that the Public Works Department was required to submit a copy of the Township's road inventory to the Hamilton County Engineers Office on an annual basis. The grand total for Township road miles in 2013 was 120.14 miles.

Resolution 14-0123-02: Mr. Gerth moved to certify the 2013 Annual Road Mileage as submitted to the Ohio Department of Transportation and the Hamilton County Engineers Office and as kept on file in the Township Public Works Department. Mr. Pappas seconded the motion.

There was no further discussion.

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

Permission to Bid Paving & Microsurface Overlay Project – **Mr. Shelley** requested Board authorization to advertise for bidding the 2014 street rehab and micro surface overlay project.

Resolution 14-0123-03: Mr. Pappas moved to authorize bidding for the 2014 Street Rehab Program and 2014 Micro Surface Overlay Program. Mr. Gerth seconded the motion.

There was no further discussion.

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

Mr. Jackson referring to the Rental Revenue Report, pointed out, that two thirds of all the revenue the Township received during 2013 had already been booked by the 10th of January and almost 50% of all the events were booked for the entire year.

FIRE & RESCUE

Battalion Chief Martin had nothing requiring Board action.

January 23, 2014

ADMINISTRATION

Mrs. Earhart announced that the Ohio Department of Commerce, division of unclaimed funds, was trying to reach as many Ohio residents as possible. They had created a website www.com.ohio.gov/unfd/treasurehunt.aspx, where they were posting the names of residents, businesses and entities who may have funds that had been unclaimed.

Decisions Arising From Executive Session –

Ms. Parker stated that the successful election of Mr. Gerth to the Board of Township Trustees, had created a vacancy on the Anderson Park District Board of Commissioners. As such, the Board asked a selection committee consisting of Ms. Parker, Mr. Gerth, and Angie Stocker, current President of the Anderson Park District Board of Commissioners, to solicit letters of interest from residents and setup interviews. The committee was pleased that five outstanding candidates expressed interest and would like to recommend that the Board of Trustees appoint Mr. Robert Herking to the Anderson Park District Board of Commissioners. Since the other four candidates, Mr. Jay Lewis, Mr. Chris Cravens, Mr. Travis Coldiron, and Mr. David Rudolph, all bring such exceptional and diverse backgrounds the committee felt they would be an excellent match for the Park District's Foundation Board. **Mr. Jackson** pointed out that this Board had no voice in who was appointed to Park District's Foundation Board, but did statutorily, have a voice in appointing members to the Anderson Park District Board of Commissioners.

Resolution 14-0123-04: Mr. Gerth made a motion to appoint Mr. Robert Herking to the Anderson Park District Board of Commissioners to fulfill the unexpired term of Joshua S. Gerth. Mr. Pappas seconded the motion.

There was no further discussion.

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

Mr. Gerth moved to adjourn the meeting. Mr. Pappas seconded the motion. Mr. Dietz called the roll: Mr. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of February 20, 2014.

Russell L. Jackson, Jr. 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 23rd day of January 2014, and that said minutes have been duly entered upon the Journal of said Township.

This 23rd day of January, 2014.

Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
February 6, 2014

The Board of Township Trustees of Anderson Township ("Board") held its regular Interim Workshop Meeting on February 6, 2014, at 2:00 p.m. in the Large Conference Room. Present were the following Board members:

Russell L. Jackson, Jr.
Joshua S. Gerth
Andrew S. Pappas

Mr. Jackson called the meeting to order and welcomed attendees including Fiscal Officer Ken Dietz, Township Administrator Vicky Earhart, Assistant Administrator for Human Resources Suzanne Parker, Assistant Administrator for Operations Steve Sievers, Public Works Director Richard Shelley, Fire Chief Mark Ober, District 5 Commander Lt. Matt Guy, Planner I Tom Caruso, Law Director Margaret Comey, Assistant to the Fiscal Officer Debbie Hucker, Administrative Assistant Molly Mohrfield and *Forest Hills Journal Reporter Lisa Wakeland*.

Mr. Jackson asked for a motion to adopt the agenda.

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

There was no further discussion.

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

TRUSTEE COMMENTS

The **Trustees** had nothing requiring discussion.

FISCAL OFFICER

Mr. Dietz had nothing requiring Board discussion.

Mr. Jackson suggested that a letter of protest be sent to Moody's Investors Service asking that "pension liability" be removed from the Township's credit report as the Township did not have its own employee retirement system. **Mrs. Earhart** replied that she was drafting a clarification explaining that the Township paid into state retirement systems but that she had already asked Moody's to clarify that fact in their report. **Mrs. Comey** advised that care needed to be taken to make sure the exact information released in Moody's report was contained in any press release and suggested that a letter not be sent to Moody's.

LAW DIRECTOR

Ms. Comey had nothing requiring Board discussion.

PLANNING & ZONING

Hamilton County Regional Planning February Agenda Items – **Mr. Caruso** announced that **Mr. Drury** was attending the Hamilton County Regional Planning and Zoning Meeting to discuss four items relating to the Township. There were two subdivision requests, one a new subdivision, Hunters Run, a proposed 13 lot subdivision on 4.3 acres, located off the south side of Clough Pike, and would include the extension and termination of Stoneleigh Lane. The second, a revision to a preliminary plan for Fox Brook Place, is also located on the south side of Clough Pike. The requested change was to the sidewalk plan identifying a sidewalk on just one side of the street in the area of lot #21. In addition, a zone change request had been submitted from industrial development to A-A residential at 4302 Mt. Carmel Road along with a modification to parking at 1167 Eight Mile Road. **Mr. Caruso** stated that **Mr. Drury** anticipated that all requests will be approved.

FIRE AND RESCUE

Chief Ober had nothing requiring Board discussion.

PUBLIC WORKS

Mr. Shelley announced that with the salt supply running low the Public Works Department would only treat hills until the end of the season or until more salt could be located. The Township had received one 25 ton load on February 3 but vendors were rationing their supplies. The State discussed releasing supplies to jurisdictions that were running low. **Mr. Shelley** commented that the Township could make it through one more major storm by adding calcium chloride to the salt. **Mr. Pappas** asked how residents were responding after the last storm. **Mr. Shelley** stated that the majority of the complaints received had centered on driveways that had been blocked by snow and ice and cul-de-sacs that had not been cleared quickly. **Mr. Jackson** pointed out that the recent addition of the porous pavement on Turpin Hills Drive had made traveling up and down the hill seamless. **Mr. Shelley** replied that within the next two or three seasons he hoped to have all the hills repaved with that material.

SHERIFF

Mr. Jackson inquired about a bank robbery at the Key Bank. **Lt. Guy** replied that the robber had given a note to a teller indicating he had a weapon, and he got away with approximately \$1000. **Mr. Pappas** asked how many times that bank had been robbed. **Lt. Guy** replied that this would be the second time in the last 13 months.

ADMINISTRATION

Duke Retail Enrollment Update – **Ms. Parker** announced that there were currently 250 enrollees for the electricity aggregation program through Duke Retail. She believed that number would

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
February 6, 2014

increase due to letters that had been mailed to all Township residents by Duke Retail explaining the program. She was awaiting the next pricing package from Duke.

Mr. Jackson moved to retire to Executive Session to consider the sale of property as permitted by Ohio Revised Code Section 121.22(G)(2) consider confidential information related to the personal financial statements of an applicant for economic development assistance as permitted by Ohio Revised Code Section 121.22(G)(8). Mr. Gerth seconded the motion.

There was no further discussion.

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

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

There was no further discussion.

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

Mr. Jackson moved to adjourn the meeting. Mr. Pappas seconded the motion.

There was no further discussion.

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

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of _____ February _____ 20____, 2014.

Russell L. Jackson, Jr. 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 6th day of February 2014, and that said minutes have been duly entered upon the Journal of said Township.

This 6th day of February, 2014

Kenneth G. Dietz
Fiscal Officer

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
February 20, 2014*

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on February 20, 2014, at 5:30 p.m., in the Anderson Center Board Room. Present were the following Board members:

Russell L. Jackson, Jr.
Joshua S. Gerth
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, Assistant Administrator for Human Resources Suzanne Parker, and Law Director Margaret Comey.

Mr. Jackson 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 purchase 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), to review negotiations regarding a collective bargaining agreement as permitted by Ohio Revised Code 121.22(G)(4), and to consider confidential information related to the personal financial statements of an applicant for economic development assistance as permitted by Ohio Revised Code Section 121.22(G)(2)(8). Mr. Gerth seconded the motion.

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

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

Mr. Jackson welcomed the additional attendees, including a number of citizens and other public officials including: Planner 1 Allison Hodson, Fire Chief Mark Ober, Public Works Director Richard Shelley, District 5 Lt. Matt Guy, Assistant to the Fiscal Officer Debbie Hucker, and Administrative Assistant Molly Mohrfield. He asked them to join him in the Pledge of Allegiance.

Mr. Jackson announced that a long time employee, Rob Graves, had lost his son, Bobby Graves, unexpectedly. He asked for a moment of silence in Bobby’s honor.

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

There was no further discussion.

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

LEGISLATIVE UPDATE

Legislative Update, State Representative Peter Stautberg – **Mr. Stautberg** stated that the Legislature had been dealing with several highly contested bills including absentee voting procedures, which eliminated golden week, the time period in which one may go in and register to vote and also vote absentee on the same day. Mr. Stautberg stated that with House Bill 277, the annexation bill, a hearing was scheduled and he hoped the Legislators would be able to get that out of committee. With regard to the JEDZ Bill, House Bill 238, that came out of committee, Mr. Stautberg stated that he was surprised to learn that the Ohio Township Association (OTA) was neutral. The JEDZ Bill only impacted the zones which were subjected to abuse of “cherry picking” areas resulting in tax grabs which was not the intent of enabling legislation years ago. **Mrs. Earhart** thanked Mr. Stautberg for attending the Ohio Township Association Legislative Reception in Columbus during the OTA Winter Conference.

PUBLIC FORUM

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

TRUSTEE COMMENTS

Mr. Gerth pointed out that the recently distributed Forest Hills School District Newsletter was the kind of communication he believed was vital to the community. He had met with Dr. Jackson, Superintendent, along with some of their Board members to discuss ways to collaborate in the future. Talks had gone well and everyone seemed open to the idea.

Mr. Gerth stated that the Hamilton County Auditor’s Office had sent a letter regarding the Homestead Extension, which was legislation that offered homeowners who were 65 and over, and who were permanently and totally disabled, some relief on their real estate taxes. A new requirement had been added for qualifying applicants in 2014, which stated that Ohio adjusted gross income must not exceed \$30,500. However existing recipients of this exemption would not be affected, nor would those who were 65 years of age prior to January 1, 2014, provided they were already on the program or registered before June 2, 2013.

Mr. Gerth stated that he had recently attended the Ohio Township Association Winter Conference, where many of the townships came together to discuss issues that affect them. After observing Mrs. Earhart in action, he noted that she was a “rock star” in the State; Anderson was a Township that was highly regarded. Mrs. Earhart goes above and beyond and it was clearly obvious after seeing her in action that the Township was in great hands. **Mrs. Earhart** thanked Mr. Gerth and credited the Board and staff for making her look good.

Mr. Pappas agreed that Anderson was well known and well respected at the Conference. He thanked the Public Works Department for the exceptional snow removal.

FISCAL OFFICER

Financial Reports – **Mr. Dietz** stated that the end of January reports would not be available for a few more days due to balancing accounts from 2013.

Minutes –

Resolution 14-0220-01: Mr. Pappas moved to approve the minutes of December 19, 2013; January 9, 2014; January 23, 2014; and February 6, 2014, with minor corrections. Mr. Gerth seconded the motion.

There was no further discussion.

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

LAW DIRECTOR

Ms. Comey had nothing requiring Board action.

PLANNING & ZONING

Modification of Sidewalk Proposal for Fox Brooke Place Subdivision - **Ms. Hodson** stated that the Township sidewalk plans required sidewalks on both sides of the street for any new subdivision, as well as along adjacent road frontages, in this case Clough Pike. It was determined that this portion Clough Pike would not be conducive to sidewalks so an alternative arrangement was agreed to with the developer to install a sidewalk along Bruns Lane connecting into an existing sidewalk. The Hamilton County Engineer had determined that the crosswalk to connect into that existing Bruns Lane sidewalk should be to the west of the intersection rather than the east. With that relocation of the sidewalk the developer was now proposing to only have a sidewalk on the west of Fox Brooke Place as opposed to both sides, with a connecting crosswalk within the development rather than having pedestrians cross adjacent to Clough Pike. Hamilton County Regional Planning Commission approved the revision to the Fox Brook Place sidewalk plan on February 6th.

Resolution 14-0220-02: Mr. Gerth moved to modify the sidewalk requirements as outlined in staff's memorandum, dated February 10, 2014, for the Fox Brook Place subdivision, to allow for off-site sidewalk construction, as outlined by staff and consistent with the Anderson Township Sidewalk Plan. Mr. Pappas seconded the motion.

There was no further discussion.

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

SHERIFF'S OFFICE

Lt. Guy had nothing requiring Board action.

PUBLIC WORKS

Authorization to Bid Bartels Road Sidewalk Project – Mr. Shelley requested authorization to advertise for bids for the Bartels Road Sidewalk Project, which entailed the construction of a sidewalk on the east side of the road from the edge of the parking spaces by Turpin High School south to Clough. The goal was to coordinate this improvement with the Clough Pike Project and have construction begin late spring.

Resolution 14-0220-03: Mr. Gerth moved to authorize bidding for the Bartels Road Sidewalk Project. Mr. Pappas seconded the motion.

There was no further discussion.

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

Snow Removal/Salt Supply Update – Mr. Shelley announced that there were currently 800 tons of salt remaining which would be enough for two or three significant storms or several small storms. The residents had been very receptive and cooperative to the Township not salting the flat sections of roads and not spreading as much salt in cul-de-sacs in order to conserve the limited supply. The remaining salt would be used on the hills and the priority spots. He appreciated the public's understanding, explaining that it was not a matter of finances, nor a matter of management; it was a matter of supply.

FIRE & RESCUE DEPARTMENT

EMS Billing Update Modification –

Resolution 14-0220-04: Mr. Gerth made a motion to authorize the Township Administrator to enter into Amendment No. 2 to Business Support Services Agreement with MED3000, Inc., dated December 1, 2008, and Amended December, 2011, retroactive to an effective date of February 28, 2014, and to terminate February 28, 2017, as presented by Chief Ober. Mr. Pappas seconded the motion.

There was no further discussion.

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

Potential Flooding – **Chief Ober** stated that he anticipated flooding to occur due to excessive snow and rain. The National Oceanic and Atmospheric Administration (NOAA) was predicting that the Ohio River would crest at 48.2 feet on Tuesday which would flood some roadways in the Township. The Little Miami River would crest at 11 feet over flood stage, which would not affect the Township. The Federal Emergency Management Agency (FEMA) provided it floods ready document to help residents prepare and the document had been added to the Township's website. A new document, Home Use Devices, would soon be added to the website as well, and will help residents understand how to deal with medical devices that require electricity during power outages.

ADMINISTRATION

Sunshine Law Training Designees – **Mrs. Earhart** stated that the Ohio Revised Code required that all elected officials or their appropriate designees attend training in order to ensure that public employees are appropriately educated about a public office's obligations under the Sunshine Laws.

Resolution 14-0220-05: Mr. Pappas moved to appoint Betty Cowan, Molly Mohrfield, Nancy Downs, and Becky Campbell as their designees in order to attend the Sunshine Law Certification Training, provided by the Ohio Attorney General's Office and as required by ORC 149.43(E)(1) on behalf of Trustees Russell L. Jackson, Jr.; Joshua S. Gerth; Andrew S. Pappas and Fiscal Officer Kenneth G. Dietz, respectively. Mr. Gerth seconded the motion.

There was no further discussion.

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

Center for Local Government Membership – **Mrs. Earhart** explained that the Center for Local Government (CLG) was one of the first organizations in the State of Ohio that worked toward collaboration among different entities. It was formed in the 1990's and Anderson Township was there at the inception. CLG current consists of 52 members including 12 villages, 24 cities, 14 townships, 1 joint fire district, and also Hamilton County. Services provided by CLG include data gathering and dissemination, training, and shared services such as the CLG Benefits Pool to obtain reduced health insurance rates. Recently CLG initiated a Leadership Academy which would help middle managers and other staff members prepare for succession planning. Mark Magna, the Township's Facilities Manager, applied and was accepted as one of 15 individuals who would be participating in the program.

Resolution 14-0220-06: Mr. Gerth moved to authorize renewal of the Township's membership in the Center for Local Government for 2014 at the cost of \$3,825.00. Mr. Pappas seconded the motion.

There was no further discussion.

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

OTARMA Renewal – **Ms. Parker** stated that the Ohio township Association Risk Management Authority (OTARMA) was a non-profit consortium of Ohio Townships that group together to purchase insurance to cover property and liability. The Township had been with OTARMA for a number of years and had always received excellent service, and claims management. This year's quote was only \$868 higher than the 2013 premium. OTARMA had historically given the Township and other covered townships a Cumulative Reserve Fund (CRF) credit. The CRF credit is available when the OTARMA pool has accumulated excess funds, which they distribute back to their members. **Mr. Jackson** pointed out that this renewal reflected an 8% increase for coverage and warned if that happened again next year a much harder look at staying with OTARMA would need to be discussed.

Resolution 14-0220-07: Mr. Pappas moved to authorize the Assistant Township Administrator for H.R. to renew the Township's property and casualty insurance coverage with the Ohio Township Authority Risk Management Authority, effective February 23, 2014. Mr. Gerth seconded the motion.

There was no further discussion.

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

Electricity Aggregation Update – **Ms. Parker** stated that Duke had informed her that there were a little over 700 enrollees in the plan. She had an appointment scheduled with Duke to discuss the next pricing package offer.

Clough Pike Project Update – **Mr. Sievers** announced that construction mobilization had begun. The storm water improvements would be first, which would lead to the closure of Clough Pike the first week of April. Staff had been working with the Sheriff's Department to accommodate traffic issues. The project was scheduled for completion late summer.

Decision Arising from Executive Session –

Resolution 14-0220-08: Mr. Pappas moved to authorize the Township Administrator to sign the 2014 – 2016 Anderson Township Fire & Rescue Collective Bargaining Agreement. This contract will be retroactively effective January 1, 2014. Mr. Gerth seconded the motion.

There was no further discussion.

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

Mr. Jackson pointed out that there were several Boy Scouts in the attendance and asked if any of them had questions.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
February 20, 2014

Zander Miller, 3962 Randolph Lane, asked what action the Township was planning on taking against the Emerald Ash Borer. **Mr. Shelley** explained that over the last seven years the Township had been working on a three pronged attack which included identifying where the Ash trees were located, creating an inventory of all Township trees, and devising a plan for both maintenance on ones that needed to be maintained and removal for those that needed to be removed. For the last five years the Township had removed several hundred Ash trees out of the right-of-way, though the Township's ability, as a government entity, to go on private property was very limited. The follow-up was to establish a replanting plan and staff had been working on that with the Planning and Zoning Department as well as the Street Tree Committee. **Mr. Miller** pointed out that since the Township could not enter onto private property perhaps an education campaign could be distributed to property owners. **Mr. Sievers** replied that prior editions of *Anderson Insights* had talked about the Emerald Ash Borer and were available on the Township's website as well as information from the Street Tree Committee.

Mr. Gerth moved to adjourn the meeting. Mr. Pappas seconded the motion. Mr. Dietz called the roll: Mr. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of April 17, 2014.

Russell L. Jackson, Jr. President

Kenneth G. Dietz, Fiscal Officer

C E R T I F I C A T I O N

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 February 2014, and that said minutes have been duly entered upon the Journal of said Township.

This 20th day of February, 2014.

Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

March 6, 2014

The Board of Township Trustees of Anderson Township ("Board") held its regular Interim Workshop Meeting on March 6, 2014, at 2:00 p.m. in the Large Conference Room. Present were the following Board members:

Russell L. Jackson, Jr.
Andrew S. Pappas

Mr. Jackson called the meeting to order and welcomed attendees including Fiscal Officer Ken Dietz, Township Administrator Vicky Earhart, Assistant Administrator for Human Resources Suzanne Parker, Planning & Zoning Director Paul Drury, Public Works Director Richard Shelley, Fire Chief Mark Ober, District 5 Commander Lt. Matt Guy, Law Director Margaret Comey, Assistant to the Fiscal Officer Debbie Hucker, Intern Sam Schroeder, Administrative Assistant Molly Mohrfield and *Forest Hills Journal Reporter Lisa Wakeland*.

Mr. Jackson asked for a motion to adopt the agenda.

Mr. Pappas moved to adopt the agenda as presented or with modifications. Mr. Jackson seconded the motion.

There was no further discussion.

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

TRUSTEE COMMENTS

The **Trustees** had nothing requiring discussion.

FISCAL OFFICER

Mr. Dietz had nothing requiring discussion.

LAW DIRECTOR

Ms. Comey had nothing requiring Board discussion.

PLANNING & ZONING

Mr. Drury had nothing requiring Board discussion.

FIRE AND RESCUE

LightGov Internet Auction – **Chief Ober** explained that the proposed LightGov contract renewal was for one year, and that staff continued to explore other options. **Mr. Jackson** asked if there were other companies that did the same thing. **Chief Ober** replied that there were. **Mr. Shelley** stated that he was concerned with the amount of traffic the LightGov website received.

PUBLIC WORKS

Mr. Dietz asked if the Microsurface Overlay and the replacement truck monies had been encumbered. **Mr. Shelley** replied that they had been from the 2013 budget. **Mr. Jackson** pointed out that even though the monies were encumbered in 2013 it would show as 2014 expenses. **Mrs. Earhart** noted that every effort had been made to encumber dollars in the same year that they would be expended.

SHERIFF

Authorization to Purchase Sheriff Vehicles From State Contract – **Lt. Guy** stated that he was requesting the annual purchase of police vehicles. If authorized, the 2006 and 2007 Sheriff vehicles would be sold once the new vehicles were delivered.

Rx Drop Box – **Lt. Guy** passed out photos of the drug drop off boxes donated through the Cincinnati Enquirer and located at District 5. These boxes would help to augment drug take back day. **Lt. Guy** stated that **Mrs. Earhart** had the information regarding the box placed on the website. It was a cooperative effort between the Township, *Cincinnati Enquirer*, and Hamilton County Sheriff's Office. **Mr. Jackson** suggested having a supply of fliers referencing drug drop off box at Drug Take Back Day.

ADMINISTRATION

Ohio Township Association Winter Conference Report – **Mrs. Earhart** pointed out that the JEDD, JEDZ and TIF Legislation needed to be watched carefully. She also announced that House Bill 277, the Annexation Bill, had been unanimously approved by the House, State and Local Government Committee. **Mr. Jackson** questioned the advice that was given at the conference regarding the destruction of Board meeting tapes after the minutes were approved. **Mrs. Earhart** replied that she was investigating this issue.

Mr. Jackson stated that notices should be prepared regarding the Clough Pike closures and that businesses could be accessed from the east during the closure. **Mr. Jackson** also announced that Clough Pike, in Clermont County would be closed for 4 months due to construction. **Mr. Drury** stated that he was preparing the listing of annual road closures.

Mr. Jackson 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 the appointment, employment, or compensation of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1). Mr. Pappas seconded the motion.

There was no further discussion.

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

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
March 6, 2014

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

There was no further discussion.

Mr. Dietz called the roll: Mr. Pappas, yes; Mr. Gerth, absent; Mr. Jackson, yes.
Resolution 14-0306-01: Mr. Pappas moved to approve the appropriation increase as outlined by the Township Fiscal Officer. Mr. Jackson seconded the motion.

There was no further discussion.

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

Resolution 14-0306-02: Mr. Jackson moved to appoint Joe Mayernick to the Anderson Township Economic Development Committee for 2014. Mr. Pappas seconded the motion.

There was no further discussion.

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

Mr. Jackson moved to adjourn the meeting. Mr. Pappas seconded the motion.

There was no further discussion.

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

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of April _____ 17 _____, 2014.

Russell L. Jackson, Jr. 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 6th day of March 2014, and that said minutes have been duly entered upon the Journal of said Township.

This 6th day of March , 2014.

Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

March 20, 2014

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on March 20, 2014, at 5:30 p.m., in the Anderson Center Board Room. Present were the following Board members:

Russell L. Jackson, Jr.
Joshua S. Gerth
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, Assistant Administrator for Human Resources Suzanne Parker, and Law Director Margaret Comey.

Mr. Jackson 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 the appointment, employment, or compensation of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1). Mr. Gerth seconded the motion.

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

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

Mr. Jackson welcomed the additional attendees, including a number of citizens and other public officials including: Planning & Zoning Director Paul Drury, Fire Chief Mark Ober, Public Works Director Richard Shelley, District 5 Sgt. Brian Sovern, Assistant to the Fiscal Officer Debbie Hucker, and Administrative Assistant Molly Mohrfield. He asked them to join him in the Pledge of Allegiance.

Mr. Jackson asked for a moment of silence for lifelong resident Jim Applegate who had passed away.

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

There was no further discussion.

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

Lt. Hathorn Retirement – **Chief Ober** announced that Lt Robert Hathorn would be retiring on April 2nd after 33 years of service to the Township.

PUBLIC HEARINGS AND APPEALS

Mr. Jackson opened the public hearing for Case 1-2014 Anderson, 4302 Mt. Carmel Road.

Case 1-2014 Anderson, 4302 Mt. Carmel Road – **Mr. Drury** explained that the applicants were Jack & Loretta Gordon and the request was for a zone change from the current ID, industrial district, to AA, single family residence. The site was 14.23 acres, the topography was relatively flat in the area to be re-zoned and the existing use was vacant. Staff felt the request was consistent with the Comprehensive Plan, while the proposed zone change was not consistent with the transitional residence designation of the future land use map. Hamilton County Regional Planning and the Zoning Commission agreed it was a step in the right direction, from industrial to residential. Once the utilities or infrastructure were in place it would make more sense to encourage zoning that would support higher destiny housing. The recommendation from the Zoning Commission was consistent with the Hamilton County Regional Planning Commission's for approval of the zone change from ID to AA.

Mr. Jackson asked if anyone would like to comment on Case 1-2014 Anderson, 4302 Mt. Carmel Road.

As no one came forward, **Mr. Jackson** closed the public hearing.

Resolution 14-0320-01: Mr. Gerth moved to adopt Case 1-2014 Anderson, 4302 Mt. Carmel Road, Book 500, Page 90, Parcel 25, approval of a Zoning Map Amendment from "ID" to "AA" as follows; Mr. Pappas seconded the motion:

RESOLUTION 14-0320-01
CASE 1-2014 ANDERSON
4302 MT CARMEL ROAD
BOOK 500, PAGE 90, PARCEL 25

Approval of a Zoning Map Amendment from "ID" to "AA"

WHEREAS, on March 20, 2014, the Board of Township Trustees of Anderson Township ("Board") heard Case 1-2014, Anderson, an Application for Amendment of the Zoning Map ("Application"), filed by Jack and Loretta Gordon, property owners, for property located at 4302 Mt Carmel Road, containing approximately 14.24 acres in Anderson Township, for a zone change from "ID" Industrial Development to "AA" Single Family Residence (Parcel 500-90-25); and

WHEREAS, after allowing for public testimony and deliberating in public session, the Hamilton County Regional Planning Commission recommended approval of Case 1-2014, Anderson at its February 6, 2014 meeting; and

WHEREAS, after allowing for public testimony and deliberating in public session, the

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

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Anderson Township Zoning Commission recommended approval of Case 1-2014, Anderson at its February 24, 2014 meeting; and;

WHEREAS, on March 20, 2014, this Board reviewed the Application, the documents and testimony pertaining thereto and the recommendations of the Hamilton County Regional Planning Commission and Anderson Township Zoning Commission;

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

SECTION 1. This Board hereby concurs with the recommendations of the Hamilton County Regional Planning Commission and Anderson Township Zoning Commission, and finds that the Application, as approved 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, for the following reasons:

1. The proposed zone change to A-A is consistent with the future land use designation, as well as the intent of the Ancor Plan, that was adopted in 2013.
2. The health and safety of the neighborhood and the Township are maintained.
3. The proposed zone change is consistent with prior decisions relating to this property.
4. The proposed zone change is consistent with surrounding land uses.

SECTION 2. This Board requests that 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 3. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this resolution.

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

There was no further discussion.

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

Mr. Jackson opened the public hearing for Case 2-2014 Anderson, 1167 Eight Mile Road.

Case 2-2014 Anderson, 1167 Eight Mile Road – **Mr. Drury** explained that the applicant was Cynthia Williams, the architect, on behalf of Kim Wiest-Grosser of Black Skirt Unlimited LLC, the property owner. The location was 1167 Eight Mile Road, the request was a substantial modification for a final development that was approved under Case 2-2006 which was a conversion of a single family property to planned office district. This request was for a 1,744 square foot addition onto the home, a drive elimination and additional parking. The track size on this particular piece of property was .581 acres.

Mr. Jackson asked if anyone would like to comment on Case 2-2014 Anderson, 1167 Eight Mile Road.

Cynthia Williams, 5081 Shattuc Avenue, Architect for the project, thanked the Board for looking at the project. She pointed out that Condition Five did not have the revised language regarding the buffer along the southern edge of the parking lot. **Mr. Drury** stated that the Zoning Commission modified that condition in their resolution to reflect the change.

Mr. Jackson closed the public hearing.

Resolution 14-0320-02:Mr. Gerth moved to adopt a Case 2-2014 Anderson, 1167 Eight Mile Road, Book 500, Page 123, Parcel 24, approval of a substantial modification to the final development plan to Case 2-2006, as follows; Mr. Pappas seconded the motion:

RESOLUTION 14-0320-02
CASE 2-2014 ANDERSON
1167 EIGHT MILE ROAD
BOOK 500, PAGE 123, PARCEL 24

Approval of a Substantial Modification to the Final Development Plan to Case 2-2006)

WHEREAS, on March 20, 2014, the Board of Township Trustees of Anderson Township (“Board”) heard Case 2-2014, Anderson, an application, filed by Cynthia Williams, for Platinum Marketing Group; Black Skirt Unlimited LLC, property owner, for property located at 1167 Eight Mile Road, containing approximately .581 acres in Anderson Township, for a Substantial Modification to the Final Development Plan to Case 2-2006, for the area zoned “O-O” Planned Office (Parcel 500-123-24), for the construction of a 1,744 square foot addition, as well as parking lot modifications and a relocated sign, and;

WHEREAS, after allowing for public testimony and deliberating in public session, the Hamilton County Regional Planning Commission recommended approval of Case 2-2014, Anderson at its February 6, 2014, meeting; and

WHEREAS, after allowing for public testimony and deliberating in public session, the Anderson Township Zoning Commission recommended approval of Case 2-2014, Anderson at

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

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its February 24, 2014, meeting; and;

WHEREAS, on March 20, 2014, this Board reviewed the Application, the documents and testimony pertaining thereto and the recommendations of the Hamilton County Regional Planning Commission and Anderson Township Zoning Commission;

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

SECTION 1. This Board hereby concurs with the recommendations of the Hamilton County Regional Planning Commission and Anderson Township Zoning Commission, and finds that the Application, as approved 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 application is consistent with the intent of the Anderson Township Comprehensive Plan, which identified the subject property for transitional mixed use. The transitional mixed use category, when used to maintain the existing structures, even further maintains the character of the neighborhood. The application is also consistent with the Anderson Township Design Guidelines, as the parking is located to the rear of the site, pedestrian connections are proposed, as well as the proposed architectural elements of the addition are of residential character to serve as a transition from retail to the north to residential to the south.
2. The health, safety, and morals of the neighborhood and the Township are maintained, as the site has proper government services and minimal traffic impact on Eight Mile Road.
3. By preserving the existing home, the proposed use is compatible with the surrounding neighborhood, stabilizes the neighborhood and promotes orderly development.
4. The maintenance of the existing home and character of the addition has a residential appearance, controls aesthetics and community character where related to preservation of property values.
5. The addition 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 Preliminary Plan for the Application ("Plan") be subject to the conditions and declarations of Article XVI, Community Unit Plan, Sections 161 through 164, inclusive, and Article XIII-F, General Development Plan Provisions, Section 140 *et. seq.*, inclusive, of the Anderson Township Zoning Resolution, and subject further to the following conditions:

As recommended with the following conditions and variance by the Hamilton County Regional Planning Commission:

1. That the development plans for office use on both properties shall comply with all

- requirements of the Hamilton County Engineer.
2. (Deleted)
 3. That there shall not be any modifications of the development plan that includes the demolition of the existing principal structure on the northern property.
 4. That any new principal structure on the southern property shall include a maximum area equal to or less than the square-foot area of the existing residential structure, shall be a maximum of two stories in height, and shall include a hipped or gabled roof.
 5. That there shall be no more than two office structures and one accessory garage structure in the entire zone amendment area.
 6. That a landscaping plan which includes a streetscape buffer along Eight Mile Road and a boundary buffer along the entire southern property line, including appropriate amounts and types of materials as determined by the Anderson Township Zoning Commission, shall be submitted as part of any Final Development Plan.
 7. That there shall be no lighting in the zone amendment area other than residential style light fixtures and a lighting plan demonstrating compliance with this requirement and with the Zoning Resolution shall be submitted as part of any Final Development Plan.
 8. (Deleted)
 9. That the future vehicular connection to the property to the north be preserved in the form of an easement.
 10. That improved pedestrian connections be made between the entrance to the building and the existing sidewalk along Eight Mile Road that allows users to be physically separated from the driveway.
 11. (Deleted)
 12. (Deleted)

Variance - Section 136.3(2) – That the existing principal structure on the northern parcel shall be permitted to have a minimum 10-foot front yard setback and that the existing principal structure on the southern parcel shall be permitted to provide no front yard setback where a 40-foot front yard setback is required.

As recommended by the Anderson Township Zoning Commission (with a variance to Section 144 (A) (5):

1. That the development plans for office use on both properties shall comply with all requirements of the Hamilton County Engineer.
2. That there shall not be any modifications of the development plan that includes the demolition of the existing principal structure on the northern property.
3. That any new principal structure on the southern property shall include a maximum area equal to or less than the square-foot area of the existing residential structure, shall be a maximum of two stories in height, and shall include a hipped or gabled roof.
4. That there shall be no more than two office structures and one accessory garage structure in the entire zone amendment area.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

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5. That a landscape plan which includes a streetscape buffer of the parking lot along the Eight Mile Road frontage, and the southern side of the parking lot facing the residential property, shall be submitted as part of the Final Development Plan.
6. That there shall be no lighting in the zone amendment area other than residential style light fixtures and a lighting plan demonstrating compliance with this requirement and with the Zoning Resolution shall be submitted as part of any Final Development Plan.
7. That improved pedestrian connections be made between the entrance to the building and the existing sidewalk along Eight Mile Road that allows users to be physically separated from the driveway.

Variance - Section 144 (A)(5) requires a parking lot setback of 10' to a residence zoned parcel, and the applicant is requesting a setback of 0'.

This variance is approved, as:

- (1) The variance is not substantial. The adjacent residence zoned parcel is an access drive to the Crossings of Anderson Shopping Center.
- (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. Although zoned residence, the adjoining property is used for commercial purposes and is compatible with the proposed office parking lot.
- (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 parking lot is proposed to the side and rear of the office building, preserving the front yard on Eight Mile Road while locating the parking lot adjacent to a compatible commercial driveway.

As set forth by the Board:

1. (Subject to additions by the Board).

SECTION 3. That the Plan be subject to the specific requirements of Hamilton County Public Works, Hamilton County Regional Planning Commission, Hamilton County Engineer, Metropolitan Sewer District and Natural Resource Conservation Service.

Final Development Plan

SECTION 4. That 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) The Department of Public Works 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;
 - (5) The authorized Fire Prevention Officer under the jurisdiction of the Board regarding Fire Prevention concepts.

Construction Permits

SECTION 5. That 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.

Occupancy Permits

SECTION 5. That:

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.

Maintenance of Improvements

SECTION 7. That:

- 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. This Board requests that 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. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

PRESENTATIONS AND RECOGNITIONS

Street Tree Committee – **Mr. Drury** introduced Bruce Berno and Josh Eastlake, members of the Street Committee. **Mr. Berno** stated that for a fifth year the Township had been designated a Tree City USA by the Arbor Day Foundation. Anderson was the second township in Ohio to be designated a Tree City and Ohio was the leader in the U.S. with the number of Tree City USA designations. In 2013, the Street Tree Committee planted 55 new trees, gave away 800 seedlings, mostly through the school program, and removed 40 dead trees. **Mr. Eastlake** stated that an inventory had been conducted which showed a decrease in the Township's tree canopy since the last survey in 2012, mainly due to the Emerald Ash Borer. The inventory also indicated species diversity was needed in order to keep the Township canopy safe from threats. The Arbor Day plans include a seedling give away to the elementary schools, and a tree planting by the Trustees. The committee was promoting the "Taking Root Campaign" which was planting 2,000,000 trees by 2020; one for every resident in the Tri-State area. The committee was also developing a tree maintenance plan to take care of the existing trees in the rights of way. **Mr. Berno** and **Mr. Eastlake** thanked the Board for its time.

LEGISLATIVE UPDATE

Legislative Update, State Representative Peter Stautberg – **Mr. Stautberg** announced that House Bill 277, the annexation bill, was currently under discussion and attempts were being made to work out concerns. He had spoken with the Speaker regarding bringing the Bill to the floor either with or without approval.

Mr. Jackson stated that the legislation to do away with the Joint Economic Development Zones (JEDZ) seemed to be gaining strength. **Mr. Stautberg** replied that the legislation passed out of the House, though the original legislation went after both the JEDZ and the Districts. The JEDZs were ultimately the ones that were being abused. The Legislators understand that they were

taking away a tool from the Townships, but JEDDs would still exist. They were not touched in the final legislation that went through.

Mr. Pappas asked if there had been discussion regarding reinstating funding back to the Local Government Fund. **Mr. Stautberg** replied that there had been and that was something a number of the Legislators would like to push for.

PUBLIC FORUM

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

TRUSTEE COMMENTS

Announcement of Frank F. Ferris Award for Downtown Anderson Plan – **Mr. Gerth** announced that Anderson Township was the winner of the Frank F. Ferris Award. This award was given annually to a planning committee that had elevated planning principals, provided greater awareness of the value of planning and provided for an improved quality of life through its work. The award was given for the Township’s 2013 Downtown Anderson Plan, which presented recommendations for private development and streetscape improvements in the area between Towne Center Way and Asbury Road. It was created to facilitate a new style development and bring a greater neighborhood feel to a key crossroad and section of Beechmont Avenue.

FISCAL OFFICER

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

Adoption of 2014 Permanent Summary Budget – **Mr. Dietz** stated that staff had been working on the 2014 budget for months. Quite a few areas had been cut but there were a few areas that increased including overtime in Public Works Department due to snow removal, and medical costs. The budget for 2014 was \$35,306,010, which was higher than the preliminary budget.

Resolution 14-0320-03: Mr. Jackson moved to adopt the 2014 permanent summary budget as presented by Mr. Dietz and as follows; Mr. Gerth seconded the motion:

2014 PERMANENT SUMMARY TAX BUDGET			
March 20, 2014			
UAN	TOWNSHIP	DESCRIPTION	2014 PERMANENT BUDGET
GENERAL			
01-A-01	01.1100.01	SALARIES - TRUSTEES	62,000
01-A-02	01.1100.02	SALARY - FISCAL OFFICER	28,500

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01-A-03	01.1100.03	TRAVEL/OFFICIALS EXPENSES	6,000
01-A-04	01.1100.04	SUPPLIES - ADMIN.	18,000
01-A-05	01.1100.05	EQUIPMENT	65,500
01-A-06	01.1100.06	INSURANCE	371,500
01-A-10	01.1100.10	LEGAL	425,000
01-A-11	01.1100.11	MEMORIAL DAY EXPENSE	100
01-A-12	01.1100.12	EMPLOYERS RETIRE. CONTRIBUTION	130,000
01-A-15	01.1100.15	WORKERS COMPENSATION + FRANK GATES	35,000
01-A-16	01.1100.16	GENERAL HEALTH DISTRICT	74,000
01-A-17	01.1100.17	AUDITOR/TREASURER FEES	1,800
01-A-18	01.1100.18	ADVERTISING DELINQUENT LANDS	1,000
01-A-19	01.1100.19	AUDIT CHARGES	28,000
01-A-21	01.1100.21	ELECTION EXPENSE	30,000
01-A-24	01.1100.24	DISASTER MANAGEMENT	21,000
01-A-26	01.1100.26	OTHER EXPENSES	1,114,500
01-A-27	01.1100.27	TRANSFERS	609,500
01-A-28	01.1100.28	CONTRACTUAL SERVICES	936,100
01-A-81	01.1100.81	SALARY & BENEFITS - ADMINISTRATOR	160,000
01-B-01	01.1200.01	SALARY/CONTRACT BLDG/GROUND MAINT	280,000
01-B-02	01.1200.02	IMPROVE SITES	120,000
01-B-03	01.1200.03	NEW BLDG & ADDITIONS	0
01-B-04	01.1200.04	UTILITIES	160,500
01-B-05	01.1200.05	MAINTENANCE SUPPLIES - BUILDINGS	15,000
01-B-06	01.1200.06	EQUIPMENT PURCHASE/REPLACE - BUILDINGS	3,500
01-B-07	01.1200.07	REPAIRS - BUILDINGS	8,000
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	50,000
01-E-01	01.1500.01	LIGHTING CONTRACT	100,000
01-F-02	01.1600.02	IMPROVEMENT SITE - RECREATION	1,000
01-F-03	01.1600.03	LAND PURCHASES - RECREATION	50,000
01-F-08	01.1600.08	OTHER EXPENSE - RECREATION	25,000
01-I-01	01.1900.01	ADVANCES - OUT	0
TOTAL GENERAL - 01			4,977,500

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MOTOR VEHICLE LIC.			
02-B-01	02.1200.01	SALARIES (Road & Bridge)	45,000
02-B-04	02.1200.04	OTHER EXP - MEDICARE	800
TOTAL MOTOR VEHICLE LICENSE - 02			45,800
GASOLINE TAX			
03-B-01	03.1200.01	SALARIES (Road & Bridge)	246,000
03-B-04	03.1200.04	OTHER EXP. - MEDICARE	4,000
TOTAL GAS TAX - 03			250,000
PUBLIC WORKS			
04-A-02	04.1100.02	EMPLOYERS RETIRE. CONTRIB.	110,000
04-A-03	04.1100.03	WORKERS COMPENSATION + FRANK GATES	30,000
04-A-04	04.1100.04	TOOLS & EQUIPMENT	25,000
04-A-05	04.1100.05	SUPPLIES	146,000
04-A-06	04.1100.06	REPAIRS	35,000
04-A-08	04.1100.08	BUILDINGS & ADDITIONS	20,000
04-A-09	04.1100.09	UTILITIES	25,700
04-A-10	04.1100.10	INSURANCE	266,500
04-A-13	04.1100.13	OTHER EXPENSES	466,260
04-B-01	04.1200.01	SALARIES	450,000
04-B-02	04.1200.02	MATERIALS	185,000
04-B-03	04.1200.03	CONTRACTS	920,000
04-B-04	04.1200.04	OTHER EXPENSES	7,000
TOTAL PUBLIC WORKS - 04			2,686,460
LIGHTING DISTRICT			
07-A-01	07.1100.01	CONTRACTS	113,400
07-A-02	07.1100.02	OTHER EXP. - AUD/TREAS. FEES	6,230
07-A-03	07.1100.03	MISC. EXPENSES	10,000
07-A-04	07.1100.04	UNDERGROUND UTILITIES DISTRICTS CONSTRUCTION	0

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TOTAL LIGHTING DISTICT - 07			129,630
SHERIFF			
09-A-01	09.1100.01	SALARIES	51,000
09-A-02	09.1100.02	EMPLOYER RETIR. CONTRIB.	9,500
09-A-03	09.1100.03	WORKERS COMPENSATION + FRANK GATES	1,800
09-A-07	09.1100.07	TOOLS & EQUIPMENT	15,000
09-A-08	09.1100.08	SUPPLIES	122,500
09-A-09	09.1100.09	REPAIRS	35,000
09-A-10	09.1100.10	CONTRACTS	2,740,000
09-A-12	09.1100.12	INSURANCE	33,350
09-A-14	09.1100.14	OTHER EXPENSES	118,700
TOTAL SHERIFF - 09			3,126,850
FIRE			
10-A-01	10.1100.01	SALARIES	5,513,500
10-A-02	10.1100.02	EMPLOYER RETIR. CONTRIB.	1,400,000
10-A-03	10.1100.03	WORKERS COMPENSATION + FRANK GATES	190,000
10-A-04	10.1100.04	ASSESSMENT & CONTRIBUTION	300
10-A-06	10.1100.06	NEW BLDGS/ADDITIONS	0
10-A-07	10.1100.07	UTILITIES	108,000
10-A-08	10.1100.08	TOOLS & EQUIPMENT	71,000
10-A-09	10.1100.09	SUPPLIES	265,500
10-A-10	10.1100.10	REPAIRS	89,000
10-A-11	10.1100.11	CONTRACTS	73,000
10-A-14	10.1100.14	INSURANCE	1,552,000
10-A-15	10.1100.15	OTHER EXPENSES	552,000
TOTAL FIRE - 10			9,814,300
PLANNING & ZONING			
13-A-01	13.1100.01	SALARIES - OFFICE & INSPECTORS	329,000
13-A-03	13.1100.03	SUPPLIES	10,000
13-A-04	13.1100.04	CONTRACTS	135,000
13-A-05	13.1100.05	OTHER EXPENSES	243,900

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TOTAL PLANNING & ZONING -13			717,900
TIF FUND			
14-A-07	14.1100.07	EXPENSES	2,655,000
14-A-08	14.1100.08	S.D. DISTRIBUTION	7,320,000
TOTAL TIF FUND - 14			9,975,000
GENERAL NOTE RETIREMENT			
15-A-01	15.1100.01	PRINCIPAL	2,135,000
15-A-02	15.1100.02	INTEREST	827,570
TOTAL GENERAL NOTE RETIREMENT - 15			2,962,570
GREENSPACE SPECIAL REVENUE LEVY			
20-A-07A	20.1100.07	CONTRACTS	250,000
20-A-08A	20.1100.08	OTHER EXPENSES	50,000
TOTAL GREENSPACE SPECIAL REVENUE LEVY - 20			300,000
PERMISSIVE MOTOR VEHICLE LICENSE			
	23.1100.09	ADVANCES - OUT	0
23-B-03	23.1200.03	CONTRACTS	320,000
TOTAL PERMISSIVE MOTOR VEHICLE LICENSE - 23			320,000
TOTAL ALL FUNDS			35,306,010

There was no further discussion.

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

LAW DIRECTOR

Mrs. Comey had nothing requiring Board action.

PLANNING & ZONING

Initiation of Adoption of Zoning Text Amendments – **Mr. Drury** asked the Board for consideration of a resolution to initiate the adoption of text amendments to the Township’s Zoning Resolution. This was an enforceable document, which guided zoning in the Township. The items being considered for modification included: a change to the definition of agriculture and setback requirements in the planned zoning district.

Resolution 14-0320-04: Mr. Pappas moved to initiate miscellaneous text amendments to the Anderson Township Zoning Resolution, as follows; Mr. Gerth seconded the motion:

RESOLUTION NO. 14-0320-04
INITIATING MISCELLANEOUS TEXT AMENDMENTS TO THE
ANDERSON TOWNSHIP ZONING RESOLUTION

WHEREAS, this Board of Township Trustees (“Board”), through powers granted by Chapter 519 of the Revised Code, may initiate amendments to the Anderson Township Zoning Resolution when it can be demonstrated that such is in the best interests of the community and that such changes promote the public health and safety of the community; and

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

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

SECTION 1. That this Board initiates the adoption of the amendments to the Anderson Township Zoning Resolution contained in Exhibit A hereto, which are hereby incorporated in and made parts of this Resolution.

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

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

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

Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

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

Tree City USA/Arbor Day 2014 – **Mr. Drury** announced that the Arbor Day Foundation had named Anderson Township a Tree City USA community for a fifth year. Township staff and the Street Tree Committee worked diligently to ensure that the Township fulfilled the requirements to continue the status for 2014. As part of the designation a Resolution declaring Arbor Day was required.

Resolution 14-0320-05: Mr. Gerth moved to adopt a resolution declaring April 25, 2014, as Arbor Day in Anderson Township, as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 14-0320-05
DECLARING APRIL 25, 2014, AS ARBOR DAY IN ANDERSON TOWNSHIP

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

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

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED that this Board does hereby declare Friday, April 25, 2014, as **ARBOR DAY** in Anderson Township and urges all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands.

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;

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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. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

SHERIFF'S OFFICE

Liquor License Request for PNK Ohio LLC dba River Downs Racetrack, 6301 Kellogg Ave. – Sgt. Sovern stated the Sheriff's Office had no objection to the liquor license request for PNK Ohio LLC dba River Downs Racetrack.

Resolution 14-0320-06: Mr. Jackson moved not to object to a liquor license request for PNK Ohio LLC dba River Downs Racetrack, located at 6301 Kellogg Ave. Mr. Gerth seconded the motion.

There was no further discussion.

Mr. Dietz called the roll: Mr. O'Brien, yes; Mr. Jackson, yes.

Authorization to Purchase Sheriff Vehicles for State Contract –

Resolution 14-0320-07: Mr. Gerth moved to adopt a resolution authorizing the purchase of one fully equipped 2014 Dodge Charger and two fully equipped 2014 Ford Explorer Police vehicles pursuant to Section 505.101 of the Ohio Revised Code, as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 14-0320-07

AUTHORIZING THE PURCHASE OF ONE FULLY EQUIPPED 2014 DODGE CHARGER AND TWO FULLY EQUIPPED 2014 FORD EXPLORER POLICE VEHICLES 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;

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

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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) 2014 model year Dodge Charger and two (2) 2014 model year Ford Explorer vehicles to be equipped as recommended by the Hamilton County Sheriff and to be used for patrols in the Township (“Vehicles”), which Vehicles are 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 the maximum amount to be paid as the purchase price for the three fully equipped Vehicles is \$100,000, which funds are hereby appropriated by this Board for the purpose.

Section 3. That the Township Administrator is hereby authorized to execute the necessary and appropriate purchase agreement and/or documentation, after review by the Law Director, to effectuate the purchase of the Vehicles 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. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

PUBLIC WORKS

Authorization to Award Microsurface Overlay Contract – **Mr. Shelley** stated that the current Road Maintenance Plan requires the Township to utilize a Microsurface overlay to help stretch paving funds. Therefore, he was recommending the application of a Microsurface overlay on a select group of Townships streets for the 2014 program. The cost of a Microsurface overlay was approximately 40% of the cost of traditional grinding and paving.

Resolution 14-0320-08:Mr. Pappas moved to authorize the Township Administrator to enter into a contract with Strawser Construction Inc. utilizing state bid pricing for an amount not to exceed \$130,000.00 with a 10% contingency of \$13,000.00. Mr. Gerth seconded the motion.

There was no further discussion.

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

Sale of Surplus Equipment – **Mr. Shelley** proposed that the Township dispose of one surplus 2005 Eager Beaver trailer to Hamilton County. Future drag moves would be done by a private contractor on an as needed basis.

Resolution 14-0320-09: Mr. Gerth moved to adopt a resolution providing for sale of personal property (Eager Beaver 20 ton drag trailer), as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 14-0320-09
RESOLUTION PROVIDING FOR SALE OF
PERSONAL PROPERTY (EAGER BEAVER 20 TON DRAG TRAILER)

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

SECTION 1. Pursuant to R.C. §505.10, this Board hereby declares that the personal property described in Schedule A hereto (which Schedule A is by this reference incorporated herein) is unneeded, obsolete, or unfit for use, and should be sold to Hamilton County, Ohio at not less than the minimum price set forth in Schedule A, with such personal property sold to be picked up at the current location specified in Schedule A.

SECTION 2. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) R.C. §121.22, except as otherwise permitted thereby.

There was no further discussion.

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

Authorization to Purchase Replacement Truck for Public Works – **Mr. Shelley** stated that the proposed new truck would replace a 1996 International dump truck. The 2014 replacement International dump truck would be fully equipped with a salt spreader/auger, vibrating bed, chains, lubrication system and full width plow assembly.

Resolution 14-0320-10: Mr. Pappas moved to authorize the Director of Public Works to proceed with the purchase of one (1) new, fully equipped, dump truck on the state bid. The purchase price of the truck is not to exceed \$180,000 and will be paid for out of TIF funding. Mr. Gerth seconded the motion.

There was no further discussion.

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

Authorization to Award Heritage Center Contract – **Mr. Shelley** stated that bids were recently opened for the Heritage Center Exterior & Interior Renovation project. This project was being funded by a Hamilton County Community Development Block Grant in the amount of \$85,000. The scope of the work included rehabilitation of the front porch, windows, shutters, exterior masonry and paint, and adding a caterer staging area.

Resolution 14-0320-11: Mr. Pappas moved that this Board hereby accepts the bid of \$72,415.00, from John P. Tumlin & Sons, Ltd., deemed to be the most responsive and responsible bidder for the Heritage Center Exterior & Interior Renovation project in accordance with the bid plans and specifications, together with a 10% contingency, using Hamilton County Community Development Block Grant Funding; 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 a contract with John P. Tumlin & Sons, Ltd in accordance with their Bid for the Heritage Center Exterior & Interior Renovation project. Mr. Gerth seconded the motion.

There was no further discussion.

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

FIRE & RESCUE

LightGov Internet Auction –

Resolution 14-0320-12: Mr. Gerth moved to adopt a resolution determining to sell surplus personal property and authorizing consulting, online surplus property network and e-procurement services by contract with LightGov, LLC, as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 14-0306-12

RESOLUTION DETERMINING TO SELL SURPLUS PERSONAL PROPERTY AND AUTHORIZING CONSULTING, ONLINE SURPLUS PROPERTY NETWORK AND E-PROCUREMENT SERVICES BY CONTRACT WITH LIGHTGOV, LLC

WHEREAS, R.C. §505.10(D) authorizes internet sales of certain personal property by a board of township trustees upon compliance with the provisions of that statute; now, therefore,

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

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

March 20, 2014

SECTION 1. This Board hereby determines that it will sell, during calendar year 2014, personal property which is not needed for public use or is obsolete, or is unfit for the use for which it was acquired, by internet auction.

SECTION 2. Each such auction shall provide full and fair opportunity for competitive bidding during a period of not less than fifteen (15) days, and bidders shall be required to pay for their purchases with cash, certified checks, bank checks, or cashier's checks, in amounts not less than the minimum price or prices to be established by separate resolutions of this Board, and (unless otherwise specified in any such separate resolution) to pick up and pay for their purchases at one or more locations within the Township to be specified in the auction notices.

SECTION 3. Internet auctions of such personal property during calendar year 2014 shall be conducted pursuant to a contract to be entered into with LightGov, LLC ("LightGov"), 860 Boardman-Canfield Road, Suite 204, Boardman, Ohio 44512 (888-346-8850), and to be executed on behalf of this Board by the Township Administrator with the approval of the Law Director, where under LightGov's compensation shall not exceed six percent (6%) of sale proceeds received by this Board by reason of internet auctions conducted pursuant to the contract and one percent (1.0%) of procurement auctions.

SECTION 4. As required by R.C. §505.10(D), a summary notice of this resolution shall be published twice, with the second publication being not less than ten nor more than twenty days after the previous notice, in *The Cincinnati Enquirer*, and posted continually throughout calendar year 2014 in a conspicuous place in this Board's office and on its web site.

SECTION 5. The preamble hereto is and shall for all purposes be construed to be an integral and operative part 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) R.C. §121.22, except as otherwise permitted thereby.

There was no further discussion.

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

Apparatus Replacement Request for 2014 – **Chief Ober** stated that after review of the current apparatus plan it was staff's recommendation to proceed with the acquisition of an engine, ambulance and support vehicle. The Fire and Rescue Department intended to utilize either Government Service Administration or the current Ohio Procurement Bid process to acquire the apparatus.

Resolution 14-0320-13: Mr. Pappas made a motion to authorize the purchase of a replacement engine in an amount not to exceed \$531,000; a replacement ambulance in an amount not to exceed \$219,000; outlined in the Fire and Rescue Department's Apparatus Plan and utilizing TIF dollars as identified in the 2014 Preliminary Budget, as follows; Mr. Gerth seconded the motion.

There was no further discussion.

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

ADMINISTRATION

Request for Professional Development –

Resolution 14-0320-14:Mr. Gerth moved to authorize the 2014/2015 Professional Development package as presented. Mr. Pappas seconded the motion.

There was no further discussion.

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

Authorization to Enter Into Contract with KZF – Mr. Sievers explained that for many years the Township had utilized the services of KZF Design, Inc. for Beechmont Avenue engineering and conceptual planning efforts, to further safety improvements along the corridor. The requested authorization would allow the Township to enter into a contract with KZF to provide continuing work with property owners as properties redevelop, assisting owners and tenants with regards to the ODOT forthcoming access management project and completion of the Beechmont vision plan document.

Resolution 14-0320-15: Mr. Pappas moved to authorize the Township Administrator to enter into contract with KZF Design, Inc. for Beechmont Corridor Engineering Services, including coordination with ODOT's access management project, working with redevelopment projects, and implementation of the Downtown Anderson Plan's elements, in an amount not to exceed \$15,000. Mr. Gerth seconded the motion.

There was no further discussion.

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

ADA Transition Plan for Public Rights of Way – Mr. Sievers explained that the Township was in the process of updating and ensuring compliance with the items outlined in the Americans with Disability Act (ADA). While the Township had been aggressively replacing and updating its infrastructure there had been no official plan in place. Therefore, a plan was developed utilizing guidance from the US Department of Transportation.

March 20, 2014

Resolution 14-0320-16: Mr. Gerth moved to adopt the Anderson Township ADA (Americans With Disabilities Act) Transition Plan for Public Rights of Way, which had been developed by staff following guidance set forth by the U.S. Department of Transportation. Mr. Pappas seconded the motion.

There was no further discussion.

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

Authorization to Apply for STP Funds for Beechmont Improvements – **Mr. Sievers** explained that in an effort to begin to implement the Downtown Anderson Plan staff was seeking the use of Surface Transportation Program (STP) funds that were allocated for the Ohio Department of Transportation (ODOT) through Ohio-Kentucky-Indiana Regional Council of Governments (OKI). The resolution before the Board would authorize staff to make application for those funds for right of way improvements on Beechmont Avenue between Forest Road and Asbury Road.

Resolution 13-0320-17: Mr. Gerth moved to authorize grant application to construct “Downtown Anderson” improvements on Beechmont Avenue and committing local matching funds, as follows; Mr. Pappas seconded the motion:

RESOLUTION NO.13-0320-17

AUTHORIZING GRANT APPLICATION TO CONSTRUCT “DOWNTOWN ANDERSON” IMPROVEMENTS ON BEECHMONT AVENUE AND COMMITTING LOCAL MATCHING FUNDS

WHEREAS, the Board of Township Trustees of Anderson Township, Hamilton County, Ohio (“Board”), believes it is important to implement planning documents, facilitating development decisions and decision making activities, so as to maintain Beechmont Avenue as a thriving business area and improve the public safety and appearance of the corridor.

WHEREAS, Beechmont Avenue is Anderson Township’s “Main Street” and the center of commercial activity in the community; and

WHEREAS, Beechmont Avenue has been identified in citizen surveys, such as those conducted at Greater Anderson Days, as one of the greatest areas where future improvements are desired, and is one of four Economic Development Priority areas established by the Board; and

WHEREAS, numerous planning efforts have been conducted by the Township addressing Beechmont Avenue, including the award-winning 1996 Beechmont Corridor Plan and 2005 Update, the 2001 Beechmont Landscape Plan, the 2005 Anderson Plan and 2011 Update; the 2005 Beechmont Vision Plan; the 2013 Downtown Anderson Plan; and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

March 20, 2014

WHEREAS, the Board appointed an Economic Development Committee (EDC), a volunteer member group comprised of business and property owners in the Township, and one of the EDCs initiatives sought to “Encourage improvements to the built environment, such as clustering high density affordable housing for the young professionals, encouraging a walkable community, and facilitating a more accessible (vehicular) community, especially on Beechmont Avenue”; and

WHEREAS, the EDC assisted staff with the development of and public input pertaining to the Downtown Anderson Plan (otherwise referred to as the Beechmont Vision Plan Update), and this was adopted by the Board on February 21, 2013, through Resolution 13-0221-02; and

WHEREAS, the Downtown Anderson Plan identified a number of safety, mobility and streetscape improvements within the public right-of-way for Beechmont Avenue, and these were deemed feasible for implementation from right-of-way, environmental, engineering and development perspectives;

NOW, THEREFORE, BE IT RESOLVED that the Board hereby authorizes the preparation and submission of a grant application for Ohio Department of Transportation Surface Transportation Program (STP) funds through the Ohio-Kentucky-Indiana Regional Council of Governments, in an amount not to exceed \$1,504,000 in construction funding, to facilitate safety and mobility improvements along Beechmont between Forest and Asbury roads, with matching Anderson Township TIF funds of up to \$626,000 for engineering and environmental activities, right-of-way acquisition, and construction, 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. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes

Boatsmith Property – **Mr. Sievers** explained that the two requested actions before the Board were to proceed with clean-up activities on the recently acquired Boatsmith Property along with planning activities for the site.

March 20, 2014

Resolution 14-0320-18: Mr. Pappas moved to authorize the Township Administrator to expend up to \$50,000, some of which would be recouped in recycling or sales proceeds, to discard and/or recycle items remaining on recently acquired Township property at 6835 Kellogg Road, which are not needed for public use, or are obsolete, or unfit for the use for which it was acquired, and have a value less than \$2,500, without public advertisement or notification per ORC 505.10(A)(2)(a). Mr. Gerth seconded the motion.

There was no further discussion.

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

Resolution 14-0320-19: Mr. Pappas moved to authorize the Township Administrator to seek proposals for professional planning and/or preliminary design services for the future use of recently acquired property at 6835 Kellogg Road, and for which the resulting plans may be used to seek grant assistance for the development of public access to, and use of, the Ohio River. Mr. Gerth seconded the motion.

There was no further discussion.

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

Resolution Removing Two Parcels of Real Estate from the Operation of Resolution No. 94-0628-04 – Mr. Sievers explained that when the Township, other public agency or non-profit organization acquires properties in the Township, in order to seek a real estate tax exemption, the said property cannot be located in a TIF district.

Resolution 14-0320-20: Mr. Gerth moved to adopt a resolution removing two parcels of real estate from the operation of Resolution 94-0628-04, as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 14-0320-20
RESOLUTION REMOVING TWO PARCELS OF REAL ESTATE FROM THE
OPERATION OF RESOLUTION NO. 94-0628-04

BE IT RESOLVED by the Board of Township Trustees (“Board”) of Anderson Township, Hamilton County, Ohio, that the two parcels of real estate listed on Schedule X hereto be and the same are hereby deleted from Exhibit B to this Board’s Resolution No. 94-0628-04; such deletion is effective for the tax year shown on Schedule X and subsequent tax years; provided that this resolution shall stand repealed on and after the date of any conveyance of any such parcel or any portion thereof to a person or entity who or which is not a political subdivision of the State of Ohio, as to that parcel or such portion.

March 20, 2014

BE IT FURTHER RESOLVED that copies of this Resolution be certified by the Township Fiscal Officer to the Auditor of Hamilton County, Ohio, and to the Tax Commissioner of the State of Ohio.

BE IT FURTHER RESOLVED 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. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes

Resolution Authorizing Execution of Agreement for Supplemental Police Protection Services – **Mrs. Earhart** explained that last year the Board entered into an agreement with the Hamilton County Sheriff’s Office for supplemental police protection. This, is on top of the current contract which provides deputies and special officers throughout the Township for normal responses. The contract expires at the end of June for the one additional officer.

Resolution 14-0320-21: Mr. Pappas moved to adopt a resolution authorizing execution of amendment to agreement for supplemental police protection services, as follows; Mr. Gerth seconded the motion:

RESOLUTION NO. 14-0320-21

RESOLUTION AUTHORIZING EXECUTION OF AMENDMENT TO AGREEMENT FOR SUPPLEMENTAL POLICE PROTECTION SERVICES

WHEREAS, the Sheriff of Hamilton County currently maintains regularly scheduled police patrol services in Anderson Township, Hamilton County, Ohio, pursuant to an Agreement for Police Protection Services; and

WHEREAS, pursuant to Section 505.43 of the Ohio Revised Code and Resolution No. 14-0320-21, this Board authorized an Agreement for Supplemental Police Protection Services, and entered into an Agreement for Supplemental Police Protection Services dated as of July 1, 2013 (the “Agreement”), with the Sheriff of Hamilton County, Ohio (the “Sheriff”); and

WHEREAS, the Agreement by its terms will expire on June 30, 2014, unless renewed pursuant to the terms of the Agreement; and

WHEREAS, the Board has determined that the supplemental police protection services have benefitted and will benefit all residents of Anderson Township, Hamilton County, Ohio (the “Township”); and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

March 20, 2014

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

Section 1. That this Board hereby approves and authorizes Amendment No. 1 to the Agreement for Supplemental Police Protection Services, by and between the Sheriff and this Board (“Amendment No.1”), in substantially the form before this Board, attached hereto and by this reference made a part hereof. Amendment No. 1 shall extend the term of the Agreement for a term of one (1) year; thus, the Agreement, as amended by Amendment No. 1, will terminate on June 30, 2015, unless sooner terminated in accordance with the terms of the Agreement.

Section 2. That the Township Administrator is hereby authorized and directed to enter into Amendment No. 1 in substantially the form before this Board with only 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 the Agreement.

Section 3. That the Township Administrator is directed to immediately notify the Sheriff and the Board of County Commissioners of Hamilton County, Ohio (“Commissioners”), of this Board’s intent to extend the term of the Agreement by one year in accordance with Article IV of the Agreement, and to forward a certified copy of this Resolution and Amendment No. 1 to the Sheriff and the Commissioners.

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) R.C. §121.22, except as otherwise permitted hereby.

There was no further discussion.

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

Memorial Day Contribution to American Legion Post 318 – **Mrs. Earhart** stated that the contribution helps to assist the American Legion Post 318 with celebrating and honoring fallen Veterans on Memorial Day.

Resolution 14-0320-22: Mr. Gerth 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. Mr. Pappas seconded the motion.

There was no further discussion.

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

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
March 20, 2014

Decision Arising from Executive Session – Mrs. Earhart announced that there were no decisions coming out of Executive Session.

Mr. Gerth moved to adjourn the meeting. Mr. Pappas seconded the motion. Mr. Dietz called the roll: Mr. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of April 17, 2014.

Russell L. Jackson, Jr. 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 March 2014, and that said minutes have been duly entered upon the Journal of said Township.

This 20th day of March, 2014.

Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

April 3, 2014

The Board of Township Trustees of Anderson Township ("Board") held its regular Interim Workshop Meeting on April 3, 2014, at 2:00 p.m. in the Large Conference Room. Present were the following Board members:

Russell L. Jackson, Jr.
Joshua S. Gerth
Andrew S. Pappas

Mr. Jackson called the meeting to order and welcomed attendees including Fiscal Officer Ken Dietz, Township Administrator Vicky Earhart, Assistant Administrator for Human Resources Suzanne Parker, Planner 1 Allison Hodson, Public Works Director Richard Shelley, Fire Chief Mark Ober, District 5 Commander Lt. Matt Guy, Assistant to the Fiscal Officer Debbie Hucker, Intern Sam Schroeder, Administrative Assistant Molly Mohrfield and *Forest Hills Journal* Reporter Lisa Wakeland.

Mr. Jackson asked for a motion to adopt the agenda.

Mr. Gerth moved to adopt the agenda as presented or with modifications. **Mr. Pappas** seconded the motion.

There was no further discussion.

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

TRUSTEE COMMENTS

The **Trustees** had nothing requiring discussion.

FISCAL OFFICER

Mr. Dietz had nothing requiring discussion.

PLANNING & ZONING

Ms. Hodson had nothing requiring Board discussion.

FIRE AND RESCUE

Mrs. Earhart asked if the Board would like to continue receiving the departmental reports on a monthly basis or switch to a quarterly basis. **Mr. Gerth** stated that he did not need to see the departmental reports on a monthly basis, **Mr. Jackson** and **Mr. Pappas** agreed. **Mrs. Earhart** clarified that the following departmental reports would be distributed on a quarterly, rather than monthly basis:

- Planning & Zoning
 - Monthly Report – Zoning Certificate and Signage data only; no longer need to supply bullet point information
- Public Works
 - Facility Rental Summary
- Sheriff
 - Crime Prevention and Community Policing Summary – data only
- Fire & Rescue
 - Mutual Aid Report
 - Overtime Report
 - Department Monthly Report may be eliminated

The Board agreed.

Mr. Jackson asked with the upcoming retirement of Battalion Chief Cunningham would there be someone in that capacity with the same knowledge of trucks. **Chief Ober** responded that the members of the vehicle committee were well versed and would fulfill that role.

PUBLIC WORKS

Mr. Shelley had nothing requiring discussion.

SHERIFF

Mr. Jackson asked Lt. Guy to thank the detectives that were involved in apprehending the individuals that were breaking into automobiles around the Township.

Mr. Jackson noted that Anderson Bar and Grill had closed and asked Lt. Guy if they had deposited their liquor license. **Lt. Guy** responded that he did not know but would find out.

ADMINISTRATION

Mrs. Earhart announced that Ms. Parker was recently recognized by the Center for Local Government (CLG) for her work on their Benefits Pool Committee. CLG members realized a cost savings due to her efforts.

Mr. Jackson asked what the plans were to secure the recently acquired Boatsmith Property. **Mr. Shelley** responded that the grounds had been cabled off and the Honeysuckle and brush had been cleaned out as to diminish the seclusion of the property.

Mr. Jackson 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). **Mr. Gerth** seconded the motion.

There was no further discussion.

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

There was no further discussion.

**Mr. Dietz called the roll: Mr. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.
Resolution 14-0403-01: Mr. Jackson moved to adopt a resolution ratifying actions taken and agreement entered into in connection with a mediation as follows; Mr. Gerth seconded the motion.**

RESOLUTION NO. 14-0403-01

**A RESOLUTION RATIFYING ACTIONS TAKEN AND AGREEMENT ENTERED
INTO IN CONNECTION WITH A MEDIATION**

WHEREAS, this Board of Township Trustees (the “*Board*”) (i) heretofore authorized the Township Administrator to participate on the Board’s behalf in a mediation proceeding undertaken with the Ohio Civil Rights Commission, and (ii) said mediation proceeding occurred on February 28, 2014, and resulted in an agreement between the Township and a Township employee; and

WHEREAS, the Board concurs with the result obtained by the Township Administrator and desires to ratify her actions taken in that proceeding, including the execution of an agreement in connection therewith;

NOW, THEREFORE, be it hereby resolved that

SECTION 1. This Board does hereby ratify all actions taken by the Township Administrator in connection with the mediation proceeding held at the Dayton office of the Ohio Civil Rights Commission on February 28, 2014, and hereby ratifies the agreement entered into on behalf of the Township and this Board in connection therewith.

SECTION 2. That the preambles hereto are 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 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.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
April 3, 2014

There was no further discussion.

**Mr. Dietz called the roll: Mr. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.
Resolution 14-0403-02: Mr. Jackson moved to authorize a 2.7% increase to the Township
Administrator's annual salary, retroactive to January 1, 2014. Mr. Gerth seconded the
motion.**

There was no further discussion.

**Mr. Dietz called the roll: Mr. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.
Mr. Jackson moved to adjourn the meeting. Mr. Pappas seconded the motion.**

There was no further discussion.

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

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of April 17, 2014.

Russell L. Jackson, Jr. 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 April 2014, and that said minutes have been duly entered upon the Journal of said Township.

This 3rd day of April, 2014.

Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

April 17, 2014

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on April 17, 2014, at 5:30 p.m., in the Anderson Center Board Room. Present were the following Board members:

Russell L. Jackson, Jr.
Joshua S. Gerth
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, Assistant Administrator for Human Resources Suzanne Parker, and Law Director Margaret Comey.

Mr. Jackson 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 for public purposes 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. Gerth seconded the motion.

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

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

Mr. Jackson welcomed the additional attendees, including a number of citizens and other public officials including: Planning & Zoning Director Paul Drury, Fire Chief Mark Ober, Public Works Director Richard Shelley, District 5 Commander Lt. Matt Guy, and Administrative Assistant Molly Mohrfield. He asked them to join him in the Pledge of Allegiance.

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

There was no further discussion.

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

PUBLIC HEARING

Mr. Jackson opened the public hearing for the Wolfangel Road Sidewalks.

Wolfangel Road Sidewalks – **Mr. Drury** stated that the Wolfangel Road Sidewalk was being proposed on the east side of the road between Bowen and State. This was a transportation alternative grant funded project so there were multiple steps that needed to be taken in order to receive the funding and construct the sidewalks. An open house was held, plans had been mailed

to all the homeowners that were going to be affected. Favorable comments had been received from the property owners.

Mr. Jackson invited members of the audience and other officials to comment the Wolfangel Road Sidewalks.

As no one came forward, **Mr. Jackson** closed the public hearing.

Resolution 14-0417-01: Mr. Gerth moved to authorize staff to proceed with preparing bid materials and securing easements for a sidewalk on the east side of Wolfangel Road, from Bowen to State. Mr. Pappas seconded the motion.

There was no further discussion.

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

Resolution 14-0417-02: Mr. Gerth moved to authorize the Township Administrator, upon review by the Law Director and where the Township's contribution does not exceed the minimally required local construction share of \$125,000, to enter into agreements with the Ohio Department of Transportation, Federal Highway Administration, Ohio Kentucky Indiana Regional Council of Governments, and/or Hamilton County Engineers Office, to facilitate construction of the TE granted-funded Wolfangel Road sidewalk project.

There was no further discussion.

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

PRESENTATIONS AND RECOGNITIONS

Hamilton County Development Disabilities Services – **Mr. Jackson** introduced Martin Miller with Hamilton County Developmental Disabilities Services (HCDDS). **Mr. Miller** stated that he previously served on the Board of HCDDS formerly known as MR/DD. His son had Downs Syndrome, and through the services of HCDDS, his son was able to thrive. HCDDS helped ensure people with disabilities achieved their full potential in life. His family was very fortunate to live in Hamilton County where taxpayers had repeatedly supported HCDDS and he hoped that voters would allow HCDDS to continue providing services to the over 9,000 children and adults they serve each year. Mr. Miller hoped that everyone would support the levy this May.

2014 Road Construction Overview – **Mr. Sievers** announced that the annual road construction project list was available in the Township offices as well as on the Township's website. The list included projects on Township roads, as well as those associated with the Hamilton County Engineer, Clermont County Engineer, Ohio Department of Transportation, Kentucky Transportation Cabinet, City of Cincinnati, Metropolitan Sewer District and Duke Energy projects.

April 17, 2014

Tree City Growth Award – **Mr. Drury** announced that Southwest Ohio had the annual Tree City USA awards. This year the Township received an award for its five continuous years of meeting all the Tree City USA requirements. In addition, the Township was also the recipient of the education and public relations growth award. Mr. Drury pointed out that out of 39 communities in Southwest Ohio there were only eight communities that received growth awards.

American Society for Public Administration Outstanding Community Volunteer, Greg Harshfield – **Mrs. Earhart** stated that the Township, in conjunction with the Forest Hills Local School District, the Anderson Township Park District and the Anderson Area Chamber of Commerce, had the pleasure of nominating Township resident Greg Harshfield for the American Society for Public Administration Outstanding Community Volunteer. Mr. Harshfield had been extending his talents to the community through the “aroundanderson.com” website. He had done a tremendous amount for each organization and for the residents to make people aware of new programs in the Township and keeping them updated on weekly and daily basis. He would also be honored again on May 8th on Foundation Square during Public Service Recognition week.

LEGISLATIVE UPDATE

Legislative Update, State Representative Peter Stautberg – **Mr. Jackson** announced that Mr. Stautberg was unable to attend the Trustees meeting.

Mrs. Earhart relayed a message from Representative Stautberg. The message stated that the mid-biennium budget review had been passed and due to the complexity of the 1000 page plus Bill very little else had moved within the House. The House and Senate were in recess until May 6th, at which point they would begin to try to move forward on House Bill 277, the Annexation Bill.

PUBLIC FORUM

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

TRUSTEE COMMENTS

Mr. Gerth stated that he had the pleasure of doing a ride along with the Sheriff’s Department. He learned how their shifts worked, how they covered the Township and how they interacted with residents. He thanked the Sheriff’s Department for the opportunity.

Mr. Pappas wished everyone a Happy Easter.

Mr. Jackson stated that Ms. Parker had recently announced an 8% renewal cost for the Township’s property and liability coverage through the Ohio Township Association Risk Management Authority (OTARMA). The Township received a Cumulative Reserve Fund credit from OTARMA which lowered the renewal increase to less than 1%.

FISCAL OFFICER

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

Minutes –

Resolution 14-0417-03: Mr. Pappas moved to approve the minutes of February 20, 2014; March 20, 2014; and April 3, 2014; with minor corrections. Mr. Gerth seconded the motion.

There was no further discussion.

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

Resolution 14-0417-04: Mr. Pappas moved to approve the March 6, 2014, minutes with minor corrections. Mr. Jackson seconded

There was no further discussion.

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

LAW DIRECTOR

Ms. Comey had nothing requiring Board action.

PLANNING & ZONING

Authorization to Enter Into Consulting Contract for Reformatting of Anderson Township Zoning Resolution – Mr. Drury stated that in February the Township issued a request for proposals for the reformatting of the Township's zoning resolution, some of which dated back to 1949 from Hamilton County. The intent of the request was for reformatting purposes only, to make it easy to understand. Five proposals had been received, staff reviewed and elevated these proposals and were recommending RATIO Architects, Inc.

Resolution 14-0417-05: Mr. Pappas moved to authorize the Township Administrator, upon review by the Law Director, to enter into contract with RATIO Architects, Inc., to reformat the Anderson Township Zoning Resolution, in an amount not to exceed \$22,500.00. Mr. Gerth seconded the motion.

There was no further discussion.

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

SHERIFF'S OFFICE

Annual Liquor License Renewal for All Permit Holders Within Anderson Township –

Resolution 14-0417-06: Mr. Gerth moved in response to the annual request from the Ohio Department of Commerce for Board guidance in its annual renewal of liquor license for all permit holders within Anderson Township, not to object to any such renewals. Mr. Pappas seconded the motion.

There was no further discussion.

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

Lt. Guy announced that the Hamilton County Sheriff's Office had a new motorcycle unit; one motorcycle would be assigned to each district. Sgt. Raker had been assigned to District 5.

PUBLIC WORKS DEPARTMENT

Authorization to Enter Into Contract for 2014 Road Repairs –

Resolution 14-0417-07: Mr. Pappas moved that this Board hereby accepts the bid of \$830,386.00, from R. A. Miller Construction Company deemed to be the most responsive and responsible bidder for the 2014 Curb and Sidewalk Replacement project in accordance with the Bid plans and specifications, together with a 10% contingency, for a maximum appropriation of \$913,425.00 in TIF and Road & 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 R.A. Miller Construction Company in accordance with their Bid for the 2014 Curb and Sidewalk Replacement project. Mr. Gerth seconded the motion.

There was no further discussion.

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

Authorization to Enter Into Contract for Bartels Road Sidewalk Construction –

Resolution 14-0417-08: Mr. Gerth moved that this Board hereby accepts the Bid of \$182,410.00, from Smith Construction deemed to be the most responsive and responsible bidder for the Bartels Road Sidewalk improvements project in accordance with the Bid plans and specifications, together with a 10% contingency, for a maximum appropriation of \$200,651.00 in Road & 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 Smith Construction in

April 17, 2014

accordance with their Bid for the Bartels Road Sidewalk Improvements project. Mr. Pappas seconded the motion.

There was no further discussion.

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

FIRE & RESCUE DEPARTMENT

Chief Ober had nothing requiring Board action.

TOWNSHIP ADMINISTRATOR

Sunshine Law Certification Training – Mrs. Earhart explained that the State of Ohio required that each elected official attend Sunshine Law training, open meetings, and public records training one time during their term. The Board had previously enacted a motion that designated Betty Cowan to serve as Mr. Jackson’s designee. Mrs. Cowan was unable to attend the training therefore Allison Hodson took over that position.

Resolution 14-0417-09: Mr. Gerth moved to amend Resolution 14-0220-05 replacing Betty Cowan with Allison Hodson as designee in order to attend Sunshine Law Certification Training provided by the Ohio Attorney General’s Office and as required by ORC 149.43(E)(1) on behalf of Russell L. Jackson, Jr. Mr. Pappas seconded the motion.

There was no further discussion.

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

Memorandum of Understanding with Cincinnati Museum Center – Mrs. Earhart stated that the Township owned a large piece of Greenspace known as the Turpin site on S.R. 32 across from Clough Pike. This property had been on the National Historic Registry since the late 1970’s and any artifacts that were found on that site were to be preserved. The motion before the Board would authorize a Memorandum of Understanding with the Cincinnati Museum Center that would ensure that the Township would retain ownership of those artifacts but at the same time guarantee that they would be preserved for future generations.

Resolution 14-0417-10: Mr. Pappas moved to authorize the Township Administrator to enter into a Memorandum of Understanding with the Cincinnati Museum Center as presented. Mr. Gerth seconded the motion.

There was no further discussion.

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

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

April 17, 2014

Decisions Arising from Executive Session –

Resolution 14-0417-11: Mr. Gerth moved to reappoint Angie Stocker to the Anderson Township Board of Park Commissioners effective May 13, 2014, with term expiring the second Monday of May 2017. Mr. Pappas seconded the motion.

There was no further discussion.

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

Resolution 14-0417-12: Mr. Pappas moved to appoint Dr. Steve Feagins from Anderson Mercy Hospital and Dr. Dallas Jackson from the Forest Hills Local School District as members of the Anderson Township Economic Development Committee for 2014. Mr. Gerth seconded the motion.

There was no further discussion.

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

Ms. Parker announced that approximately 1,100 households were current enrolled in the Duke Energy Retail Aggregation program. Since the initial mailing enrollments had tapered off. She had started working with Duke to draft another letter that would be mailed to all households who may not have heard about the program or who have not had a chance to enroll. The prices for electricity were going up and they would continue to go up toward the end of this year.

Mr. Gerth moved to adjourn the meeting. Mr. Pappas seconded the motion. Mr. Dietz called the roll: Mr. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of _____ June _____ 19 _____, 2014.

Russell L. Jackson, Jr. 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 17th day of April 2014, and that said minutes have been duly entered upon the Journal of said Township.

This 17th day of April, 2014.

Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

May 1, 2014

The Board of Township Trustees of Anderson Township ("Board") held its regular Interim Workshop Meeting on May 1, 2014, at 2:00 p.m. in the Large Conference Room. 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 Administrator for Operations Steve Sievers, Assistant Administrator for Human Resources Suzanne Parker, Inspector Barbara Heffner, Public Works Director Richard Shelley, Fire Chief Mark Ober, District 5 Commander Lt. Matt Guy, Law Director Margaret Comey, Assistant to the Fiscal Officer Debbie Hucker, Office Manager Betty Cowan and *Forest Hills Journal Reporter Lisa Wakeland*.

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

There was no further discussion.

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

TRUSTEE COMMENTS

The **Trustees** had nothing requiring discussion.

FISCAL OFFICER

Mr. Dietz reported that the settlement from the Hamilton County Auditor's Office had been received two weeks later than normal.

PLANNING & ZONING

Arbor Day Tree Planting – **Mr. Shelley** stated after the conclusion of the meeting the Board would plant a tree in honor of Arbor Day. Mr. Shelley noted that the Township had been participating in the Tree City Program for five years.

Resolution Declaring Certain Motor Vehicles Located on Land Owned by Kathleen Dapper, 16 3319 Mt. Carmel Road, Anderson Township, Hamilton County, Ohio, to Constitute Junk Motor Vehicles and Providing for Their Removal Pursuant to O.R.C. 505.871 – **Ms. Heffner** pointed out that this property had been through the court system many times. This resolution dealt with the removal of vehicles, and would give the Board the ability to have vehicles removed within two weeks; any charges incurred would be applied to the tax duplicate for the property. **Mr. Gerth** asked how long the Township had been dealing with the Dapper's. **Ms. Heffner** replied approximately 25 years.

Resolution 14-0501-01: Mr. Gerth moved to adopt a resolution declaring a certain motor vehicle located on land owned by Kathleen Dapper, at 3319 Mt. Carmel Road, Anderson Township, Hamilton County, Ohio, to constitute a junk motor vehicle and providing for its removal pursuant to O.R.C. 505.871 as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 14-0501-01

RESOLUTION DECLARING A CERTAIN MOTOR VEHICLE LOCATED ON LAND OWNED BY KATHLEEN DAPPER, AT 3319 MT CARMEL ROAD, ANDERSON TOWNSHIP, HAMILTON COUNTY, OHIO, TO CONSTITUTE A JUNK MOTOR VEHICLE AND PROVIDING FOR ITS REMOVAL PURSUANT TO O.R.C. 505.871

WHEREAS, pursuant to Section 505.871 of the Ohio Revised Code, the Board is authorized to determine that a motor vehicle located on private property is a junk motor vehicle within the meaning of Section 505.173 of the Ohio Revised Code and order the property owner to remove any such junk motor vehicle within fourteen (14) days of service of written notice; and if the property owner fails to remove or to cause the removal of the junk motor vehicle from the property within said fourteen days, the Board may proceed to remove the junk motor vehicle from the property and enter the cost of such removal upon the tax duplicate for 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 Board hereby determines that the motor vehicle located at 3319 Mt. Carmel Road, Cincinnati, OH 45244, which property is further identified in the Hamilton County, Ohio Recorder's Records at Book 500, Page 74-Parcel 2 (the "Property"), and meeting the following general descriptions: (a) a red Ford Mustang (said Mustang, the "Junk Motor Vehicle"), is three model years or older, apparently inoperable and extensively damaged, and constitutes a "junk motor vehicle" as defined in Section 505.173 of the Ohio Revised Code.

Section 2. The Board hereby determines that it is in the best interest of the Township and its residents that the Board proceed under Section 505.871 of the Ohio Revised Code to order and the Board hereby orders that the record owner(s) of the Property ("Record Owner") remove or provide for the removal of the Junk Motor Vehicle from the Property within fourteen (14) days of the date of receipt of written notice of passage of this Resolution.

Section 3. The Board authorizes the Township Zoning Inspector to provide written notice to the Record Owner and holders of liens of record on the Property of the Board's intention to remove or cause the removal of the Junk Motor Vehicle from the Property as provided in Section 505.871 (C) of the Ohio Revised Code.

Section 4. If the Record Owner does not remove or cause the removal of the Junk Motor Vehicle from the Property within fourteen (14) days of receipt of written notice of the passage of this Resolution evidencing the Board's intention to remove or cause the removal of the Junk Motor Vehicle from the Property, then the Township Administrator is authorized to order Township employees, materials and equipment to be used to remove the Junk Motor Vehicle from the Property or to enter into a contract with a motor vehicle salvage dealer or scrap metal processing facility, as defined in Sections 4738.01 and 4737.05 of the Ohio Revised Code, for removal of the Junk Motor Vehicle, and all costs and expenses incurred in connection therewith, in the amount not to exceed \$750.00, shall be paid from the Township's general fund, which funds are hereby appropriated for the purpose.

Section 5. The Board hereby directs the Fiscal Officer to certify any and all costs and expenses that the Township incurs in the removal of the Junk Motor Vehicle from the Property, together with a general description of the Property to the Auditor of Hamilton County, Ohio, for entry upon the tax duplicate as a lien upon the Property to be collected as other taxes and returned to the Township's general fund, all as provided in Section 505.871 of the Ohio Revised Code.

Section 6. The 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 that resulted in formal actions were taken in meetings open to the public, in compliance with all legal requirements, including but not limited to, Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

Section 7. This Resolution shall take effect immediately upon its passage.

There was no further discussion.

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

FIRE AND RESCUE

Chief Ober had nothing requiring Board discussion.

PUBLIC WORKS

Mr. Shelley had nothing requiring Board discussion.

SHERRIFF'S OFFICE

Lt. Guy had nothing requiring Board discussion.

ADMINISTRATION

Proclamation Resolution with Regard to Relay for Life of Anderson Township – Mrs. Earhart presented a proclamation for an annual event to raise awareness and offer support to survivors and caregivers.

Resolution 14-0501-02: Mr. Gerth moved to adopt a proclamation resolution with regard to Relay for Life of Anderson Township as follows: Mr. Pappas seconded the motion:

RESOLUTION NO. 14-0501-02
PROCLAMATION RESOLUTION WITH REGARD TO
RELAY FOR LIFE OF ANDERSON TOWNSHIP

WHEREAS volunteers from throughout Anderson Township will come together on Friday, May 9 and Saturday May 10, 2014, to participate in Relay For Life, the signature activity of the American Cancer Society; and,

WHEREAS these individuals will remember loved ones whose lives were cut short due to the ravages of cancer while offering support to cancer survivors and empowering members of our community to continue to fight this devastating disease;

NOW THEREFORE BE IT RESOLVED by the Board of Township Trustees of Anderson Township ("Board"), Hamilton County, Ohio that this Board does hereby proclaim May 9 and May 10, 2014, as

"RELAY FOR LIFE DAYS"

in Anderson Township and offers its encouragement and appreciation to those citizens and businesses that have chosen to participate in the Relay For Life of Anderson Township.

BE IT FURTHER RESOLVED that a copy of this Resolution shall be certified by the Township Fiscal Officer to Relay For Life of Anderson Township; and

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) R.C. §121.22, except as otherwise permitted thereby.

There was no further discussion.

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

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
May 1, 2014

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

There was no further discussion.

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

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of _____ June _____ 19____, 2014.

Joshua S. Gerth, 1st 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 May 2014, and that said minutes have been duly entered upon the Journal of said Township.

This _____ 1st _____ day of _____ May _____, 2014.

Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

May 15, 2014

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on May 15, 2014, at 5:30 p.m., in the Anderson Center Board Room. Present were the following Board members:

Russell L. Jackson, Jr.
Joshua S. Gerth
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, Assistant Administrator for Human Resources Suzanne Parker, and Law Director Margaret Comey.

Mr. Jackson called the meeting to order and moved to retire to Executive Session to consider the compensation of a public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1), 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 related by the personal financial statements of an applicant for economic development assistance as permitted by Ohio Revised Code Section 121.22(G)(8). Mr. Gerth seconded the motion.

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

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

Mr. Jackson welcomed the additional attendees, including a number of citizens and other public officials including: Planning & Zoning Director Paul Drury, Fire Chief Mark Ober, Public Works Director Richard Shelley, District 5 Commander Lt. Matt Guy, and Administrative Assistant Molly Mohrfield. He asked them to join him in the Pledge of Allegiance.

Mr. Gerth moved to adopt the agenda to include appropriation changes and monthly financial reports. **Mr. Pappas** seconded the motion.

There was no further discussion.

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

LEGISLATIVE UPDATE

Legislative Update, State Representative Peter Stautberg – **Mr. Stautberg** announced that House Bill 277, the Annexation Bill, passed out of the House and was headed to the Senate. There were some items that had been removed from the Bill but the two main components of the Bill were

May 15, 2014

kept intact, which included taxpayers having a voice in a Type 2 Expedited Annexation and the ability to remove their names from the petition seven days after notification of the filing.

Mr. Stautberg stated that under House Bill 204, drivers younger than 18 could only have one non-family passenger in a vehicle, and that person must be at least 21 and have a valid driver's license. Exceptions would be made if a parent or guardian was in the car or if the passengers were family members. Mr. Stautberg believed that this legislation was very restrictive especially for schools and would create parking issues.

Mr. Jackson thanked Mr. Stautberg for his effort with respect to House Bill 277. He pointed out that the whole creation of a Type 2 Annexation process was intended for the purpose of allowing people, where all the parties agree, to move forward quickly and yet it has become excessively regulated.

Mrs. Earhart also thanked Mr. Stautberg for his work on House Bill 277 stating it was not everything the Township wanted but she did appreciate him pushing the Bill through. With regard to House Bill 204, she pointed out that there were first year drivers that could drive in Afghanistan and Iraq, under fire, but could not drive on Ohio streets under this new Bill.

PUBLIC FORUM

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

TRUSTEE COMMENTS

Mr. Jackson stated that a number of years ago he was fortunate to be asked to speak at various schools on the topic of Township government but unfortunately he never got any interest from the schools to take an active ongoing role in teaching Township government. Thanks to the "History to Schools" program developed by Ms. Reis, Mrs. Earhart, Mrs. Mohrfield, and Township staff students now have the ability to learn about Township government.

FISCAL OFFICER

Appropriation Changes –

Resolution 14-0515-01: Mr. Jackson moved to approve the appropriation changes within the same fund as presented by Mr. Dietz. Mr. Gerth seconded the motion.

Appropriation Changes within Same Fund

General

01.1100.21 +\$ 2,645

01.1100.05 +\$ 11,500

01.1100.13 +\$ 1,500

01.1100.26 - \$ 15,645

Election Charges

Equipment – Other

Social Security

Misc. Expenses – Other

There was no further discussion.

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

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

LAW DIRECTOR

Mrs. Comey had nothing requiring Board action.

PLANNING & ZONING

Mr. Drury had nothing requiring Board action.

SHERIFF'S OFFICE

Liquor License Request for R & C Premium Pizza LLC dba Mio's Pizza & Patio, 8298 Clough Pike, Unit 6 – **Lt. Guy** stated the Sheriff's Office had no objection to the liquor license request R & C Premium Pizza LLC dba Mio's Pizza & Patio.

Resolution 14-0515-02: Mr. Jackson moved not to object to a liquor license request for R & C Premium Pizza dba Mio's Pizza & Patio located at 8298 Clough Pike, Unit 6. Mr. Gerth seconded the motion.

There was no further discussion.

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

Liquor License Request for Anderson Pub & Grill LLC, 8060 Beechmont Avenue – **Lt. Guy** stated the Sheriff's Office had no objection to the liquor license request for Anderson Pub & Grill LLC, 8060 Beechmont Avenue.

Resolution 14-0515-04: Mr. Jackson moved not to object to a liquor license request for Anderson Pub & Grill LLC, 8060 Beechmont Avenue. Mr. Gerth seconded the motion.

There was no further discussion.

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

PUBLIC WORKS DEPARTMENT

Authorization to Enter Into Contract for Operations Center Phase B Improvements –

Resolution 14-0515-05: Mr. Pappas moved that this Board hereby accept the Bid of \$232,315.00, from J.K. Meurer Corporation deemed to be the most responsive and responsible bidder for the Operation Center Phase B project in accordance with the Bid plans and specifications, together with a 10% contingency, for a maximum appropriation of \$255,547.00 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 J.K Meurer Corporation in accordance with their Bid for the Operations Center Phase B project. Mr. Gerth seconded the motion.

There was no further discussion.

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

FIRE & RESCUE DEPARTMENT

Chief Ober had nothing requiring Board action.

TOWNSHIP ADMINISTRATION

Overview of METRO Route 75x Changes – **Mr. Sievers** stated that since 2012 the Township had been working with METRO on Route 75 changes which provided morning and afternoon express bus service via I-275 between Anderson and downtown. As of June 2nd the Anderson Operations Center Park and Ride would be eliminated which would provide the Township with greater flexibility for the future use of the operations center site and it would allow METRO greater efficiencies with their operations. METRO had also developed a “reverse commute” service on Route 75x from downtown to the Belterra Park area.

Agreement with Hamilton County Storm Water District – **Mr. Sievers** explained that the agreement with the Hamilton County Storm Water District kept the Township in compliance with the Ohio EPA requirements. In addition to that agreement, the Township had the ability to choose a method for billing, the Board historically selected the property owners’ tax bills to be the preferred method. **Mr. Jackson** pointed out that the fee was \$8.13 per property.

Resolution 14-0515-05: Mr. Pappas moved that the Township Administrator be and is hereby authorized to execute on behalf of the Board, the Storm Water District Level of Service Options and Service Fee Elections for 2015 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. Mr. Gerth seconded the motion.

There was no further discussion.

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

Decisions Arising out of Executive Session –

Ms. Parker stated that under the Board's ongoing guidance staff members continue to look for ways to reduce overall expenditures; therefore she was proposing that deposits made each year into employees Health Savings Account (HSA) be reduced by either \$300 or \$600 depending on the plan design. The employees would then have the opportunity to earn that amount back by undergoing an annual physical. This would reduce the Township's annual premium by as much as \$50,000 if 100% participation was obtained. **Mr. Gerth** pointed out that some employees had already had an annual physical. **Ms. Parker** replied that all fire department personnel had completed an annual physical.

Resolution 14-0515-06: Mr. Gerth moved to authorize the reduction of the 2014-15 employee health savings account deposits by either \$300 or \$600, according to each employee's plan design. Employees have the opportunity to earn back that reduction by completing an annual physical examination. Mr. Pappas seconded the motion.

There was no further discussion.

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

Mrs. Earhart stated that a number of months ago she had come before the Board and asked for authorization to renew the agreement for supplemental police protection services with the Hamilton County Sheriff's Office for one more year. At that time she was under the impression there would be no increase for the cost of that one additional officer but she had since been informed that the officers had received an increase through the Hamilton County Sheriff's Collective Bargaining Unit which was being passed on to the Township through that contract. The motion before the Board would recognize that increase based on the Board's previous action.

Resolution 14-0515-07: Mr. Pappas moved to approve the increase in the cost of services to be provided under Amendment No. 1 to Agreement for Supplemental Police Protection Services authorized by Resolution No. 14-0320-21. Mr. Gerth seconded the motion.

There was no further discussion.

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

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
May 15, 2014

Mr. Gerth moved to adjourn the meeting. Mr. Pappas seconded the motion. Mr. Dietz called the roll: Mr. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of June 19, 2014.

Russell L. Jackson, Jr. 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 May 2014, and that said minutes have been duly entered upon the Journal of said Township.

This 15th day of May, 2014.

Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

June 5, 2014

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 June 5, 2014, at 10:00 A.M. at the Heritage Center, 890 Eight Mile Road, Anderson Township, Ohio 45255. Planning discussions ensued according to the attached agenda until the meeting was concluded at approximately 5:30 P.M. Present at the meeting were the following Board members:

Russell L. Jackson, Jr.
Joshua S. Gerth
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, Planning & Zoning Director Paul Drury, Public Works Director Richard Shelley, Fire Chief Mark Ober, District 5 Commander Lt. Matt Guy, Law Director Margaret Comey, Assistant to the Fiscal Officer Debbie Hucker, and Administrative Assistant Molly Mohrfield

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

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

There was no further discussion.

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

Mrs. Earhart asked Lt. Guy for an update on a recent incident on Woodruff Road. **Lt. Guy** stated that over the years there had been numerous complaints regarding speeding on Woodruff Road. The most recent complaint was received via email from a Mr. King. After some investigation by the traffic unit it was learned that Mr. King had not sent an email. Apparently, an individual by the name of Mr. Kaufman had been creating false email accounts and making numerous complaints over the years. Lt. Guy stated that he was seeking an opinion from the prosecutor’s office for charges.

Review of Trustee Priorities & Prioritization for 2015 – **Mrs. Earhart** presented a list of the priorities and examples of projects that had been completed with regard to each over the last several years (below). She then asked the Board which priorities it would like to establish for 2015.

BOARD PRIORITIES

Neighborhood Preservation and Enhancements

- “Whole street” improvements stressed: resurfacing (curb, storm water drainage, sidewalk repairs, & tree planting/trimming)
- Block parties encouraged, Fire Department participates in neighborhood parades
- 96 Neighborhood Watch Groups as of 2014

- Anderson Trails/Walkways Plan and implementation
- Legislation sponsored to allow the expansion of the lighting district concept to other types of improvement (undergrounding utilities)
- Investigation of zoning, property maintenance, and nuisance complaints
- Township Beautification Award Program
- Adopt A Hydrant program
- Community Resource Officer
- Residential Infill and Neighborhood Quality Study

Economic Development with special emphasis on (in alphabetical order)

ANCOR Industrial Area Development

- ANCOR Land Use Plan update
- Planning for ANCOR Connector Road

Beechmont Corridor Improvements

- Anderson Township Design Guidelines
- Downtown Anderson Plan
- Staff attendance at ribbon cuttings and Chamber related programs
- Electronic business update
- Promotion of “Shop Anderson”
- CFI related discussions
- Landscaped median islands
- Assist with ODOT’s access management project
- Installation of battery back-ups for traffic signals
- Anderson Accessways

Neighborhood Business Districts (Salem and Clough)

- Neighborhood and retail business district meetings with tenants and owners
- Salem and Clough Pike roadway, pedestrian, parking and access management improvements

Riverfront Development

- Ohio Riverfront Area Plan
- TIF Funding of River Downs demolition and related non-annexation agreement
- Acquisition and clean-up of Boatsmith property
- Ohio River Trail and parking area
- Little Miami Trail planning

Core Priorities including (in alphabetical order)

Basic Services

- Fire & Rescue responded to 3,907 incidents (2013)
- Sheriff received 7,092 calls for service (2013)
- Public Works maintains 120 miles of Township roadway with over 90 miles of sidewalk
- Planning & Zoning issues approximately 500 zoning certificates each year and removes over 1,500 signs

- Comprehensive Plan implementation
- CodeRED reverse 911 notification for residents
- Annual fire inspection of every business

Fiscal Responsibility

- Conservative approach to all spending, including capital improvements
- History of good state audits
- Aaa Moody's bond rating
- Acquisition of federal and state grants
- Track legislation that would impact revenue and contact Legislators as appropriate
- Extend the life of existing Public Safety & Road levies
- Reduced staffing in Public Works and Fire Departments through attrition
- Instituted Vehicle Committee resulting in reduction in vehicles and enhanced vehicle management system

Image / Ambiance / Quality of Life

- Community activities including the Independence Day Parade, Greater Anderson Days, Garden Tour, Great American Clean-up, Make-A-Difference Day, Jack-o-Lantern Walk, Farmers Market, Party-on-the-Plaza, Tree Lighting, etc.
- History to Schools Field Trip
- Greenspace Program Continuing to identify, acquire key parcels
- Five Mile Trail (with Sheriff & Paramedic bike patrols); first section of Ohio River Trail and other Anderson Trails links along through roads
- Drop-off recycling site and Prescription Drug Drop Box installed
- Specialized law enforcement services including Child ID, crime prevention, bike patrols, RENU Officer
- Intersection landscaping / gateways
- Five Mile Trail restroom / parking
- Anderson Recycling Days event
- Participation in Greater Anderson Township Betterment Commission
- Anderson Safe Routes to School / Walk to School Day
- Tree City USA designation and Growth Award
- Installed 80 trees to create a 400-tree Freedom Grove along the Five Mile Trail
- Provide CPR and first aid training for residents as well as child safety seat & home safety inspections
- Installed street banners in all business districts
- Adopt a Roadway Program and Employee adoption of a portion of I-275 and related litter pick-up
- Upgrades to Senior Center

Transportation

- Residents' driving safety improved with use of porous pavement on hills
- Added "traffic calming" landscaping features

- Five Mile Road improvements
- Other agencies encouraged to improve their roadways (ODOT on Beechmont, I-275; Hamilton County on Roundbottom, etc.)
- Traffic Safety Officers, better traffic enforcement expert crash investigation
- Prepare & implement annual road construction lists
- Attend subdivision and development meetings for safety related access discussions
- Installed sidewalk, crosswalk, and reconfigured parking on Bartels Rd at Turpin High School
- Assisted with relocation of the speed/school zone signs
- Communicate with METRO regarding proposed scheduling changes
- Pedestrian crossing improvements

Mr. Pappas stated that he did not feel anything needed to be changed under the priorities though he would like to see the Forest Hills Local School District (FHLSD) and the Township work together more cooperatively. **Mr. Jackson** pointed out that the priorities did not necessarily address the issue of customer service. **Mr. Pappas** added that he would like to see the website become more customer friendly to use, adding video, and re-doing the overall look of the page. **Mrs. Earhart** replied that collaboration could be a separate priority listing all entities, such as Anderson Township Park District (ATPD), FHLSD, etc. **Mr. Shelley** pointed out that several attempts of collaboration with the FHLSD had been made over the last ten years but the only area of mutual collaboration had been on fuel. **Mr. Jackson** stated that several unsuccessful attempts had also been made to have joint meetings with School Board. The FHLSD was driven by public perception, therefore the Township needed to make the public aware of the attempts made by the Township in an effort to encourage collaboration. He suggested taking the approach of “what can we do to help.” **Mr. Drury** also felt that the School District along with the ATPD needed to be involved in the Comprehensive Plan process. **Mrs. Earhart** stated that she would incorporate collaboration into priorities. **Mr. Shelley** pointed out that the relationship with Newtown needed to be improved as well. **Mr. Gerth** stated that he had been to several Newtown Council meetings and had reached out to them several times as well. **Mr. Jackson** felt that the priorities needed to be looked at as specific topics. **Mr. Gerth** asked if collaboration would be a priority or a theme for all priorities. **Mr. Jackson** also asked if collaboration should be a long term or short term priority. **Mr. Pappas** responded that collaboration should be a long term priority.

Mr. Jackson felt that the focus needed to be on what was a short term and long term priority; with a separate attack list of short term priorities. **Mr. Jackson** stated that it was important that ANCOR access road be a short term priority. If the road was built it would take a third of the trucks out of Newtown and would ease the Mt. Carmel Road truck traffic. Therefore the impact of this to Newtown would be very beneficial. There were a number of people very supportive of the project including Mr. Evans and Mr. Slattery. The latest estimate for the project was \$2,500,000, the Hamilton County Engineer would be responsible for funding and with Newtown’s support the project should start moving forward. **Mr. Gerth** asked what happened to the funds set aside for a project if the project was not completed. **Mrs. Earhart** replied that

monies for each project were encumbered through a purchase order. If the project did not come to fruition, purchase order could be deleted and the monies would be returned to the appropriate Fund. **Mr. Gerth** stated that the funds should be released before the Township proceeded with a Public Services Levy instead of holding the funds for a project that may never be completed. **Mrs. Earhart** stated that funds for the ANCOR connector road had been encumbered in 2008 and that they were being held because a prior Board had committed the funds to the project. **Mrs. Earhart** asked what short term priorities the Board wanted staff to concentrate on other than the fire and rescue department collaborating with the Little Miami Joint Fire District. **Mr. Jackson** stated that the sewer project was essential to the development of the ANCOR access road project. The one entity that had been holding up the sewer line progression was Martin Marietta. They were now fully supportive of the project thus allowing it to move forward. **Mr. Jackson** felt that this was a giant priority that staff needed to focus on. **Mr. Gerth** asked if there were too many priorities. **Mr. Jackson** replied that the specifics of each priority seem to make them overwhelming. **Mrs. Earhart** added that she would develop a list of priorities and short term goals for discussion at a future meeting. **Mr. Jackson** pointed out that one more short term priority that the Board needed to agree upon were plans for the Boatsmith property. A decision needed to be made whether the Township should hold onto all of the property or sell the parcel and use the revenue to purchase the Dixon parcel. The Anderson Township Park District was interested and should be a consideration. **Mr. Shelley** added that there would be no one better to maintain the boat ramp than the ATPD. **Mr. Gerth** stated that they were looking at it as a possible revenue generating source.

2014 Financial Status & Revenue Projections through 2019 – **Mr. Dietz** stated that he was concerned with the revenue projections over the next few years. Some of the contributing factors for the decline in revenues could be attributed to decreases in the Local Government Fund, along with the \$3,000,000 hit to the General Fund due to the loss of the tangible property tax and electricity deregulation. **Mrs. Earhart** also pointed out that the Governor had yet to enter into, what is believed to be, an agreement with the horse racing industry as authorized by the Casino Operators Settlement Fund legislation. If executed the Township could potentially receive \$500,000 per year for operating expenses. **Mr. Gerth** suggested that the Board send a formal letter of request to the Governor urging that he enter into the agreement. He also suggested putting that request on the list of short term priorities.

Mrs. Earhart announced that she had done a quick comparison with Delhi and Colerain Townships to see if it would be more economical for Anderson Township to start its own police department. The cost associated with both Delhi and Colerain police departments was approximately \$4,000,000. **Mr. Jackson** pointed out that the Township's portion of the revenue that covered sheriff's patrol, which was approximately 40%, was critical to the Hamilton County Sheriff's Department. **Mr. Jackson** questioned the flexibility to borrow from TIF to cover public safety expenses. **Mrs. Earhart** distributed a spreadsheet (below) showing multi-year projections with a TIF transfer to public safety. She explained that while the Township could borrow TIF dollars for public safety operating expenses. However, the TIF Fund would have to be reimbursed prior to its expiration on June 27, 2024. Once the TIF expired, the remaining funds would be transferred into the General Fund. **Mr. Jackson** noted that the Township had

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committed to extend levies as long as possible, though a transfer from TIF would affect the bond rating due to the declining balances in the General Fund.

<u>Projections</u>	<u>General Fund</u>	<u>Public Works</u>	<u>Sheriff</u>	<u>Fire & Rescue</u>	<u>Debt</u>	<u>1994 TIF</u>	<u>Rvfrt TIFs</u>
<i>FUND</i>	<i>01</i>	<i>02, 03, 04, 23</i>	<i>09</i>	<i>10</i>		<i>14</i>	
ESTIMATED BALANCE as of Jan 1, 2015	13,906,501	2,051,025	570,568	553,308	58,136	10,376,498	0
TIF transfer to Debt, Sheriff & Fire and Rescue						(2,000,000)	
ESTIMATED BALANCE as of Jan 1, 2016	10,306,501	1,831,225	35,568	153,308	58,316	9,922,498	200,000
TIF transfer to Debt, Sheriff & Fire and Rescue						(2,900,000)	
ESTIMATED BALANCE as of Jan 1, 2017	6,706,501	1,611,425	568	53,308	58,696	7,807,498	105,000
ESTIMATED BALANCE as of Jan 1, 2018	3,106,501	1,391,625	(1,434,432)	(1,546,692)	55,826	8,523,498	210,000
ESTIMATED BALANCE as of Jan 1, 2019	(493,499)	1,171,825	(2,869,432)	(3,146,692)	55,706	9,321,498	(185,000)
ESTIMATED BALANCE as of Jan 1, 2020	(3,893,499)	952,025	(4,304,432)	(4,746,692)	54,336	9,416,498	220,000
ESTIMATED BALANCE as of Jan 1, 2021	(7,293,499)	732,225	(5,739,432)	(6,346,692)	53,216	9,758,498	425,000
AMOUNT REQUIRED TO REIMBURSE 1994 TIF NO LATER THAN JUNE 27, 2024						(4,900,000)	

Multi-Year Projections for All Funds –

Fire & Rescue – **Mr. Dietz** stated that the Fire Department was supported by the 2008 public safety levy. Confronted with revenue reductions due to the recession and related funding cuts at the State level, the department reduced personnel through attrition, put procedures in place to reduce overtime costs, recently negotiated a Collective Bargaining Agreement that resulted in minimal increase in personnel cost, and reduced operating expenditures to maintain a relatively flat budget since 2010. Ninety-three point three percent (93.3%) of the Fire and Rescue expenditures were employee related.

Public Works – **Mr. Dietz** stated that the Public Works Department was in relatively good financial shape due to the fact that a large portion of the budget could be adjusted to ensure that it did not exceed incoming revenue. The number of road resurfacing or curb projects could be reduced based on available funds. **Mr. Shelley** stated that Public Works unfortunately did not have the ability to cut back on maintenance. He added that the price of concrete had become outrageous, but fortunately the curb work was caught up. **Mrs. Earhart** asked Mr. Shelley what the paving cycle was for Township roadways. **Mr. Shelley** replied between 15 and 17 years.

Mr. Shelley also pointed out that two positions within his department had been eliminated through attrition.

Planning & Zoning – **Mr. Dietz** stated that Planning and Zoning and Anderson Community Television (ACTV) were funded by the General Fund. **Mrs. Hucker** noted that the Township received a Video Service Provider fee of \$500,000 per year from Time Warner Cable and Cincinnati Bell. The Township in turn allocated approximately \$300,000 per year to ACTV for operating expenses.

Mr. Dietz pointed out that the revenue projections were fairly conservative. TIF revenues for the 1994 TIF had increased slightly over estimates. The new Ohio Riverfront TIF revenues were projected to be approximately \$500,000.

Mr. Dietz asked for a direction from the Board on whether it wanted to proceed with a public safety levy or a transfer of TIF dollars to Fire and Police Funds. **Mr. Pappas** felt if the TIF dollars were there and available they should be used. He would like to see the levy delayed until the economy recovered.

TIF Projections through 2024 – **Mrs. Earhart** stated that the management team had done a good job looking at the TIF projections with a critical eye. She recommended shifting the purchase of cruisers and the replacement of the 2004 Quint to the General Fund where they could be paid for using revenues from the Casino Operators Settlement Fund. To date, the Township had received \$2 million from the Casino Operators Settlement Fund, half of which must be used for capital expenditures. Moving the vehicle purchases would reduce TIF expenditures. Additional savings to the TIF budget included delaying the \$1,000,000 originally slated for design and construction of a salt/storage building at the Operations Center. The existing salt dome had been repaired and a new roof had been installed extending its life for at least five years. **Mrs. Earhart** stated that it was also staff's recommendation to remove from the long-term TIF projections the expenditure associated with the proposed relocation of Station 100 and training tower. Staff would continue to explore ways in which the Fire and Rescue Department could collaborate with the Little Miami Joint Fire District.

Mrs. Earhart stated that the TIF budget had been stripped down to the bare essentials. She pointed out that the 1994 TIF would end in 2024 and there would be a need to look at de-TIF'ing and re-TIF'ing some of the parcels included in the original TIF. **Mr. Dietz** stated that after the last bond payment in 2020 the TIF revenues should start to increase. **Mr. Jackson** stated that with the TIF budget there was flexibility in terms of having the ability to move forward or defer projects, although a commitment had been made for certain projects. **Mrs. Earhart** pointed out that those projects were listed on the TIF budget. **Mr. Jackson** commented that with the 1994 TIF ending, and the need to consider de-TIF and re-TIF, it changed the Board's perspective and the need to look at every opportunity. **Mr. Gerth** asked if the smaller parcels like those located near Witt Road and Beechmont Avenue had the potential to be re-TIF'ed. **Mrs. Earhart** responded that once a property was removed from the 1994 TIF and a new TIF area created, the revenue derived from the new TIF had to be expended to benefit the TIF area. Since Beechmont

was a State highway there was not much opportunity to utilize TIF dollars in such a way that would benefit the properties. **Mr. Gerth** pointed out if areas such as ANCOR and the Ohio Riverfront were to develop it would help to increase TIF dollars.

Mr. Jackson stated that staff had reached out to Artimis asking that a message be displayed directing people attending Riverbend to use Exit 71 to help avoid the backup that had been occurring on I-275 to no avail. **Mrs. Earhart** suggested reaching out to Campbell County to work together on this issue.

Mr. Jackson stated that he was not inclined to talk about a public safety levy at this time. **Mrs. Earhart** replied that she understood that, if the Board wished to seek a levy in November 2014, it may be going up against the Forest Hills School District bond issue. She pointed out that if the Board wished to borrow TIF funds for public safety operating expenses, those dollars would have to be repaid, adding that the longer a levy was deferred the millage would have to be increased. **Mr. Pappas** agreed with Mr. Jackson, and suggested looking at a possible levy during 2015. **Mr. Jackson** pointed out that the Township needed to “pre-sell” a levy. **Mr. Gerth** suggested that at every Board meeting a chart be projected on the screen showing the costs involved with safety services. **Mr. Jackson** stated that the residents needed to understand what cuts had been made to date. **Mr. Pappas** noted that he did not like the idea of borrowing money out of TIF but time needed to be taken to “sell” a levy and educate the public.

Mr. Dietz believed that there was a good opportunity in the near future to request that the Legislature look at changing the mechanics of how townships paid back TIF. **Mrs. Earhart** stated that she was concerned that the Governor was contemplating cuts in funding to townships. A great deal of attention had been focused on Joint Economic Development Zones and Districts at the state level and she felt that this was not the time to look at requesting a change to the TIF legislation. She also informed the Board that the firefighters union had stated that they would support a public safety levy when the Township was ready to pursue one. **Mr. Dietz** verified that the Board’s decision was to transfer the monies from TIF to the Fire and Police Fund. **Mrs. Earhart** added that staff would also begin the educational process and explore ways to reduce General Fund, Fire and Police expenditures. The Board agreed.

Lt. Guy departed at noon.

Project List – **Mr. Shelley** presented the project list (below) adding that each project had been itemized to indicate what stage of progression the project was in. The list did not include on-going maintenance items that fell under other departments. Mr. Shelley also noted that bidding had been completed for the year. Mr. Shelley added that the cost would decrease once repairs were caught up. He also noted that there was 90 miles of Township sidewalks, 55 miles of trails, and 140 miles of sidewalks to maintain in the upcoming years.

Public Works	2014 Projects				
Project	Responsibility	Budget	Funding	Comments	Progress
Replace AC 7 atrium doors	MM	\$ 12,000.00	19353		2014
Sealcoat AC/ACS	RS	\$ 16,000.00	21683		7/2014
AC theater lighting change	MM	\$ 40,000.00	19353		planning

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OC phase B	RS	\$ 275,000.00	14.1100.0714		contract
OC phase A	RS	\$ 436,700.00	22872, 18677		punchlist
Heritage Center exterior improvements	MM	\$ 85,000.00	CDBG	HCCD	submittals
AC lake edge rocking	MM	\$ 15,000.00	22191		planning
AC stone steps	MM	\$ 25,000.00	19353		decision
AC/ACS parking lot light conversion	MM	\$ 35,000.00	01.1100.2814		attrition
2014 Landscape Maintenance	MM	\$ 235,500.00	01.1100.2814		working
Public Works rear building	MM	\$ 75,000.00	14.1100.0714		quoting
2014 Curb & Sidewalk	RS	\$ 850,000.00	23115 23.1200.03	14.1100.0717 04.1200.0301	working
2014 Microsurface overlay	RS	\$ 143,000.00	23120	13-0815-10	working
ACS repaint exterior steel	MM	\$ 6,000.00	23181		summer
Replace AC boiler flues	MM	\$ 20,000.00	23183		done
AC/ACS paver restoration	MM	\$ 5,000.00	01.1100.2814		summer
ACS CCTV upgrades	MM	\$ 50,000.00	23451		quoting
Eversole storm line replacement	MM	\$ 20,000.00	04.1200.0304		easement
Boatsmith Property	RS				working
Gungadin landslide repair	RS				planning
Paddison greenspace landslide repair	RS				planning
Salt dome roof	MM	\$ 19,000.00	23566		contract
Maintenance storage building rehab	MM	\$ 35,000.00			quoting
Misc sidewalk repairs	RS				working
Misc sump pump drain repairs	RS				working
Bauer Reserve sealcoating	MM	\$ 3,000.00			PO
Veterans Memorial	MM	\$ 100,000.00	private		design
Fiscal high density filing system	MM	\$ 17,984.00	21596 23580		contract
		\$ 2,519,184.00			

Mr. Jackson asked if the 2012/2013 rental/utilization of Anderson Center was on target. **Mr. Shelley** replied that due to the rental of the facility by Belterra Park Gaming & Entertainment Center for employee training the numbers were on target. **Mr. Jackson** asked if there had been an increase in revenue as well as the number of events. **Mr. Shelley** replied that it was a little of both. During 2015, he wanted to look into shrinking operating costs by being more selective with events. He planned to do a review and make a recommendation to the Board in the upcoming months. Mr. Shelley also pointed out that the Township lost three months of revenue each year due to Beechmont Players theater schedule. **Mr. Jackson** stated that he was surprised to learn that the Cincinnati Chamber Orchestra was no longer performing at Anderson Center. **Mrs. Earhart** replied that she had reached out to them on several occasions with no response.

Social Media – **Ms. Parker** informed the Board that Amy Hood, a summer intern who had been hired to assist Events Coordinator Amy Meyer, was majoring in social media and had been able to provide some useful information. One area that staff felt needed to be enhanced was the Township’s websites. Staff had considered setting up a *Facebook* page, but the drawbacks seemed to outweigh the positives and the consensus of staff was that the website was a more valuable tool with which to disseminate information. One option for consideration would be a *Facebook* page dedicated to events only rather than a Township page although Mrs. Meyer was not sure she would have the time to maintain and update the page on a consistent basis. Ms. Parker suggested that the Township may be able to pay Ms. Hood a small amount to maintain the *Facebook* events page. Ms. Parker asked the Board for suggestions on how to enhance the website. **Mrs. Earhart** added that staff was open to whatever the Board wished to do with regard to social media. She recognized that the Township and events websites needed to be “beefed up” but that she was concerned that staff did not have the time to dedicate to updating a *Facebook* page. She pointed out that even if an intern were to be hired to update such a page, staff would still need to feed them the information. **Mr. Jackson** suggested forming a “Social Media Committee.” **Mr. Gerth** felt that staff needed to be write the information. **Mr. Jackson**

stated that the “Social Media Committee” could gather the information. **Mr. Pappas** noted that webpages get stale quickly, he would like to see a revamped website with a non-governmental feel, that was user friendly, and the addition of videos. **Mrs. Parker** suggested expanding the e-newsletters. **Mr. Gerth** asked who currently put the information on website. **Mrs. Earhart** responded Mr. Sievers or Mrs. Cowan. **Mrs. Earhart** reminded the Board that the estimate to revamp the website several years ago was \$20,000. **Mr. Jackson** believed that *Anderson Insights* received more positive responses from the residents than the website. **Mr. Gerth** pointed out that there were so many social media outlets that residents could get lost, and he believed that the Township was missing people in Anderson by not having a *Facebook* page. **Mrs. Earhart** replied that staff would make every effort to come back to the Board with a communication plan. **Mr. Jackson** pointed out that Nancy Caine needed to concentrate on press releases, therefore a “Social Media Committee” needed to be formed. **Mr. Pappas** felt an intern was needed. **Mr. Jackson** suggested having an intern on the committee. He also felt that there needed to be five publications of *Anderson Insights* a year.

Economic Development – **Mrs. Earhart** asked for guidance from the Board on its expectations regarding the current economic development plan. With the Board directive of focusing on basic service delivery and emphasis on the Economic Development Committee, staff struggled with how much involvement they should have with regard to recruiting businesses. **Mr. Jackson** pointed out that the Trustees should act as ambassadors. **Mr. Shelley** stated that there was some confusion regarding who runs economic development, and who does staff assist. **Mr. Drury** added that staff laid the groundwork for development which was always economically driven. **Mrs. Earhart** pointed out that staff tried to guide developers through the various processes, but had not actively solicited businesses and/or developers. **Mr. Jackson** added that the Board should be communicating with staff their expectations and goals. **Mr. Gerth** agreed, noting that staff should provide information on potential businesses/developers to him as the Trustee liaison to the Economic Development Committee.

Collaboration, e.g. Greater Anderson Days – **Ms. Parker** stated that she had spoken with the Anderson Township Park District regarding reconfiguring the Township tent for Greater Anderson Days (GAD). The idea that Ken Kushner, Executive Director of the Park District, had was to move the Township to the booth area between the Anderson Township Park District and the Forest Hills Local School District, keeping the larger central tent area for seating. This type of configuration would create a problem in administering public opinion surveys which the Township had done for a number of years. The average amount of surveys collected over the three day GAD event was three to four hundred. **Mr. Pappas** stated that he did not see the value in continuing the survey. **Mrs. Earhart** asked if the Board was comfortable with eliminating the surveys and opting for a smaller booth which would not only reduce costs but also result in the colocation of all Township governmental agencies. The **Board** stated that they were comfortable going in that direction.

Trustee Comments – The **Trustees** had nothing requiring discussion.

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Mr. Jackson 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). Mr. Gerth seconded the motion.

There was no further discussion.

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

Mr. Jackson moved to adjourn the meeting. Mr. Pappas seconded the motion.

There was no further discussion.

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

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of August 21, 2014.

Russell L. Jackson, Jr. 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 5th day of June 2014, and that said minutes have been duly entered upon the Journal of said Township.

This 5th day of June, 2014.

Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

June 19, 2014

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on June 19, 2014, at 5:30 p.m., in the Anderson Center Board Room. Present were the following Board members:

Russell L. Jackson, Jr.
Joshua S. Gerth
Andrew S. Pappas

Also present at the start of the meeting were Township Administrator Vicky Earhart, Assistant Administrator for Operations Steve Sievers, Assistant Administrator for Human Resources Suzanne Parker, and Law Director Margaret Comey.

Mr. Jackson 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 11.22(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. Gerth seconded the motion.

Mrs. Earhart called the roll: Mr. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

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

Mr. Jackson welcomed the additional attendees, including a number of citizens and other public officials including: Planner 1 Allison Hodson, Fire Chief Mark Ober, Public Works Director Richard Shelley, Sgt. Kevin Bley, Assistant to the Fiscal Officer Debbie Huckler and Administrative Assistant Molly Mohrfield. He asked them to join him in the Pledge of Allegiance.

Mr. Gerth moved to adopt the agenda as presented. **Mr. Pappas** seconded the motion. There was no further discussion.

Mrs. Earhart called the roll: Mr. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

PUBLIC HEARINGS

Mr. Jackson opened the public hearing for Case 3-2014 Anderson, approving and adopting miscellaneous text amendments to the Anderson Township Zoning Resolution

Case 3-2014 Anderson Approving and Adopting Miscellaneous Text Amendments to the Anderson Township Zoning Resolution – **Ms. Hodson** explained that the Trustees had initiated the adoption process of the miscellaneous text amendments to the Anderson Township Zoning

Resolution in March. The amendments went through both the Hamilton County Regional Planning Commission as well as the Zoning Commission for review and comment, and both bodies recommended approval. The modifications to the text amendments were broken down into several different categories, including sidewalk regulations, impervious surface ratio, increasing some setbacks and cleaning up the language dealing with landscaping and wheel stops.

Mr. Jackson invited members of the audience and other officials to comment on Case 3-2014 Anderson Approving and Adopting Miscellaneous Text Amendments to the Anderson Township Zoning Resolution.

As no one came forward, **Mr. Jackson** closed the public hearing.

Resolution 14-0619-01: Mr. Pappas moved to adopt Case 3-2014 Anderson approving and adopting miscellaneous text amendments to the Anderson Township Zoning Resolution as follows; Mr. Gerth seconded the motion:

RESOLUTION NO. 14-0619-01
CASE 3-2014 ANDERSON
APPROVING AND ADOPTING
MISCELLANEOUS TEXT AMENDMENTS
TO THE ANDERSON TOWNSHIP ZONING RESOLUTION

WHEREAS, this Board of Township Trustees of Anderson Township (“Board”) has discussed Case 3-2014 Anderson, a recommendation of the Anderson Township Zoning Commission, to amend the text of the Anderson Township Zoning Resolution as described in **Exhibit A**, which are attached hereto, and are hereby incorporated in and made part of this Resolution; and

WHEREAS, after allowing for public testimony and deliberating in public session, the Hamilton County Regional Planning Commission recommended approval with modifications of such amendments at its May 1, 2014, meeting; and

WHEREAS, after allowing for public testimony and deliberating in public session, the Anderson Township Zoning Commission recommended approval of such amendments with modifications at its May 19, 2014, meeting; and

WHEREAS, on June 19, 2014, this Board held a public hearing to review said amendments (as so modified), the documents and testimony pertaining thereto, and the recommendations of the Anderson Township Zoning Commission, Hamilton County Regional Planning Commission, Township staff and various County and Township agencies;

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

community;

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

SECTION 1. That this Board initiates the adoption of the amendments to the Anderson Township Zoning Resolution contained in Exhibit A hereto, which are hereby incorporated in and made parts of this Resolution.

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

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

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

There was no further discussion.

Mrs. Earhart called the roll: Mr. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

PRESENTATIONS AND RECOGNITIONS

Assistant Chief Tom Riemar Retirement – **Chief Ober** announced that Assistant Chief Riemar would be retiring on July 4th after 32 years of service. A.C. Riemar started with the fire department in 1982 as a volunteer and became a career firefighter in 1988. He held the ranks of Lieutenant, Bureau Chief, and his current rank of Assistant Chief. Regionally A.C. Riemar had been a member of the Hamilton County and Federal USAR Teams and he was one of two employees to travel to New York to participate in search and recovery activities after 9-11. Chief Ober thanked him for his service and wished him the best in his retirement.

LEGISLATIVE UPDATE

Legislative Update, State Representative Peter Stautberg – **Mr. Jackson** announced that Mr. Stautberg was unable to attend the Trustees meeting.

PUBLIC FORUM

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

TRUSTEE COMMENTS

Mr. Gerth announced a new event for the Township on June 21st, the Food Truck Rally. It would be comprised of approximately 12 food truck vendors, live music, a kid's zone, and cruise-in. He noted that this event would have not have been possible without the hard work from two staff members, Nancy Downs and Molly Mohrfield. He thanked them for all the work they put into planning the event.

Mr. Pappas announced that Mr. Dietz was not in attendance due to a recent accident. He asked that everyone keep Mr. Dietz in their thoughts.

Mr. Jackson announced that a speed radar device with a message noting that commercial vehicles were prohibited had been placed on Mt. Carmel Road to deal with the ongoing problem with trucks traveling the hill. Staff would continue to work with Hamilton County to alleviate the problems caused by truck traffic. He also noted that a gentleman who lived in the area had started a video website for the purpose of recording trucks on the roadway.

FISCAL OFFICER

Financial Reports – **Mrs. Hucker** announced that the end of month May financial reports were available for review.

Minutes –

Resolution 14-0619-02: Mr. Gerth moved to approve the minutes of April 17, 2014, with minor corrections. Mr. Pappas seconded the motion.

There was no further discussion.

Mrs. Earhart called the roll: Mr. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

Resolution 14-0619-03: Mr. Pappas moved to approve the minutes of May 1, 2014, with minor corrections. Mr. Gerth seconded the motion.

There was no further discussion.

Mrs. Earhart called the roll: Mr. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, abstained.

Resolution 14-0619-04: Mr. Gerth moved to approve the minutes of May 15, 2014, with minor corrections. Mr. Pappas seconded the motion.

There was no further discussion.

Mrs. Earhart called the roll: Mr. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

LAW DIRECTOR

Ms. Comey had nothing requiring Board action.

PLANNING & ZONING

Nuisance Abatement, 7413 Towerview Lane –

Resolution 14-0619-05: Mr. Gerth moved to adopt a resolution determining existence of nuisance on land owned by Cynthia K. Carter, 7413 Towerview Lane, providing for notice and ordering remediation pursuant to R.C. §505.87 as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 14-0619-05

RESOLUTION DETERMINING EXISTENCE OF NUISANCE ON LAND OWNED BY CYNTHIA K. CARTER, 7413 TOWERVIEW LANE, PROVIDING FOR NOTICE AND REMEDIATION (R.C. §505.87)

The Board of Township Trustees of Anderson Township, Hamilton County, Ohio, hereby resolves that:

Section 1. Maintenance of the vegetation, garbage, refuse or other debris by the owner or owners (herein "owner"), all as defined and specified in Schedule A hereto (which is by this reference incorporated herein), is hereby determined to constitute a nuisance within the meaning of R.C. §505.87. If the nuisance described in Schedule A is the maintenance of vegetation, then the owner's continuing failure to abate, control, or remove the same after notice as provided for herein is hereby determined to render such nuisance a continuing nuisance, and no further notice of this Board's provision for such abatement, control, or removal need be provided.

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 Anderson 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 Anderson 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,

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garbage, refuse or debris, or no agreement is entered into under Revised Code §505.87(B), 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, in an amount not to exceed \$500.00, are hereby authorized and appropriated to be paid from the Anderson 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.

Mrs. Earhart called the roll: Mr. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

Nuisance Abatement, 6727 Salem Road –

Resolution 14-0619-06: Mr. Gerth moved to adopt a resolution determining existence of nuisance on land owned by John & Monica Riehle, 6727 Salem Road providing for notice and ordering remediation pursuant to R.C. §505.87 as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 14-0619-06

RESOLUTION DETERMINING EXISTENCE OF NUISANCE ON LAND OWNED BY JOHN & MONICA RIEHLE, 6727 SALEM ROAD, PROVIDING FOR NOTICE AND REMEDIATION (R.C. §505.87)

The Board of Township Trustees of Anderson Township, Hamilton County, Ohio, hereby resolves that:

Section 1. Maintenance of the vegetation, garbage, refuse or other debris by the owner or owners (herein "owner"), all as defined and specified in Schedule A hereto (which is by this reference incorporated herein), is hereby determined to constitute a nuisance within the meaning of R.C. §505.87. If the nuisance described in Schedule A is the maintenance of vegetation, then the owner's continuing failure to abate, control, or remove the same after notice as provided for herein is hereby determined to render such nuisance a continuing nuisance, and no further notice of this Board's provision for such abatement, control, or removal need be provided.

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 Anderson Township or a nonresident whose address is known, the Zoning Inspector shall give notice to such owner, on behalf of this Board, in

June 19, 2014

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 Anderson 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, or no agreement is entered into under Revised Code §505.87(B), 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, in an amount not to exceed \$500.00, are hereby authorized and appropriated to be paid from the Anderson 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.

Mrs. Earhart called the roll: Mr. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

WeTHRIVE! –

Resolution 14-0619-07: Mr. Gerth moved to adopt a resolution of support for the Hamilton County Public Health's WeThrive! Initiative as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 14-0619-07
WeTHRIVE! RESOLUTION OF SUPPORT

WHEREAS, A partnership with public health leverages and maximizes resources, tools and provides subject matter experts that benefit the community; and

WHEREAS, engaging in Hamilton County Public Health's WeTHRIVE! Initiative generates broad-based support for creating healthy environments where residents live, work, learn, and play; and

WHEREAS, a healthy community is a strong, thriving community; and

WHEREAS, this Board of Township Trustees (“Board”), has repeatedly demonstrated its support of healthy initiatives, including, but not limited to:

1. Encouraging staff, and facilitating planning efforts, to ensure the built environment fosters regular walking, biking, public transportation use, and other forms of physical activity through compact development, mixed land use within neighborhoods, and complete streets that are safe and welcoming for all persons.
2. Prioritizing capital improvement projects that increase opportunities for physical activity in existing areas.
3. Supporting the Anderson Township Farmers’ Market to provide fresh produce to community residents, support small farmers and build community.
4. Supporting the Forest Hills School District’s effort to cultivate school gardens, and collaborating with the schools to facilitate safety improvements that accommodate walking and bicycling to school from surrounding neighborhoods.
5. Promoting employee wellness for Township employees by providing considerations in Township work spaces, including exercise equipment, shower facilities, etc. and continue to advance healthy initiatives that sets an example for Township businesses.
6. Designating that all Township properties and facilities, both indoor and outdoor, shall be 100% tobacco-free.

NOW, THEREFORE, BE IT RESOLVED THAT by the Board of Township Trustees of Anderson Township, Hamilton County, Ohio (“Board”), that this Board hereby recognizes the importance of public health efforts to prevent diseases, protect children, adults and families, and to promote healthy living principles to improve the overall health and vitality of Anderson Township. In light of the foregoing consideration, Anderson Township fully supports Hamilton County Public Health’s WeTHRIVE! Initiative.

BE IT FURTHER RESOLVED, that Anderson Township will designate a WeTHRIVE! Team, consisting of members of its Transportation Advisory Committee, which includes over twenty residents of Anderson Township, a Planner from the Township’s Planning and Zoning Department, and a Liaison with the Board of Township Trustees. The WeTHRIVE! Team will be responsible for leading community health and wellness efforts and serving as a liaison between Anderson Township and Hamilton County Public Health.

BE IT FURTHER RESOLVED that Anderson Township authorizes the WeTHRIVE! Team to select the Chronic Disease Pathway and work through this Pathway’s process with representatives from Hamilton County Public Health. The Anderson Township WeTHRIVE! Team will collaborate with Hamilton County Public Health on an ongoing basis to work through additional Pathways, existing or newly established, to improve the overall health and well-being of our community.

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BE IT FURTHER RESOLVED that the Anderson Township's WeTHRIVE! Team shall designate a representative to participate in the WeTHRIVE! Community Learning Collaborative facilitated by Hamilton County Public Health.

BE IT FURTHER RESOLVED that the Anderson Township's WeTHRIVE! Team shall work with Township departments to ensure considerations are taken place in Township operations, such as planning activities, road construction improvements, and human resource functions, and report back to the Board regarding steps taken to implement this Resolution, additional steps planned, and any desired actions that would need to be taken by the Board or other agencies or departments to implement the steps taken or planned.

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.

Mrs. Earhart called the roll: Mr. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

Taking Root –

Resolution 14-0619-08: Mr. Pappas moved to adopt a resolution of support for the Taking Root Initiative as follows; Mr. Gerth seconded the motion:

RESOLUTION NO. 14-0619-08
TAKING ROOT RESOLUTION OF SUPPORT

WHEREAS, this Board of Township Trustees ("Board"), established a Street Tree Committee in 2006 to guide the Township's Urban Forestry Efforts; and

WHEREAS, this Board, established a Comprehensive Public Tree Maintenance Program in 2007 to guide the Township's Urban Forestry Efforts; and

WHEREAS, Anderson Township was recognized as a Tree City USA by the National Arbor Day Foundation in 2009, and has been awarded this designation the past five years;

WHEREAS, this Board of Township Trustees ("Board"), recognizes:

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

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1. The importance of trees and forested areas for contributing to clean air and water and for their potential to reduce stormwater runoff and its impacts, conserve energy, improve public health, and increase property values;
2. The special value of native trees and large trees for regenerating local forests, and of wooded hillsides and stream corridors for sustaining other natural resources;
3. The need for greater awareness and community involvement as major contributors to healthier forests;
4. The benefits of participating in coordinated efforts and public-private partnerships to optimize opportunities and resources for tree protection and expansion.

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

SECTION 1. The purpose of the Taking Root Campaign in our 8-county, Greater Cincinnati tri-state region (organized by the Ohio-Kentucky-Indiana Regional Council of Governments, the Green Umbrella, the Cincinnati Zoo and Botanical Garden, and the Green Partnership for Greater Cincinnati [City of Cincinnati, Hamilton County, Duke Energy, University of Cincinnati, Cincinnati State, and Cincinnati Public Schools] and facilitated by many Partner organizations);

SECTION 2. The mission of the Taking Root Campaign as a collaborative, broad-based campaign to address the current historic loss of our region's tree canopy by encouraging and promoting the planting of trees, better management of our local forests, the many benefits of healthy trees, and fostering a sense of stewardship among individuals and communities;

SECTION 3. The goal to plant 2 million trees by 2020 -- one for everyone in our region.

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.

Mrs. Earhart called the roll: Mr. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

Green Umbrella –

Resolution 14-0619-09: Mr. Pappas moved to adopt a resolution of support for Green Umbrella Initiative as follows; Mr. Gerth seconded the motion:

RESOLUTION NO. 14-0619-09
GREEN UMBRELLA RESOLUTION OF SUPPORT

WHEREAS, this Board of Township Trustees (“Board”), through adoption of the Anderson Trails Plan in 1999, and subsequent updates in 2002, 2005, 2009, and 2013, is committed to maintaining and enhancing quality of life for citizens throughout the region through the provision of network of sidewalks, trails and expanded roadway berms, and has worked with neighboring communities, county and state agencies, and regional organizations to advance regional and statewide trail planning efforts in and around Anderson Township, including the Ohio River Trail and the Little Miami Trail; and

WHEREAS, this Board recognizes that the “Regional Trails Alliance Trail Plan” will contribute to quality of life by weaving together communities and regional assets via a network of trails and greenways; and

WHEREAS, the "Regional Trails Alliance Trail Plan" recommends linking trails and greenways together, gaining cooperation to encourage regional collaboration, and to create a network that will provide transportation, exercise, leisure, safety, accessibility, recreation and community benefits aimed at enhancing the quality of life; and

WHEREAS, many communities, agencies, and trail advocates in the region have taken a lead in planning and/or building local trails and greenways, and those efforts can be greatly enhanced by being connected to a larger regional network of trails; and

WHEREAS, trails and their green buffer areas will help improve the quality of the air we breathe by preserving trees and vegetation and by promoting reduce congestion through non-motorized transportation, and will enhance the quality of our water through natural buffers and mitigation of storm water run-off; and

WHEREAS, trails and greenways are freely accessible community assets offering opportunities for transportation, recreation and exercise to everyone, including children, youth and families, schools and provide safe places for people to experience a sense of community and create stronger social and family ties; and

WHEREAS, trails have significant impact on the health and economic viability of the region through encouraging active lifestyles, increased levels of tourism, enhanced property values, added jobs related to the construction of and along the trail, as well as enhanced ability to attract and retain businesses to the region due to improved quality of life; and

WHEREAS, the "Regional Trails Alliance Trail Plan" provides the foundation for a long term strategy that will continue to grow and to provide invaluable resources for our children, grandchildren and great grandchildren, and will only increase in the future;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees of Anderson Township, Hamilton County, Ohio ("Board"), that this Board is committed to the promotion and continued development of the "Regional Trails Alliance Trail Plan" and in the concept of working with neighboring communities to plan, design, build and maintain a system of trails that will connect our communities, people and special regional points of interest for years to come.

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.

Mrs. Earhart called the roll: Mr. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

SHERIFF'S OFFICE

Sgt. Bley had nothing requiring Board action.

Sgt. Bley stated that in the past year the Sheriff's Department had given out 87 citations on Mt. Carmel Road and of those 87 citations, 37 were issued for trucks going down the hill. **Mr. Jackson** pointed out that if an access road was built at the bottom of S.R. 32 trucks would have the ability to avoid Mt. Carmel Road. **Sgt. Bley** believed that better signage would help.

PUBLIC WORKS DEPARTMENT

Ratification of Application for Hamilton County 20% Distribution Funds –

Resolution 14-0619-10: Mr. Pappas moved to ratify the application made by the Director of Public Works for Hamilton County 20% funds to be used toward the 2014 Township Sidewalk Repair Program in the amount of \$88,316. Mr. Gerth seconded the motion.

There was no further discussion.

Mrs. Earhart called the roll: Mr. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

Clough Pike Sidewalk Bid Award –

Resolution 14-0619-11: Mr. Gerth moved that this Board hereby accepts the bid of \$319,348.50, from Adleta Construction deemed to be the most responsive and responsible bidder for the Clough Pike Sidewalk – Fox Hollow Drive to Sandcliff Drive., Nagel Road to YMCA driveway, project in accordance with the bid plan and specifications, together with a 10% contingency, for a maximum appropriation of \$351,283.50 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 Adleta Construction in accordance with their bid for the Clough Pike Sidewalk – Fox Hollow Drive to Sandcliff Dr., Nagel Road to YMCA Driveway, project. Mr. Pappas seconded the motion.

There was no further discussion.

Mrs. Earhart called the roll: Mr. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

Set Date for Fox Brook Place Lighting District Public Hearing – Mr. Shelley informed the Board that a public hearing was required for all lighting districts after the acceptance of a successful petition. The hearing allowed residents an opportunity to voice both concurrence and opposition to the proposed district. In the case of the proposed Fox Brook Place lighting district, the developer, Zicka Walker, was currently the sole owner of all 21 lots contained in the subdivision. Zicka Walker had completed and successfully submitted a petition.

Resolution 14-0619-12: Mr. Gerth moved to set a public hearing for the Fox Brook Lighting District at 6:00 p.m. on July 17, 2014. Mr. Pappas seconded the motion.

There was no further discussion.

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

FIRE & RESCUE DEPARTMENT

Insurance Services Office, Inc. (ISO) Public Protection Classification Summary Report – Chief Ober stated that in January of 2014, a field inspection had been completed by the Insurance Services Office (ISO). He received notification that Anderson Township would remain with a “class three” classification. For insurance carriers which base their premiums on ISO ratings, no changes would occur for the Township.

TOWNSHIP ADMINSTRATOR

Decisions Arising from Executive Session Discussions –

Resolution 14-0619-13: Mr. Pappas moved to authorize the Assistant Township Administrator to renew the Township’s current employee medical insurance coverage with the Center for Local Government Benefits Pool for the upcoming 2014-2015 plan year. Mr. Gerth seconded the motion.

There was no further discussion.

Mrs. Earhart called the roll: Mr. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

Resolution 14-0619-14: Mr. Pappas moved to promote Sean A. Smith and Michael T. Meiners to the rank of Battalion Chief and to promote Robert Herrlinger and Brian Carlson to the rank of Lieutenant all within the Anderson Township Fire & Rescue Department effective July 1, 2014. Mr. Gerth seconded the motion.

There was no further discussion.

Mrs. Earhart called the roll: Mr. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

Mr. Gerth moved to adjourn the meeting. Mr. Pappas seconded the motion. Mrs. Earhart called the roll: Mr. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of August 21, 2014.

Russell L. Jackson, Jr. 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 June 2014, and that said minutes have been duly entered upon the Journal of said Township.

This 19th day of June, 2014.

Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

July 17, 2014

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on July 17, 2014, at 5:30 p.m., in the Anderson Center Board Room. Present were the following Board members:

Russell L. Jackson, Jr.
Joshua S. Gerth
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, Assistant Administrator for Human Resources Suzanne Parker, and Law Director Margaret Comey.

Mr. Jackson 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 for imminent court action as permitted by Ohio Revised Code Section 12122 (G)(3). Mr. Gerth seconded the motion.

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

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

Mr. Jackson welcomed the additional attendees, including a number of citizens and other public officials including: Planning & Zoning Director Paul Drury, Fire Chief Mark Ober, Public Works Director Richard Shelley, Corporal David Boiman, and Administrative Assistant Molly Mohrfield. He asked them to join him in the Pledge of Allegiance.

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

There was no further discussion.

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

PUBLIC HEARINGS

Mr. Jackson opened the public hearing for the 2015 Preliminary Summary Tax Budget

2015 Preliminary Summary Tax Budget – **Mr. Dietz** explained that each year the Township was required to submit a tax budget for the next fiscal year. Several meetings had been conducted with department heads and administration in which capital projects were addressed along with some areas of concern for 2015. The 2015 General Fund had increased by \$1,000,000 due to vehicle purchases in both the Fire and Rescue and Sheriff’s Department. Most of the

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discretionary items had been kept in line and revenue projections were coming in better than anticipated but Mr. Dietz stated the estimates were kept conservative.

Mr. Jackson invited members of the audience and other officials to comment on the 2015 Preliminary Summary Tax Budget

As no one came forward, **Mr. Jackson** closed the public hearing.

Resolution 14-0717-01: Mr. Pappas moved to approve the 2015 Preliminary Summary Tax Budget as presented by the Fiscal Officer. Mr. Gerth seconded the motion.

There was no further discussion.

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

PRESENTATIONS AND RECOGNITIONS

Battalion Chief Paul Cunningham Retirement – **Chief Ober** announced the retirement of Battalion Chief Paul Cunningham. B.C. Cunningham started with the fire department in 1987 as a volunteer, he began his full time career in 1989 as a firefighter/paramedic, achieving the rank of Lieutenant then advanced to Battalion Chief. He attended various training sessions, including the Ohio Fire Chiefs Association where he graduated from the Executive Fire Officers program. He had also earned a Bachelor Degree in Fire & Safety Engineering from the University of Cincinnati. Chief Ober thanked him for his service and wished him the best in his retirement.

Oath of Office Battalion Chiefs & Lieutenants – **Chief Ober** introduced newly promoted Battalion Chiefs Sean Smith and Mike Meiners. **Mr. Dietz** administered the oath of office to the Battalion Chiefs and the newly promoted Lieutenants, Bob Herrlinger and Brian Carlson.

LEGISLATIVE UPDATE

Legislative Update, State Representative Peter Stautberg – **Mr. Jackson** announced that Mr. Stautberg was unable to attend the Trustees meeting.

PUBLIC FORUM

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

TRUSTEE COMMENTS

Response to the Hamilton County Commissioners Request for Feedback on the Proposed Sales Tax Increase – **Mr. Jackson** announced that the Hamilton County Commissioners had been petitioned to make a decision regarding increasing the sales tax a quarter of 1% for the purpose of funding the repairs and/or renovations to Music Hall and Union Terminal. He pointed out that

July 17, 2014

the Commissioner had three choices, they could unilaterally implement the tax, they could place the tax initiative on the ballot or they could take no action. Mr. Jackson proceeded to read a letter he had written and sent to the Commissioners opposing the tax increase.

Mr. Pappas felt that the three week time period the Commissioners were under, to reach a decision, constituted a rush to judgment. He also pointed out that some of the cost estimates for repairs to the two structures had not been completed. He stated that he did not like when any government agency created a crisis and then tried to find the solution in a short amount of time. He fully supported Mr. Jackson's letter and stated he would like to add his name to it if possible.

Mr. Gerth stated that Music Hall and Union Terminal were iconic buildings and important to the region. He felt the City of Cincinnati was getting off "scott-free" and pointed out that the City was able to pull together funding for the street cars. **Mr. Pappas** believed that the deed of these properties clearly stated that the City was the owner, yet the City was coming to the County to "bail them out." He believed the City was displaying a poor financial decision, and felt more discussion and review was needed before the Commissioners "knee jerk" reaction to public pressure from a small group. **Mr. Jackson** stated that it was important that everyone communicate their opposition to the Commissioners.

FISCAL OFFICER

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

LAW DIRECTOR

Mrs. Comey had nothing requiring Board action.

PLANNING & ZONING

Wolfangel Road Sidewalk Engineering Services – **Mr. Drury** explained that a contract modification was needed for the Wolfangel Road sidewalk project that included supplemental survey and right-of-way services for additional permanent easements, culvert video inspections, and retaining wall analysis. These items were not included in the original project scope of work.

Resolution 14-0714-02: Mr. Gerth made a motion to authorize the expenditure of up to \$27,303 in TIF Funds for additional engineering costs associated with the Transportation Alternative Program (TAP) grant funded Wolfangel Road sidewalks, to address unforeseen tasks not included in the original scope of work as approved by Resolution No. 13-0620-08. Mr. Pappas seconded the motion.

There was no further discussion.

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

July 17, 2014

SHERIFF'S OFFICE

Cpl. Boiman had nothing requiring Board action.

PUBLIC WORKS DEPARTMENT

Mr. Shelley had nothing requiring Board action.

FIRE & RESCUE DEPARTMENT

Ohio Emergency Medical Services Board, Training and Equipment Grant – **Chief Ober** announced that he received notification that the grant application to the Ohio Emergency Medical Services (EMS) Board had been approved for \$4,250 for the purchase of training equipment. The funds would be utilized for the annual recertification of all paramedics for the two main requirements of Advanced Cardiac Life Support and Pediatric Advanced Life Support. Those courses fulfilled the State mandatory requirements for all 65 paramedics.

TOWNSHIP ADMINISTRATION

Greater Anderson Days Announcement – **Ms. Parker** announced that the Greater Anderson Days Celebration would be held July 25th – 27th at Beech Acres Park.

Electricity Aggregation Update – **Ms. Parker** stated that participation in the electricity aggregation program continued to climb slowly. There were currently 1,200 enrollees, with 100 new enrollments in the last three months. Even though the enrollment pace had slowed down she would continue the educational process.

Frank Gates Group Rating Pool – **Ms. Parker** stated that for the last several years the Township had belonged to the Ohio Township Association's group rating program for its Workers Compensation insurance. Participation in the group rating program had saved the Township a considerable amount of money over the years. The approximate savings was estimated to be \$72,042 in premium costs for 2015. As a part of participation in the group program, the Township was required to pay an administrative fee to the Frank Gates for various administrative and legal services.

Resolution 14-0717-03: Mr. Pappas moved to authorize payment of \$24,240 to the Frank Gates Company for Anderson Township's participation in the Ohio Township Association's Worker's Compensation group rating program for the policy year of January through December 2015. Mr. Gerth seconded the motion.

There was no further discussion.

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

Decisions Arising from Executive Session –

Resolution 14-0717-04: Mr. Gerth moved to adopt a resolution authorizing grant of easement pertaining to Township property to Duke Energy Ohio, Inc., for electric utility and/or telecommunications facilities as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 14-0717-04

**RESOLUTION AUTHORIZING GRANT OF EASEMENT
PERTAINING TO TOWNSHIP PROPERTY TO DUKE ENERGY OHIO, INC., FOR
ELECTRIC UTILITY AND/OR TELECOMMUNICATIONS FACILITIES**

WHEREAS, Revised Code Section 505.10(A)(6) provides that a board of township trustees, upon a unanimous vote of its members and by resolution, may authorize the transfer and conveyance of real property that said board wishes to sell or otherwise transfer, upon whatever terms are agreed to between the board and the transferee or purchaser of the property; now, therefore,

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

SECTION 1. This Board hereby expresses its intent to convey to Duke Energy Ohio, Inc., a perpetual, non-exclusive easement (the "Easement") in, upon, over, along, under, through and across certain real property located on the west side of Eight Mile Road and .25 miles south of the intersection of Eight Mile and St Rt 32, in the Township, and further identified by the Hamilton County Auditor as Parcel No. 500-0073-0013 and Parcel Number 500-0073-0014 (the "Property"), pursuant to the Board's authority provided in Revised Code Section 505.10(A)(6).

SECTION 2. The Township Administrator is hereby authorized to enter into a Grant of Easement to Duke Energy Ohio, Inc., substantially in the form attached hereto as Exhibit A and by this reference incorporated herein (the "Grant Agreement"), with such changes thereto as may be deemed by the Township Administrator to be advantageous to the Township, which determination shall be evidenced by her execution of the Grant Agreement.

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

There was no further discussion.

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

Resolution 14-0717-05: Mr. Gerth moved to authorize the Township Administrator or her designee to acquire property in an amount not to exceed \$15,000 include due diligence. Mr. Pappas seconded the motion.

There was no further discussion.

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

Mrs. Earhart stated for the record that Mr. Pappas had recused himself and did not participate in Executive Session discussions regarding the proposed disposition of Township-owned real estate. She then asked the Board for consideration of a Resolution authorizing the sale of property located at 7887 Beechmont Avenue.

Resolution 14-0717-06: Mr. Gerth moved to adopt a resolution authorizing the disposition of real estate as follows; Mr. Jackson seconded the motion:

RESOLUTION NO. 14 - 0717 – 06

RESOLUTION AUTHORIZING DISPOSITION OF REAL ESTATE

WHEREAS, Revised Code Section 505.10(A)(6) (the “Statute”) provides that a board of township trustees, under certain circumstances, upon a unanimous vote of its members and by resolution, may authorize the transfer and conveyance of real property that said board wishes to sell or otherwise transfer, upon whatever terms are agreed to between the board and the transferee or purchaser of the property; now, therefore,

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

SECTION 1. That this Board hereby finds and determines that certain real property located at 7887 Beechmont Avenue, in the Township, and further identified by the Hamilton County Auditor as Parcel No. 500-0203-0126 and Parcel No. 500-0203-0127 (collectively, the “Property”), is not needed for public use; and, pursuant to the Board’s authority provided in the Statute, the Board hereby expresses its intent to sell the Property.

SECTION 2. That the Township Administrator is hereby authorized to enter into a real property Purchase and Sale Agreement pertaining to the Property substantially in the form attached hereto as presented to the Board and by this reference incorporated herein (the “Agreement”), with such changes thereto as may be deemed by the Township Administrator

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

July 17, 2014

after consultation with the Law Director to be advantageous to the Township, which determination shall be 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 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, abstain; Mr. Gerth, yes; Mr. Jackson, yes.

Mr. Gerth moved to adjourn the meeting. Mr. Pappas seconded the motion. Mr. Dietz called the roll: Mr. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of August 21, 2014.

Russell L. Jackson, Jr. President

Kenneth G. Dietz, Fiscal Officer

C E R T I F I C A T I O N

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 July 2014, and that said minutes have been duly entered upon the Journal of said Township.

This 17th day of July, 2014.

Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

August 7, 2014

The Board of Township Trustees of Anderson Township ("Board") held its regular Interim Workshop Meeting on August 7, 2014, at 2:00 p.m. in the Large Conference Room. Present were the following Board members:

Russell L. Jackson, Jr.
Andrew S. Pappas

Mr. Jackson called the meeting to order and welcomed attendees including Fiscal Officer Ken Dietz, Township Administrator Vicky Earhart, Assistant Administrator for Operations Steve Sievers, Assistant Administrator for Human Resources Suzanne Parker, Trails Coordinator/Property Maintenance Inspector Tom Caruso, Public Works Director Richard Shelley, Fire Chief Mark Ober, Corporal Dave Boiman, Assistant to the Fiscal Officer Debbie Hucker, Office Manager Betty Cowan and *Forest Hills Journal Reporter Lisa Wakeland*.

Mr. Jackson moved to adopt the agenda with changes. Mr. Pappas seconded the motion.

There was no further discussion.

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

TRUSTEE COMMENTS

The **Trustees** had nothing requiring discussion.

FISCAL OFFICER

Mr. Dietz had nothing requiring discussion.

PLANNING & ZONING

2014 Nuisance Abatement Certifications – **Mr. Caruso** pointed out that nuisance cases had dropped to one. **Mr. Caruso** stated that he had been asked by Mr. Drury to convey that the drop in the total number of nuisance cases demonstrated Ms. Heffner's outstanding efforts to work with banks and property owners, therefore reducing any financial outlay by the Township. **Mr. Jackson** pointed out that Ms. Heffner's ability to work with out of town financial institutions was also amazing. **Mrs. Earhart** added that it was remarkable, Ms. Heffner's resourcefulness, to work with charity groups to do the work that was needed for those who were unable.

Anderson Township Beautification Awards – **Mr. Caruso** announced that many of the Beautification Award recipients would be present at the August 21st Board meeting to receive their awards.

2nd Quarter Report – **Mr. Jackson** requested a copy of the permit log kept by Mrs. Cowan.

FIRE AND RESCUE

Overtime Report – **Mr. Jackson** pointed out that it appeared as though overtime costs had been reduced without any negative consequences.

Ohio Fire Chiefs Conference Summary – **Chief Ober** stated that he was excited to learn more regarding the offering of care to residents in an “at home” setting “known as paramedicine.” He intended to explore the idea further along with the additional training requirements that would be needed for personnel. Chief Ober estimated the program would reduce calls to 911 and ultimately save funding and resources by reducing transportation of patients to the emergency room by alternatively rendering care to them at home. **Mr. Pappas** and **Mr. Jackson** liked the concept and believed it would cut down on repeat runs.

PUBLIC WORKS

Mr. Shelley informed the Board that the Toolcat purchased for Anderson Center had not lived up to its expectations. Therefore, the Bobcat dealer from whom it was purchased offered to accept it as a trade-in towards a new piece of equipment. **Mr. Jackson** asked what the trade-in cost would be. **Mr. Shelley** stated 50%.

SHERIFF

Cpl. Boiman had nothing requiring discussion.

ADMINISTRATION

Finalization of Board Priorities – **Mrs. Earhart** stated that during the June 5th Planning Meeting, staff submitted a proposed list of long term priorities to the Board for its consideration. The Board suggested that two new priorities, “customer service” and “collaboration” be added to the existing list. After much discussion staff felt that “customer service” fit within the Core Priorities section and believed that collaboration existed within most of the priorities. Therefore, staff recommended that “collaboration” be featured as an overall theme rather than inserting it as a standalone priority. She also pointed out that a list/spreadsheet of projects to be completed in the short term was attached for the Board’s review. **Mr. Jackson** pointed out that it should not be so much of a spreadsheet but more of a check off sheet.

Policy for Defining Indigent for Purposes of Burial at Anderson Township Expense – **Mrs. Earhart** informed the Board that every political subdivision was required to provide for the cremation or burial of indigent persons and for those bodies claimed by a person that was indigent. Recently the determination of indigence had fallen to townships with little guidance as to what criteria was to be used. Therefore, the Ohio Township Association had drafted a model policy for consideration.

August 7, 2014

The Township had historically selected cremation for indigent burials, as it was less costly than burial. Therefore, the policy had been customized to include a provision which would allow for cremains to be dispersed in the Union Cemetery scattering garden located in Symmes Township. A small plaque would also be installed at the cemetery to identify cremains. Symmes Township had agreed to accept cremains at a cost of \$500 each for the scattering and plaque. The Township also had an agreement with Hay Funeral Home to provide for cremation at a cost of \$895.00, bringing the total cost per indigent burial to \$1,395. **Mr. Jackson** asked if the Wolfangel Cemetery was still active and if it could be a consideration for a scattering garden. **Mrs. Earhart** replied that the cemetery was too close to a residential area to serve as a scattering garden. **Mr. Jackson** asked if the circumstances were different if the person was a veteran. **Mrs. Earhart** stated that once proven the deceased was a veteran, Hamilton County would pick up the cost.

Social Media Policy – **Mr. Sievers** stated that, at the direction of the Board, staff had been preparing for a presence on social media. One of the key steps in the process was to develop a social media policy to guide the activity of staff and visitors to the Township's future social media outlets. Staff had prepared a draft Social Media Policy for the Board's review. The goal was to have the policy in place before launching the Facebook site.

Hamilton County 9-1-1 System Upgrade – **Mr. Jackson** noted that this was the sixth proposal for an upgrade to the 9-1-1 system, he asked if this was the final direction. **Mrs. Earhart** responded that it was not the final decision. **Mr. Jackson** pointed out that was not just a change to the 9-1-1 system, it was a change to the phone system, and radio system as well. **Mrs. Earhart** stated that the biggest benefit would be a requirement from the vendor that the equipment would last until 2039. She also pointed out that this was an expenditure that was not presented during the planning meeting as it was not known at that time.

Mr. Jackson stated that the link from the Township's website to Duke regarding electric aggregation was not working. **Ms. Parker** replied that should would check into it.

Mr. Jackson moved to retire to Executive Session to consider the employment 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 sales of property as permitted by Ohio Revised Code Section 121.22(G)(2). Mr. Pappas seconded the motion.

There was no further discussion.

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

Mr. Jackson moved to adjourn the meeting. Mr. Pappas seconded the motion.

There was no further discussion.

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

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
August 7, 2014

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of October 16, 2014.

Russell L. Jackson, Jr. 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 August 2014, and that said minutes have been duly entered upon the Journal of said Township.

This 7th day of August, 2014.

Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
August 21, 2014

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on August 21, 2014, at 5:30 p.m., in the Anderson Center Board Room. Present were the following Board members:

Russell L. Jackson, Jr.
Joshua S. Gerth
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. Jackson called the meeting to order and moved to retire to Executive Session to consider the employment of public employee or official as permitted by Ohio Revised Code Section 121.22(G)(1) and to consider the purchase of property for public purposes or the sale of property as permitted by Ohio Revised Code Section 12122 (G)(2). Mr. Gerth seconded the motion.

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

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

Mr. Jackson welcomed the additional attendees, including a number of citizens and other public officials including: Planning & Zoning Director Paul Drury, Fire Chief Mark Ober, Public Works Director Richard Shelley, Sgt. Kevin Bley, and Administrative Assistant Molly Mohrfield. He asked them to join him in the Pledge of Allegiance.

Mrs. Earhart stated that it seemed as though the Trustees had the solemn task of asking meeting attendees to join in a moment of silence far too often. Over the last several years, the Board had honored lifelong residents, volunteers, community leaders and sadly, the beloved children of Township staff.

It was with great sadness that she asked everyone to join in a moment of silence, to remember Judy Dill.

Judy began working for the Township in 2003. She served as a secretary in Administration and was the first face visitors saw as they entered Anderson Center. Many of the dog walkers who frequented Anderson Center probably remembered Judy as the woman who handed out dog biscuits.

Mrs. Earhart stated that Judy lost her battle with cancer adding that she was a daughter, mother, loving grandmother, coworker and friend who will be missed.

Mrs. Earhart asked everyone to rise and to join in a moment of silence.

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. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

PRESENTATIONS AND RECOGNITIONS

Beautification Awards – **Mr. Drury** introduced the 2014 Beautification Award winners.

LEGISLATIVE UPDATE

Legislative Update, State Representative Peter Stautberg – **Mr. Stautberg** announced that the Legislature was on break and not scheduled to go back into session until after the election. The two most important items on his agenda for the lame-duck session were House Bill 277, the Annexation Bill, which was currently in the Senate having passed out of the House, along with a discussion regarding the possible distribution of surplus funds at the State level. A number of Legislators would like to see the surplus distributed to the Local Government Fund, but a debt owed to the Federal government dealing with an unemployment compensation balance was the predominant concern.

PUBLIC FORUM

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

Chief Deputy Mark Schnoover, Hamilton County Sheriff's Office, thanked the Board for its commitment to fight the drug problem that existed in Hamilton County. The Sheriff's Office had taken steps to increase the size of the Regional Narcotics Unit (RENU) over the last year. The total cost to run RENU was approximately \$3,000,000 per year. In addition to that the Sheriff's Office also had 10 canine units that were drug trained and available throughout Hamilton County. The Sheriff's Office was in the planning stages of placing 25 billboards across Hamilton County with an anti-drug message. The message would point out the Sheriff's Office website and the method in which someone could contact RENU, either by text, telephone, or over the computer, to give tips anonymously. The hope was that these billboards would generate a great deal of tips over and above what the Sheriff's Office had to help combat the drug problem even further. The Sheriff's Office was highly committed to fighting the drug problem in Hamilton County and believed that battling the problem every day was a quality of life issue for the residents of Anderson. The Sheriff's Office would continue to do everything in their power to keep the citizens safe and help to provide an opportunity to live in a drug free environment.

William Stanley, 7826 Eglington Court, stated that he had recently read an article in the newspaper regarding the Kroger expansion and how several abandoned houses, owned by Kroger, had been broken into. The need to address the problem, he felt, had nothing to do with the expansion. The article also stated there would be a tremendous increase in traffic, which he believed was speculation without knowing what Kroger had planned. Kroger provided a vital and necessary service to the community, if they considered it necessary to expand their facility to provide goods and convenience service to their customers, every consideration should be given to granting their request. The building that would be removed had no historical value and what Kroger would put in place would be modern, well maintained, and blend into the business community.

Bob Drake, 1104 Birney Lane, stated that he wanted to offer some accolades and some concerns about the Anderson Township Park District (ATPD). He had met with several of their employees. They were a fabulous group of people, who were incredibly dedicated. His concern, and he believed he spoke for a large number of residents, was one of plans that the ATPD had developed for Johnson Hills Park. It was a park consisting of approximately 139 acres, almost entirely of rolling grassy hills and forest, with several mile long walking trails. The park received a great deal of use, however the ATPD Board had developed plans to eliminate many of the features that currently made it such a wonderful park. The plan included the installation of a sand volleyball court, Frisbee golf playing field, paved bike trails through much of the wooded area, and a large amphitheater, all of which would require destruction of the forest. The hope was also to install an entry from Crooked Stick Drive and to relocate the current entrance that existed off of Bridle Road to Little Dry Run which, he believed, would eliminate much of the woods as well. The plan also included the installation of camping shelters, and picnic tables.

Mr. Drake had done an unscientific survey which he said showed zero percent of the residents want any of the developments to occur. He believed the ATPD had done its due diligence, but they had held a meeting not for the purpose of getting input but rather for simply telling the residents what the plans were. He believed a much better use of Johnson Hills Park would be to maintain its current relatively natural state, but to develop the other materials and others features of the park would be a detriment. He asked for the Trustees help in conveying the message to the ATPD Board that this development should not occur. In the future he hoped to bring petitions to the Trustees and to the ATPD Board to encourage halting this development. He had spoken to attorneys regarding implementing a ballot initiative that would prohibit further development. In the interim, he beseeched the Trustees to work with the residents who would like to see this development prohibited.

Tom Zins, 632 Watch Point Drive, stated that he and his partner Patrick Wilson wanted to share with the Board their plans for Grove Park Grill on Kellogg Road, formerly AJ's Roadhouse. The motel had been torn down and they were going to be completely renovating the restaurant. They were extremely excited about the entire Ohio River Corridor Plan that was in place and believed what was planned for the site was in line with the those plans. They were

going to make good use of the four acres by developing the outdoor space and provide a family friendly environment.

TRUSTEE COMMENTS

Mr. Pappas introduced his parents, Spiro and Harriet Pappas, who drove from Houston to attend their first Anderson Township Trustees meeting.

Mr. Jackson stated that he would like to respond to several of the public forum comments. He thanked Chief Deputy Schnoover for coming. He believed that the public needed to be made aware that the drug issue was a major problem, not just in Anderson but in the whole community, and residents needed to be educated as to how to discern the problem so that it could be addressed.

Mr. Jackson stated that Kroger had been wonderful corporate citizens and he believed that they would continue to be.

Mr. Jackson pointed out that the Anderson Township Park District (ATPD) was an autonomous entity. As an autonomous entity, under state law, the Trustees had the authority and responsibility to appoint the Park Commissioners. However, the ATPD was a separate political entity from the Township Government. It had a separate budget and was not governed by the Trustees.

FISCAL OFFICER

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

Minutes –

Resolution 14-0821-01: Mr. Gerth moved to approve the minutes of June 5, 2014; June 19, 2014; and July 17, 2014 with minor corrections. Mr. Pappas seconded the motion.

There was no further discussion.

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

LAW DIRECTOR

Annual Information Filing – On behalf of Mrs. Comey who was not present, **Mrs. Earhart** explained that she was working on the Annual Information Filing that the Township was required to submit in connection with the bond. Mrs. Comey would have a draft ready for the Board's review prior to its next meeting.

PLANNING & ZONING

Nuisance Abatement Certification – **Mr. Drury** requested the Board’s annual certification of nuisance expenditures.

Resolution 14-0821-02: Mr. Gerth moved to adopt a resolution certifying written report of this Board’s action and unpaid expenses accumulated under R.C. §505.871 to Hamilton County Auditor for collection as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 14 - 0 8 2 1 - 0 2

RESOLUTION CERTIFYING WRITTEN REPORT OF THIS BOARD’S ACTION AND UNPAID EXPENSES ACCUMULATED UNDER R.C. §505.871 TO HAMILTON COUNTY AUDITOR FOR COLLECTION

WHEREAS, this Board of Township Trustees has undertaken nuisance proceedings under Revised Code Section 505.871 determined that a motor vehicle located on this private property is a junk motor vehicle, including the passage of Resolution number 14-0501-01, has performed work pursuant to Revised Code Section 505.871(C), and otherwise has complied with the requirements of Revised Code Section 505.871, all with respect to the property listed in Appendix A hereto (the “Properties”), which by this reference is incorporated herein; and

WHEREAS, the owner of record of the Property, and all holders of liens of record upon the Properties, have duly been served notice and have failed to complete the necessary abatement, control, or removal, and the Township has undertaken the performance thereof; now, therefore,

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

SECTION 1. The Board of Township Trustees of Anderson Township authorizes and hereby makes written report to the Auditor of Hamilton County, Ohio, of the Board’s action taken under Revised Code Section 505.871, including on Appendix A a proper description of the respective Property together with a statement of expenses incurred by the Township in addressing the nuisance on that Property (the “Expenses”), all pursuant to Revised Code Section 505.871(E).

SECTION 2. The method of collection and payment period for the unpaid Expenses shall be one annual payment.

SECTION 3. The Township requests that the Expenses be entered upon the next tax duplicate and billed in 2015, together with the 2014 real estate taxes, to be collected as all other taxes.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
August 21, 2014

SECTION 4. The Expenses when collected shall be returned to the Township and placed in the Township General Fund.

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) R.C. §121.22, except as otherwise permitted thereby.

There was no further discussion.

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

SHERIFF'S OFFICE

Liquor License Request for Trapt LLC dba Grove Park Grill, 6735 Kellogg Ave. – **Sgt. Bley** stated the Sheriff's Office had no objection to the liquor license request for Trapt LLC dba Grove Park Grill.

Resolution 14-0821-03: Mr. Jackson moved not to object to a liquor license transfer request for Trapt LLC dba Grove Park Grill located at 6735 Kellogg Ave. Mr. Pappas seconded the motion.

There was no further discussion.

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

Liquor License Request Stop N Shop LLC dba Salem & Sutton Sunoco, 6090 Salem Rd. – **Sgt. Bley** stated the Sheriff's Office had no objection to the liquor license request for Stop N Shop LLC dba Salem & Sutton Sunoco.

Resolution 14-0821-04: Mr. Jackson moved not to object to a liquor license transfer request for Stop N Shop LLC dba Salem & Sutton Sunoco, 6090 Salem Rd. Mr. Pappas seconded the motion.

There was no further discussion.

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

PUBLIC WORKS

Recommendation for Stop Sign Installation at Heatherglenn and Stoneleigh –

Resolution 14-0821-05: Mr. Pappas moved to authorize the installation of one stop sign on Stoneleigh Lane, on the west side of the intersection with Heatherglenn Drive, in accordance with requirements set forth in the Ohio Manual of Uniform Traffic Control Devices. Mr. Gerth seconded the motion.

There was no further discussion.

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

Recommended Acceptance of English Garden Lane – **Mr. Shelley** explained that, per a report from the Hamilton County Engineers Office, he was requesting that the Board recommend acceptance of the English Garden Lane. The final inspection had been received, with the Township's input, and a bond was in place.

Resolution 14-0821-06: Mr. Pappas moved to support the Hamilton County Engineer's acceptance of the following private street, which lies in the English Garden Subdivision, as a Township roadway: English Garden Lane. Mr. Gerth seconded the motion.

There was no further discussion.

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

FIRE AND RESCUE

National Preparedness Month – **Chief Ober** announced that September was National Preparedness Month. The American Red Cross and Hamilton County Emergency Management Agency were teaming up to help prepare the tri-state for disaster with their Preparedness Month campaign. The program would show residents how easy it was to build their own disaster kit using items they had in their home.

TOWNSHIP ADMINSTRATOR

Social Media Policy – **Mr. Sievers** stated that the Social Media Policy had been developed and shared with staff and with the Board's adoption of that policy, the finalization of the Townships Facebook page would begin.

Resolution 14-0821-07: Mr. Gerth made a motion to adopt the Anderson Township Social Media Policy, and support staff's use of an Anderson Township, Ohio Facebook presence based on the goals to Township set forth in this Policy. Mr. Pappas seconded the motion.

There was no further discussion.

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

ODOT Property Donation – **Mr. Sievers** explained that for the past several years the Township had partnered with the Ohio Department of Transportation (ODOT) to facilitate the implementation of recommendations stemming from their 2009 safety study of the Beechmont Corridor between Five Mile and Nine Mile Road. The project was centered around the consolidation and removal of driveways along the corridor, while ensuring that each property did retain full access in both directions. ODOT was in need of a temporary easement of Township owned property on the west side of Cheviot Savings/Coldwell Banker. ODOT was proposing to reconfigure this driveway as a right out only.

Resolution 14-0821-08: Mr. Pappas moved to authorize the Township Administrator to enter into agreement with the Hamilton County Engineers Office to donate right of way for parcel 18-T associated with the Beechmont Safety Improvement Project, HAM/CLE-SR125-5.41/0.00. Mr. Gerth seconded the motion.

There was no further discussion.

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

Recommendation of Ohio River Site Planning Consultant – **Mr. Sievers** stated that staff issued a Request for Proposals (RFP) for professional site planning and pre-engineering services to develop a portion for the former Boatsmith Marine site for a boat launch, parking area, and public access to the Ohio River. Eight proposals were received and a number of staff worked on reviewing the proposals and narrowed the list down to three consultants, each of whom would be very qualified for this work. Ultimately it was staff's recommendation that the Board proceed with the firm McGill Smith Punshon for the site planning and pre-engineering services. The scope of the project was very much in concert with what staff had envisioned. The time frame would allow the work to be completed by January positioning the Township to possibly apply for grant funding, next year, through the Ohio Department of Natural Resources (ODNR) or other entities.

Resolution 14-0821-09: Mr. Gerth moved to authorize the Township Administrator to enter into contract with McGill Smith Punshon for site planning and pre-engineering services for the Township's Ohio Riverfront site, subject to review by the Law Director and finalization of the scope of services by staff, in an amount not to exceed \$18,400, plus a 10% contingency of \$1,840, for a total of \$20,240. Mr. Pappas seconded the motion.

There was no further discussion.

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

Resolution Establishing Board Priorities – **Mrs. Earhart** explained that the Board, on a yearly basis, spent time meeting with the management team to discuss how to achieve the Township's mission “*to provide services which protect and enhance the quality of life in our community*”. The Board established priorities which were used as a guide for staff and the various volunteer committees to help achieve that mission. In June 2014, the Board began reviewing the existing priorities and discussed the importance of continued or improved customer service and collaboration. She asked for the Board's formal adoption of priorities for 2015.

Resolution 14-0821-10: Mr. Gerth moved to adopt a resolution detailing Anderson Township Board of Township Trustee priorities for 2015 as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 14-0821-10
ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEE PRIORITIES

WHEREAS, the Board of Township Trustees (“Board”) of Anderson Township, recognizes the importance of long term planning for the continued social, economic and environmental health and growth of our community and therefore engaged in a Planning Session on June 5, 2014; and,

WHEREAS, during that Planning Session, the Board shared its desire to preserve and enhance our neighborhoods, augment the tax base by furthering economic development, improve service delivery to residents while exhibiting exceptional customer service, and advance safety and access through transportation enhancements; and,

WHEREAS, the Board recognizes that Anderson Township has a long history of collaboration which has helped to foster a sense of community, created opportunities for innovation and information sharing, and, in some cases, such collaboration has resulted in cost savings; and

WHEREAS, this Board is committed to uphold its Mission “*To provide services which protect and enhance the quality of life in our 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's long-term priorities shall be

- Neighborhood Preservation and Enhancements
- Economic Development with special emphasis on (in alphabetical order)
 - Ancor Industrial Area Development
 - Beechmont Corridor Improvements
 - Neighborhood Business Districts (Salem and Clough)

- Riverfront Development (Ohio and Little Miami Rivers)
- Core Priorities including (in alphabetical order)
 - Basic Services
 - Customer Service
 - Fiscal Responsibility
 - Image / Ambiance / Quality of Life
- Transportation

SECTION 2. That this Board encourages staff to continue its endeavors to collaborate with governmental, non-profit and community organizations as well as private enterprises, recognizing that each plays a critical role in the overall wellbeing of our community.

SECTION 3. That a copy of this Resolution shall be certified by the Fiscal Officer and posted on the Township's website.

SECTION 4. That the Township Administrator is hereby directed to distribute a copy of these priorities to all Township employees, citizen committees, the Forest Hills Local School District, the Anderson Township Park District and the Anderson Area Chamber of Commerce.

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

SECTION 6. 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; Mr. Gerth, yes; Mr. Jackson, yes.

Policy for Defining Indigent for Purposes of Burial at Anderson Township's Expense – **Mrs. Earhart** explained that the Ohio Revised Code (ORC) placed the burden of indigent burials on various townships and municipalities. If a Township resident passed away and had no family members or the family members did not have the means to provide for a proper burial the Township was then required to handle that burial. Recently, at the Ohio Township Association's (OTA) urging, the State Legislature defined what constitutes indigence. Therefore, a policy had been drafted for the Board's consideration which would give staff guidance when dealing with these situations.

Resolution 14-0821-11: Mr. Pappas moved to adopt a “Policy for Defining Indigent for Purposes of Burial at Anderson Township’s Expense” as follows and requiring that staff annually update the chart outlining “Federal Poverty Guidelines” to reflect revisions by the United States Department of Health and Human Services and furthermore authorizes staff to revise the costs attributed to cremation or burial as needed without further action of this Board until such time as the costs meet or exceed \$2,500. Mr. Gerth seconded the motion.

There was no further discussion.

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

Decisions Arising from Executive Session Discussions –

Resolution 14-0821-12: Mr. Gerth made a motion to authorize the Township Administrator to grant a temporary and permanent easement to the Metropolitan Sewer District of Greater Cincinnati for Greenspace properties on Eight Mile Road (Parcels 500-142-23, 500-142-38, and 500-142-125), as outlined by staff, to facilitate construction of the Dry Run Sewer project as outlined in the Anderson Plan. Mr. Pappas seconded the motion.

There was no further discussion.

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

Resolution 14-0821-13: Mr. Jackson moved to adopt a resolution reappointing the Township Administrator as follows; Mr. Gerth seconded the motion.

RESOLUTION NO. 14-0821-13
RESOLUTION REAPPOINTING TOWNSHIP ADMINISTRATOR

WHEREAS, pursuant to Section 505.031 of the Revised Code, this Board of Township Trustees ("Board") is empowered to appoint a township administrator ("Township Administrator"), who shall be the administrative head of Anderson Township ("Township") under the direction and supervision of this Board and who shall hold office at the pleasure of this Board; to fix the salary of the Township Administrator; and to cause the same to be paid; and

WHEREAS, when so appointed, the Township Administrator has the duties and powers specified in Section 505.032(A) to (F), inclusive, of the Revised Code (the "Statute") as from time to time amended (a copy of the Statute as in effect at the date hereof being attached hereto as Exhibit A for convenience of reference), and, pursuant to Section 505.032(G) of the Revised Code, such additional duties as this Board may determine by resolution; and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
August 21, 2014

WHEREAS, Vicky L. Earhart is qualified by education/experience and performance for reappointment as Township Administrator; now, therefore

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

SECTION 1. Vicky L. Earhart is hereby reappointed Township Administrator of Anderson Township, effective on the date of passage of this resolution, upon the terms specified in Exhibit B hereto, which Exhibit B is by this reference incorporated into this resolution.

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. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

These minutes were approved at the meeting of _____ October _____ 16, 2014.

Russell L. Jackson, Jr. 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 August 2014, and that said minutes have been duly entered upon the Journal of said Township.

This _____ 21st _____ day of August _____, 2014.

Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
August 22, 2014

The Board of Township Trustees of Anderson Township ("Board") held a special meeting to conduct an orientation tour of the Township with U.S. Representative Brad Wenstrup, who serves Ohio's 2nd Congressional District. The meeting was held at Servatti Pastry Shop & Deli, 8315 Beechmont Avenue, on August 22, 2014 at 7:45 a.m.

Russell L. Jackson, Jr.
Joshua S. Gerth
Andrew S. Pappas

Mr. Jackson called the meeting to order.

Beginning at 7:45 a.m., and for forty five minutes, matters were discussed relating to various changes in business and public properties within the Township. At the conclusion **Mr. Jackson** moved to close the meeting.

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of October 16, 2014.

Russell L. Jackson, Jr. President

Kenneth G. Dietz, Fiscal Officer

C E R T I F I C A T I O N

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 22nd day of August 2014, and that said minutes have been duly entered upon the Journal of said Township.

This 22nd day of August, 2014.

Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

September 4, 2014

The Board of Township Trustees of Anderson Township ("Board") held its regular Interim Workshop Meeting on September 4, 2014 at 1:30 P.M. with a ribbon cutting for the Clough Pike Improvement Project at Greenfield Plant Farm, 6840 Clough Pike. The meeting was briefly suspended to allow for travel to Anderson Center where the meeting reconvened at 2:15 p.m. in the Large Conference Room. Present were the following Board members:

Russell L. Jackson, Jr.
Joshua S. Gerth
Andrew S. Pappas

Mr. Jackson called the meeting to order and welcomed attendees including Fiscal Officer Ken Dietz, Township Administrator Vicky Earhart, Assistant Administrator for Operations Steve Sievers, Assistant Administrator for Human Resources Suzanne Parker, Planning & Zoning Director Paul Drury, Public Works Director Richard Shelley, Fire Chief Mark Ober, Sgt. Kevin Bley, Law Director Margaret Comey, Assistant to the Fiscal Officer Debbie Hucker, and Administrative Assistant Molly Mohrfield

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

There was no further discussion.

Mrs. Earhart called the roll: Mr. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

TRUSTEE COMMENTS

School Parking on Stirrup Road – **Mr. Jackson** stated that residents were complaining about students from Turpin High School parking on Stirrup Road. He felt that one of the contributing factors was that the school did charge students for parking. He asked Mr. Shelley to research and provide options to alleviate the parking issue on Stirrup, pointing out that residents did not want to lose the ability to park on the street. Mr. Jackson stated that one suggestion was to go back to signs specifying “no parking between 7 a.m. and 9 a.m.” **Sgt. Bley** also noted that the other issue was with mailboxes being block by cars therefore preventing residents from receiving their mail. **Mr. Gerth** pointed out that legally, students were allowed to park on Stirrup. **Mrs. Earhart** added that her concern was that it was a public street, restricting parking would create a complex problem. **Mr. Shelley** added that this was not a wide spread problem. **Mr. Jackson** asked Mr. Shelley for options to present to the Board and suggested collaborating with different entities.

FISCAL OFFICER

Appropriation Changes –

**Resolution 14-0904-01: Mr. Gerth moved to approve the appropriation changes as presented and as follow; Mr. Pappas seconded the motion:
Appropriation Changes within Same Fund**

Fire

10.1100.09	+\$ 15,000	Supplies – Protective Clothing
10.1100.15	- \$ 15,000	Misc. Expenses - Other

There was no further discussion.

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

LAW DIRECTOR

Annual Information Filing – **Ms. Comey** explained that the Annual Information Filing needed to be submitted on an annual basis. She presented her draft to the Board and requested authorization to submit the filing.

Resolution 14-0904-02: Mr. Gerth moved to adopt a resolution accepting and approving the annual information filing of the Township and direction its filing with the MSRB for continuing disclosure purposes as follows; Mr. Pappas seconded the motion.

RESOLUTION NO. 14-0904-02

RESOLUTION ACCEPTING AND APPROVING THE ANNUAL INFORMATION FILING OF THE TOWNSHIP AND DIRECTING ITS FILING WITH THE MSRB FOR CONTINUING DISCLOSURE PURPOSES

WHEREAS, the Township entered into a continuing disclosure agreement (“CDA”) in connection with the issuance of its General Obligation (Limited Tax) Various Purpose Bonds, Series 2007, dated April 25, 2007 (“Bonds”); and

WHEREAS, the CDA requires that the Township file certain annual information and operating data with the Municipal Securities Rulemaking Board (“MSRB”) through the MSRB’s electronic filing system known as EMMA;

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 dated as of September 26, 2014, 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's EMMA electronic filing system, no later than September 27, 2014, all pursuant to the Township's obligations under its CDA with respect to the Bonds.

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. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

PLANNING & ZONING

Mr. Drury had nothing requiring Board discussion.

FIRE AND RESCUE

Chief Ober had nothing requiring Board discussion.

SHERIFF

Sgt. Bley had nothing requiring Board discussion.

PUBLIC WORKS

Mr. Shelley had nothing requiring Board discussion.

ADMINISTRATION

Administration had nothing requiring Board discussion.

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

There was no further discussion.

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

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

Resolution 14-0904-13: Mr. Gerth moved to promote Brian Jones to the rank of Lieutenant within the Anderson Township Fire & Rescue Department effective September 21, 2014. Mr. Pappas seconded the motion.

There was no further discussion.

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

Resolution 14-0904-04: Mr. Gerth moved to adopt a resolution and order employing attorneys for particular matters as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 14-0904-04

**A RESOLUTION AND ORDER EMPLOYING ATTORNEYS
FOR PARTICULAR MATTERS**

WHEREAS, this Board of Township Trustees (“Board”) is authorized under Sections 1.43 and 309.09(B) of the Revised Code to employ attorneys other than the prosecuting attorney for a particular matter to represent the Township and its officers in their official capacities and to advise them on legal matters; and

WHEREAS, the firm of FROST BROWN TODD LLC, and BENJAMIN J. YODER, ESQ., of Frost Brown Todd LLC, are qualified to act as such attorneys with respect to matters described in Exhibit A hereto, and have represented to this Board that the firm is content to be bound by the terms of this Resolution and Order; and

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

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

Section 1. This Board hereby finds that it is advisable to have additional legal counsel. FROST BROWN TODD LLC, and BENJAMIN J. YODER, ESQ. (“Attorneys”) are hereby

employed as Anderson Township's attorneys for the particular matters set forth on Schedule A hereto, which Schedule A is by this reference incorporated herein.

Section 2. The Attorneys' compensation is fixed as set forth in Schedule B hereto, which Schedule B is by this reference incorporated herein. Mr. Yoder's compensation shall be at the rate of \$250.00 per hour. In addition, the Attorneys shall be compensated for costs and out-of-pocket expenses reasonably incurred, including xerographic and laser copies, facsimile transmissions, telephone charges, mileage, and package delivery, at the attorneys' prevailing office rates.

Section 3. The Attorneys may be discharged at any time by majority vote of the Board.

Section 4. A copy of this Resolution and Order shall be certified to the Attorneys by the Township Fiscal Officer.

Section 5. 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 6. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

SCHEDULE A

1. Provide advice in connection with the certain zoning litigation.
2. Other matters as may from time to time be requested by the Board, the Township Administrator, or by the Township's Law Director

SCHEDULE B

Not to exceed \$25,000 in 2014 without further action of this Board

There was no further discussion.

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

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

There was no further discussion.

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

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
September 4, 2014

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of October 16 , 2014.

Russell L. Jackson, Jr. 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 September 2014, and that said minutes have been duly entered upon the Journal of said Township.

This 4th day of September , 2014.

Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
September 18, 2014

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on September 18, 2014 at 5:45 p.m., in the Anderson Center Board Room. Present were the following Board members:

Russell L. Jackson, Jr.
Joshua S. Gerth
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. Jackson called the meeting to order and moved to retire to Executive Session to consider the purchase of property for public purposes or the sale of property as permitted by Ohio Revised Code Section 121.22(G)(2). Mr. Gerth seconded the motion.

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

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

Mr. Jackson welcomed the additional attendees, including a number of citizens and other public officials including: Planning & Zoning Director Paul Drury, Fire Chief Mark Ober, Public Works Director Richard Shelley, Sgt. Kevin Bley, Assistant to the Fiscal Officer Debbie Hucker and Administrative Assistant Molly Mohrfield. He asked them to join him in the Pledge of Allegiance.

Mr. Jackson asked for a moment of silence for Firefighter/Paramedic Kevin Ollier who had passed away.

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

There was no further discussion.

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

PRESENTATIONS AND RECOGNITIONS

Lt. Gary Justice Retirement – **Chief Ober** announced that Lt. Gary Justice would be retiring after 36 years of service to the Township.

Oath of Office for Brian Jones – **Chief Ober** announced the promotion of Brian Jones to Lieutenant. **Mr. Dietz** administered the oath of office.

LEGISLATIVE UPDATE

Legislative Update, State Representative Peter Stautberg – **Mr. Jackson** announced that Mr. Stautberg was unable to attend the Trustees meeting.

PUBLIC FORUM

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

TRUSTEE COMMENTS

Mr. Jackson stated that with social media misinformation can be communicated, such as the recent claim that the Trustees had negotiated a deal with Walmart to bring that company to the Anderson Towne Center. He clarified that the Board does not negotiate with companies to come onto private property that was owned by private entity.

FISCAL OFFICER

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

Appropriation Changes –

Resolution 14-0918-14: Mr. Gerth moved to approve the appropriation changes within the same fund as outlined by Mr. Dietz. Mr. Pappas seconded the motion.

Appropriation Changes within Same Fund

General

01.1100.28	+\$ 35,000	Contracts – Facilities Maintenance
01.1100.26	- \$ 35,000	Misc. Expenses – Other

Fire

10.1100.09	+\$ 11,280	Supplies
10.1100.03	- \$ 11,280	Worker’s Compensation

Appropriation Increase to Fund

TIF

Increase by \$300,000 due to payment to FHSD

There was no further discussion.

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

PLANNING & ZONING

Resolution Determining Continuance of Nuisance on Land Owned by Michael D. & Nancy Cutting, 1409 Hilltree Dr., Providing for Notice and Remediation –

Resolution 14-0918-02: Mr. Pappas moved to adopt a resolution determining existence of nuisance on land owned by Michael D. & Nancy Cutting, 1409 Hilltree Dr., providing for notice and remediation as follows; Mr. Gerth seconded the motion:

RESOLUTION NO. 14-0918-02

**RESOLUTION DETERMINING EXISTENCE OF
NUISANCE ON LAND OWNED BY MICHAEL D. &
NANCY CUTTING, 1409 HILLTREE DR.,
PROVIDING FOR NOTICE AND REMEDIATION
(R.C. §505.87)**

The Board of Township Trustees of Anderson Township, Hamilton County, Ohio, hereby resolves that:

Section 1. Maintenance of the vegetation, garbage, refuse or other debris by the owner or owners (herein "owner"), all as defined and specified in Schedule A hereto (which is by this reference incorporated herein), is hereby determined to constitute a nuisance within the meaning of R.C. §505.87. If the nuisance described in Schedule A is the maintenance of vegetation, then the owner's continuing failure to abate, control, or remove the same after notice as provided for herein is hereby determined to render such nuisance a continuing nuisance, and no further notice of this Board's provision for such abatement, control, or removal need be provided.

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 Anderson 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 Anderson 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, or no agreement is entered into under Revised Code §505.87(B), 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, in an amount not to exceed \$500.00, are hereby authorized and appropriated to be paid from the Anderson 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. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

SHERIFF'S OFFICE

Sgt. Bley had nothing requiring Board action.

PUBLIC WORKS DEPARTMENT

Resolution Awarding Contract and Confirming Assessments for Coldstream Manor Lighting District –

Resolution 14-0918-03: Mr. Pappas moved to adopt a resolution awarding contract and confirming assessments for Coldstream Manor Lighting District as follows; Mr. Gerth seconded the motion:

RESOLUTION NO. 14-0918-03

AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR COLDSTREAM MANOR 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 Coldstream Manor Lighting District, and has previously provided for the installation of lights required for properly lighting such streets and public ways, and has previously approved the execution of a contract with the Cinergy (now known as Duke Energy) for the purpose of lighting such streets and public ways; and

WHEREAS, this Board has specially assessed the real estate abutting upon and benefiting from said lighting improvement in accordance with Section 515.08 (D) of the Ohio

Revised Code in an equal amount against benefited lots, with the assessment payable in equal semi-annual installments; and

WHEREAS, none of the owners of lands abutting on the streets and public ways of said district have signed a petition for the discontinuance of the artificial lighting in said district and filed such petition with the Township Fiscal Officer; and

WHEREAS Duke Energy has provided a statement of the cost of renewing said contract; and

WHEREAS, the cost estimated by Duke Energy of a contract for continued lighting of said district for a period of five years is less than \$25,000, excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED:

1. That the existing contract with Cinergy (now Duke Energy) be renewed by the awarding of a new contract with Duke Energy pursuant to the provisions of Ohio Revised Code, Section 515.081 for a period of five years from the expiration of said original contract upon the terms and conditions of this resolution, and that the Township Administrator be authorized to execute such contract on behalf of the Township subject to review by legal counsel.
2. That the costs of the lighting of said district as heretofore provided in the total amount of \$11,104.80 be and hereby are specially assessed against the real estate abutting upon and benefiting lots in accordance with Ohio Revised Code Section 515.08 (D), and that the assessments shall be payable in equal semi-annual installments over a period of five years;
3. That annual assessments for the aforesaid improvements in the amount of \$2,161.20 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$59.76 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, totaling in all \$2,220.96 (\$185.08 per parcel per year or \$92.54 per semiannual assessment) are hereby levied and assessed upon the lots and lands located within the District, which assessments are in accordance with the benefits which will result to the real property charged herewith;
4. That any assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due;
5. That the Anderson Township Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said assessments to Duke Energy and to

the County Auditor, and said Auditor is hereby authorized and directed to place said assessments upon the tax duplicate to be collected as other taxes.

6. That Duke Energy be and hereby is authorized and directed to provide the services described in this Resolution.

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 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; Mr. Gerth, yes; Mr. Jackson, yes.

Resolution Awarding Contract and Confirming Assessments for Coventry Woods Lighting District –

Resolution 14-0918-04: Mr. Gerth moved to adopt a resolution awarding contract and confirming assessments for Coventry Woods Lighting District as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 14-0918-04

**AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR
COVENTRY WOODS LIGHTING DISTRICT**

PURSUANT TO REVISED CODE SECTIONS 9.30, 515.081, 515.11 & 515.08

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

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

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

September 18, 2014

WHEREAS, none of the owners of lands abutting on the streets and public ways of said district have signed a petition for the discontinuance of the artificial lighting in said district and filed such petition with the Township Fiscal Officer; and

WHEREAS Duke Energy has provided a statement of the cost of renewing said contract;
and

WHEREAS, the cost estimated by Duke Energy of a contract for continued lighting of said district for a period of five years is less than \$25,000, excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED:

1. That the existing contract with Cinergy (now Duke Energy) be renewed by the awarding of a new contract with Duke Energy pursuant to the provisions of Ohio Revised Code, Section 515.081 for a period of five years from the expiration of said original contract upon the terms and conditions of this resolution, and that the Township Administrator be authorized to execute such contract on behalf of the Township subject to review by legal counsel.
2. That the costs of the lighting of said district as heretofore provided in the total amount of \$18,577.40 be and hereby are specially assessed against the real estate abutting upon and benefiting lots in accordance with Ohio Revised Code Section 515.08 (D), and that the assessments shall be payable in equal semi-annual installments over a period of five years;
3. That annual assessments for the aforesaid improvements in the amount of \$3,655.80 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$59.68 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, totaling in all \$3,715.48 (\$128.12 per parcel per year or \$64.06 per semiannual assessment) are hereby levied and assessed upon the lots and lands located within the District, which assessments are in accordance with the benefits which will result to the real property charged herewith;
4. That any assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due;
5. That the Anderson Township Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said assessments to Duke Energy and to the County Auditor, and said Auditor is hereby authorized and directed to place said assessments upon the tax duplicate to be collected as other taxes.
6. That Duke Energy be and hereby is authorized and directed to provide the services described in this Resolution.

September 18, 2014

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 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; Mr. Gerth, yes; Mr. Jackson, yes.

Resolution Awarding Contract and Confirming Assessments for Glen Abbey Lighting District –

Resolution 14-0918-05: Mr. Pappas moved to adopt a resolution awarding contract and confirming assessments for Glen Abbey Lighting District as follows; Mr. Gerth seconded the motion:

RESOLUTION NO. 14-0918-05

**AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR
GLEN ABBEY 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 Glen Abbey Lighting District, and has previously provided for the installation of lights required for properly lighting such streets and public ways, and has previously approved the execution of a contract with the Cinergy (now known as Duke Energy) for the purpose of lighting such streets and public ways; and

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

WHEREAS, none of the owners of lands abutting on the streets and public ways of said district have signed a petition for the discontinuance of the artificial lighting in said district and filed such petition with the Township Fiscal Officer; and

WHEREAS Duke Energy has provided a statement of the cost of renewing said contract;
and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
September 18, 2014

WHEREAS, the cost estimated by Duke Energy of a contract for continued lighting of said district for a period of five years is less than \$25,000, excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED:

1. That the existing contract with Cinergy (now Duke Energy) be renewed by the awarding of a new contract with Duke Energy pursuant to the provisions of Ohio Revised Code, Section 515.081 for a period of five years from the expiration of said original contract upon the terms and conditions of this resolution, and that the Township Administrator be authorized to execute such contract on behalf of the Township subject to review by legal counsel.
2. That the costs of the lighting of said district as heretofore provided in the total amount of \$ 12,629.10 be and hereby are specially assessed against the real estate abutting upon and benefiting lots in accordance with Ohio Revised Code Section 515.08 (D), and that the assessments shall be payable in equal semi-annual installments over a period of five years;
3. That annual assessments for the aforesaid improvements in the amount of \$2,466.00 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$59.82 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, totaling in all \$2,525.82 (\$76.54 per parcel per year or \$38.27 per semiannual assessment) are hereby levied and assessed upon the lots and lands located within the District, which assessments are in accordance with the benefits which will result to the real property charged herewith;
4. That any assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due;
5. That the Anderson Township Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said assessments to Duke Energy and to the County Auditor, and said Auditor is hereby authorized and directed to place said assessments upon the tax duplicate to be collected as other taxes.
6. That Duke Energy be and hereby is authorized and directed to provide the services described in this Resolution.

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 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; Mr. Gerth, yes; Mr. Jackson, yes.

Resolution Awarding Contract and Confirming Assessments for Hampton Park Lighting District –

Resolution 14-0918-06: Mr. Gerth moved to adopt a resolution awarding contract and confirming assessments for Hampton Park Lighting District as follows; Mr. Jackson seconded the motion:

RESOLUTION NO. 14-0918-06

**AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR
HAMPTON PARK 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 Hampton Park Lighting District, and has previously provided for the installation of lights required for properly lighting such streets and public ways, and has previously approved the execution of a contract with the Cinergy (now known as Duke Energy) for the purpose of lighting such streets and public ways; and

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

WHEREAS, none of the owners of lands abutting on the streets and public ways of said district have signed a petition for the discontinuance of the artificial lighting in said district and filed such petition with the Township Fiscal Officer; and

WHEREAS Duke Energy has provided a statement of the cost of renewing said contract; and

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
September 18, 2014*

WHEREAS, the cost estimated by Duke Energy of a contract for continued lighting of said district for a period of five years is less than \$25,000, excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED:

1. That the existing contract with Cinergy (now Duke Energy) be renewed by the awarding of a new contract with Duke Energy pursuant to the provisions of Ohio Revised Code, Section 515.081 for a period of five years from the expiration of said original contract upon the terms and conditions of this resolution, and that the Township Administrator be authorized to execute such contract on behalf of the Township subject to review by legal counsel.
2. That the costs of the lighting of said district as heretofore provided in the total amount of \$6,519.30 be and hereby are specially assessed against the real estate abutting upon and benefiting lots in accordance with Ohio Revised Code Section 515.08 (D), and that the assessments shall be payable in equal semi-annual installments over a period of five years;
3. That annual assessments for the aforesaid improvements in the amount of \$1,244.16 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$59.70 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, totaling in all \$1,303.86 (\$42.06 per parcel per year or \$21.03 per semiannual assessment) are hereby levied and assessed upon the lots and lands located within the District, which assessments are in accordance with the benefits which will result to the real property charged herewith;
4. That any assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due;
5. That the Anderson Township Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said assessments to Duke Energy and to the County Auditor, and said Auditor is hereby authorized and directed to place said assessments upon the tax duplicate to be collected as other taxes.
6. That Duke Energy be and hereby is authorized and directed to provide the services described in this Resolution.

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 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; Mr. Gerth, yes; Mr. Jackson, yes.

Resolution Awarding Contract and Confirming Assessments for Harcourt Estates Lighting District –

Resolution 14-0918-07: Mr. Pappas moved to adopt a resolution awarding contract and confirming assessments for Harcourt Estates Lighting District as follows; Mr. Gerth seconded the motion:

RESOLUTION NO. 14-0918-07

**AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR
HARCOURT ESTATES 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 Harcourt Estates Lighting District, and has previously provided for the installation of lights required for properly lighting such streets and public ways, and has previously approved the execution of a contract with the Cinergy (now known as Duke Energy) for the purpose of lighting such streets and public ways; and

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

WHEREAS, none of the owners of lands abutting on the streets and public ways of said district have signed a petition for the discontinuance of the artificial lighting in said district and filed such petition with the Township Fiscal Officer; and

WHEREAS Duke Energy has provided a statement of the cost of renewing said contract; and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

September 18, 2014

WHEREAS, the cost estimated by Duke Energy of a contract for continued lighting of said district for a period of five years is less than \$25,000, excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED:

1. That the existing contract with Cinergy (now Duke Energy) be renewed by the awarding of a new contract with Duke Energy pursuant to the provisions of Ohio Revised Code, Section 515.081 for a period of five years from the expiration of said original contract upon the terms and conditions of this resolution, and that the Township Administrator be authorized to execute such contract on behalf of the Township subject to review by legal counsel.
2. That the costs of the lighting of said district as heretofore provided in the total amount of \$10,428.00 be and hereby are specially assessed against the real estate abutting upon and benefiting lots in accordance with Ohio Revised Code Section 515.08 (D), and that the assessments shall be payable in equal semi-annual installments over a period of five years;
3. That annual assessments for the aforesaid improvements in the amount of \$2,025.60 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$60.00 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, totaling in all \$2,085.60 (\$86.90 per parcel per year or \$43.45 per semiannual assessment) are hereby levied and assessed upon the lots and lands located within the District, which assessments are in accordance with the benefits which will result to the real property charged herewith;
4. That any assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due;
5. That the Anderson Township Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said assessments to Duke Energy and to the County Auditor, and said Auditor is hereby authorized and directed to place said assessments upon the tax duplicate to be collected as other taxes.
6. That Duke Energy be and hereby is authorized and directed to provide the services described in this Resolution.

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 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; Mr. Gerth, yes; Mr. Jackson, yes.

Resolution Awarding Contract and Confirming Assessments for Huntcrest Lighting District –

Resolution 14-0918-08: Mr. Gerth moved to adopt a resolution awarding contract and confirming assessments for Huntcrest Lighting District as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 14-0918-08

**AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR
HUNTCREST 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 Huntcrest Lighting District, and has previously provided for the installation of lights required for properly lighting such streets and public ways, and has previously approved the execution of a contract with the Cinergy (now known as Duke Energy) for the purpose of lighting such streets and public ways; and

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

WHEREAS, none of the owners of lands abutting on the streets and public ways of said district have signed a petition for the discontinuance of the artificial lighting in said district and filed such petition with the Township Fiscal Officer; and

WHEREAS Duke Energy has provided a statement of the cost of renewing said contract;
and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
September 18, 2014

WHEREAS, the cost estimated by Duke Energy of a contract for continued lighting of said district for a period of five years is less than \$25,000, excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED:

1. That the existing contract with Cinergy (now Duke Energy) be renewed by the awarding of a new contract with Duke Energy pursuant to the provisions of Ohio Revised Code, Section 515.081 for a period of five years from the expiration of said original contract upon the terms and conditions of this resolution, and that the Township Administrator be authorized to execute such contract on behalf of the Township subject to review by legal counsel.
2. That the costs of the lighting of said district as heretofore provided in the total amount of \$ 6,055.40 be and hereby are specially assessed against the real estate abutting upon and benefiting lots in accordance with Ohio Revised Code Section 515.08 (D), and that the assessments shall be payable in equal semi-annual installments over a period of five years;
3. That annual assessments for the aforesaid improvements in the amount of \$1,151.64 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$59.44 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, totaling in all \$1,211.08 (\$93.16 per parcel per year or \$46.58 per semiannual assessment) are hereby levied and assessed upon the lots and lands located within the District, which assessments are in accordance with the benefits which will result to the real property charged herewith;
4. That any assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due;
5. That the Anderson Township Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said assessments to Duke Energy and to the County Auditor, and said Auditor is hereby authorized and directed to place said assessments upon the tax duplicate to be collected as other taxes.
6. That Duke Energy be and hereby is authorized and directed to provide the services described in this Resolution.

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 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; Mr. Gerth, yes; Mr. Jackson, yes.

Resolution Awarding Contract and Confirming Assessments for Landings of Anderson Phase II Lighting District –

Resolution 14-0918-09: Mr. Pappas moved to adopt a resolution awarding contract and confirming assessments for Landings of Anderson Phase II Lighting District as follows; Mr. Gerth seconded the motion:

RESOLUTION NO. 14-0918-09

**AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR
LANDINGS OF ANDERSON PHASE II 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 Landings of Anderson Phase II Lighting District, and has previously provided for the installation of lights required for properly lighting such streets and public ways, and has previously approved the execution of a contract with the Cinergy (now known as Duke Energy) for the purpose of lighting such streets and public ways; and

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

WHEREAS, none of the owners of lands abutting on the streets and public ways of said district have signed a petition for the discontinuance of the artificial lighting in said district and filed such petition with the Township Fiscal Officer; and

WHEREAS Duke Energy has provided a statement of the cost of renewing said contract; and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

September 18, 2014

WHEREAS, the cost estimated by Duke Energy of a contract for continued lighting of said district for a period of five years is less than \$25,000, excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED:

1. That the existing contract with Cinergy (now Duke Energy) be renewed by the awarding of a new contract with Duke Energy pursuant to the provisions of Ohio Revised Code, Section 515.081 for a period of five years from the expiration of said original contract upon the terms and conditions of this resolution, and that the Township Administrator be authorized to execute such contract on behalf of the Township subject to review by legal counsel.
2. That the costs of the lighting of said district as heretofore provided in the total amount of \$11,805.30 be and hereby are specially assessed against the real estate abutting upon and benefiting lots in accordance with Ohio Revised Code Section 515.08 (D), and that the assessments shall be payable in equal semi-annual installments over a period of five years;
3. That annual assessments for the aforesaid improvements in the amount of \$2,301.12 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$59.94 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, totaling in all \$2,361.06 (\$60.54 per parcel per year or \$30.27 per semiannual assessment) are hereby levied and assessed upon the lots and lands located within the District, which assessments are in accordance with the benefits which will result to the real property charged herewith;
4. That any assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due;
5. That the Anderson Township Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said assessments to Duke Energy and to the County Auditor, and said Auditor is hereby authorized and directed to place said assessments upon the tax duplicate to be collected as other taxes.
6. That Duke Energy be and hereby is authorized and directed to provide the services described in this Resolution.

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 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; Mr. Gerth, yes; Mr. Jackson, yes.

Resolution Awarding Contract and Confirming Assessments for Lawyers Pointe Lighting District –

Resolution 14-0918-10: Mr. Gerth moved to adopt a resolution awarding contract and confirming assessments for Lawyers Pointe Lighting District as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 14-0918-10

**AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR
LAWYERS POINTE 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 Lawyers Pointe Lighting District, and has previously provided for the installation of lights required for properly lighting such streets and public ways, and has previously approved the execution of a contract with the Cinergy (now known as Duke Energy) for the purpose of lighting such streets and public ways; and

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

WHEREAS, none of the owners of lands abutting on the streets and public ways of said district have signed a petition for the discontinuance of the artificial lighting in said district and filed such petition with the Township Fiscal Officer; and

WHEREAS Duke Energy has provided a statement of the cost of renewing said contract; and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

September 18, 2014

WHEREAS, the cost estimated by Duke Energy of a contract for continued lighting of said district for a period of five years is less than \$25,000, excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED:

1. That the existing contract with Cinergy (now Duke Energy) be renewed by the awarding of a new contract with Duke Energy pursuant to the provisions of Ohio Revised Code, Section 515.081 for a period of five years from the expiration of said original contract upon the terms and conditions of this resolution, and that the Township Administrator be authorized to execute such contract on behalf of the Township subject to review by legal counsel.
2. That the costs of the lighting of said district as heretofore provided in the total amount of \$10,081.60 be and hereby are specially assessed against the real estate abutting upon and benefiting lots in accordance with Ohio Revised Code Section 515.08 (D), and that the assessments shall be payable in equal semi-annual installments over a period of five years;
3. That annual assessments for the aforesaid improvements in the amount of \$1,956.60 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$59.72 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, totaling in all \$2,016.32 (\$126.02 per parcel per year or \$63.01 per semiannual assessment) are hereby levied and assessed upon the lots and lands located within the District, which assessments are in accordance with the benefits which will result to the real property charged herewith;
4. That any assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due;
5. That the Anderson Township Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said assessments to Duke Energy and to the County Auditor, and said Auditor is hereby authorized and directed to place said assessments upon the tax duplicate to be collected as other taxes.
6. That Duke Energy be and hereby is authorized and directed to provide the services described in this Resolution.

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 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; Mr. Gerth, yes; Mr. Jackson, yes.

Resolution Awarding Contract and Confirming Assessments for Rollingrock Lane Lighting District –

Resolution 14-0918-11: Mr. Pappas moved to adopt a resolution awarding contract and confirming assessments for Rollingrock Lane Lighting District as follows; Mr. Gerth seconded the motion:

RESOLUTION NO. 14-0918-11

**AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR
ROLLINGROCK LANE 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 Rollingrock Lane Lighting District, and has previously provided for the installation of lights required for properly lighting such streets and public ways, and has previously approved the execution of a contract with the Cinergy (now known as Duke Energy) for the purpose of lighting such streets and public ways; and

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

WHEREAS, none of the owners of lands abutting on the streets and public ways of said district have signed a petition for the discontinuance of the artificial lighting in said district and filed such petition with the Township Fiscal Officer; and

WHEREAS Duke Energy has provided a statement of the cost of renewing said contract; and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
September 18, 2014

WHEREAS, the cost estimated by Duke Energy of a contract for continued lighting of said district for a period of five years is less than \$25,000, excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED:

1. That the existing contract with Cinergy (now Duke Energy) be renewed by the awarding of a new contract with Duke Energy pursuant to the provisions of Ohio Revised Code, Section 515.081 for a period of five years from the expiration of said original contract upon the terms and conditions of this resolution, and that the Township Administrator be authorized to execute such contract on behalf of the Township subject to review by legal counsel.
2. That the costs of the lighting of said district as heretofore provided in the total amount of \$ 7,798.40 be and hereby are specially assessed against the real estate abutting upon and benefiting lots in accordance with Ohio Revised Code Section 515.08 (D), and that the assessments shall be payable in equal semi-annual installments over a period of five years;
3. That annual assessments for the aforesaid improvements in the amount of \$1,500.00 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$59.68 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, totaling in all \$1,559.68 (\$97.48 per parcel per year or \$48.74 per semiannual assessment) are hereby levied and assessed upon the lots and lands located within the District, which assessments are in accordance with the benefits which will result to the real property charged herewith;
4. That any assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due;
5. That the Anderson Township Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said assessments to Duke Energy and to the County Auditor, and said Auditor is hereby authorized and directed to place said assessments upon the tax duplicate to be collected as other taxes.
6. That Duke Energy be and hereby is authorized and directed to provide the services described in this Resolution.

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 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; Mr. Gerth, yes; Mr. Jackson, yes.

Resolution Awarding Contract and Confirming Assessments for Salem Ridge Lighting District –

Resolution 14-0918-12: Mr. Gerth moved to adopt a resolution awarding contract and confirming assessments for Salem Ridge Lighting District as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 14-0918-12

**AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR
SALEM RIDGE 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 Salem Ridge Lighting District, and has previously provided for the installation of lights required for properly lighting such streets and public ways, and has previously approved the execution of a contract with the Cinergy (now known as Duke Energy) for the purpose of lighting such streets and public ways; and

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

WHEREAS, none of the owners of lands abutting on the streets and public ways of said district have signed a petition for the discontinuance of the artificial lighting in said district and filed such petition with the Township Fiscal Officer; and

WHEREAS Duke Energy has provided a statement of the cost of renewing said contract; and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
September 18, 2014

WHEREAS, the cost estimated by Duke Energy of a contract for continued lighting of said district for a period of five years is less than \$25,000, excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED:

1. That the existing contract with Cinergy (now Duke Energy) be renewed by the awarding of a new contract with Duke Energy pursuant to the provisions of Ohio Revised Code, Section 515.081 for a period of five years from the expiration of said original contract upon the terms and conditions of this resolution, and that the Township Administrator be authorized to execute such contract on behalf of the Township subject to review by legal counsel.
2. That the costs of the lighting of said district as heretofore provided in the total amount of \$ 5,985.20 be and hereby are specially assessed against the real estate abutting upon and benefiting lots in accordance with Ohio Revised Code Section 515.08 (D), and that the assessments shall be payable in equal semi-annual installments over a period of five years;
3. That annual assessments for the aforesaid improvements in the amount of \$1,137.60 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$59.44 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, totaling in all \$1,197.04 (\$92.08 per parcel per year or \$46.04 per semiannual assessment) are hereby levied and assessed upon the lots and lands located within the District, which assessments are in accordance with the benefits which will result to the real property charged herewith;
4. That any assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due;
5. That the Anderson Township Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said assessments to Duke Energy and to the County Auditor, and said Auditor is hereby authorized and directed to place said assessments upon the tax duplicate to be collected as other taxes.
6. That Duke Energy be and hereby is authorized and directed to provide the services described in this Resolution.

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 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; Mr. Gerth, yes; Mr. Jackson, yes.

Resolution Awarding Contract and Confirming Assessments for Sanctuary of Ivy Hills Phase II Lighting District –

Resolution 14-0918-13: Mr. Pappas moved to adopt a resolution awarding contract and confirming assessments for Sanctuary of Ivy Hills Phase II Lighting District as follows; Mr. Gerth seconded the motion:

RESOLUTION NO. 14-0918-13

**AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR
SANCTUARY OF IVY HILLS PHASE II**

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 Sanctuary of Ivy Hills Phase II Lighting District, and has previously provided for the installation of lights required for properly lighting such streets and public ways, and has previously approved the execution of a contract with the Cinergy (now known as Duke Energy) for the purpose of lighting such streets and public ways; and

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

WHEREAS, none of the owners of lands abutting on the streets and public ways of said district have signed a petition for the discontinuance of the artificial lighting in said district and filed such petition with the Township Fiscal Officer; and

WHEREAS Duke Energy has provided a statement of the cost of renewing said contract; and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

September 18, 2014

WHEREAS, the cost estimated by Duke Energy of a contract for continued lighting of said district for a period of five years is less than \$25,000, excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED:

1. That the existing contract with Cinergy (now Duke Energy) be renewed by the awarding of a new contract with Duke Energy pursuant to the provisions of Ohio Revised Code, Section 515.081 for a period of five years from the expiration of said original contract upon the terms and conditions of this resolution, and that the Township Administrator be authorized to execute such contract on behalf of the Township subject to review by legal counsel.
2. That the costs of the lighting of said district as heretofore provided in the total amount of \$22,126.50 be and hereby are specially assessed against the real estate abutting upon and benefiting lots in accordance with Ohio Revised Code Section 515.08 (D), and that the assessments shall be payable in equal semi-annual installments over a period of five years;
3. That annual assessments for the aforesaid improvements in the amount of \$4,365.00 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$60.30 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, totaling in all \$4,425.30 (\$80.46 per parcel per year or \$40.23 per semiannual assessment) are hereby levied and assessed upon the lots and lands located within the District, which assessments are in accordance with the benefits which will result to the real property charged herewith;
4. That any assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due;
5. That the Anderson Township Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said assessments to Duke Energy and to the County Auditor, and said Auditor is hereby authorized and directed to place said assessments upon the tax duplicate to be collected as other taxes.
6. That Duke Energy be and hereby is authorized and directed to provide the services described in this Resolution.

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 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; Mr. Gerth, yes; Mr. Jackson, yes.

Resolution Awarding Contract and Confirming Assessments for Turpin Lakes Lighting District –

Resolution 14-0918-14: Mr. Gerth moved to adopt a resolution awarding contract and confirming assessments for Turpin Lakes Lighting District as follows; Mr. Pappas seconded the motion:

RESOLUTION NO. 14-0918-14

**AWARDING CONTRACT AND CONFIRMING ASSESSMENTS FOR
TURPIN LAKES 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 Turpin Lakes Lighting District, and has previously provided for the installation of lights required for properly lighting such streets and public ways, and has previously approved the execution of a contract with the Cinergy (now known as Duke Energy) for the purpose of lighting such streets and public ways; and

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

WHEREAS, none of the owners of lands abutting on the streets and public ways of said district have signed a petition for the discontinuance of the artificial lighting in said district and filed such petition with the Township Fiscal Officer; and

WHEREAS Duke Energy has provided a statement of the cost of renewing said contract;
and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
September 18, 2014

WHEREAS, the cost estimated by Duke Energy of a contract for continued lighting of said district for a period of five years is less than \$25,000, excluding inflationary cost increase and administrative and legal expense:

NOW, THEREFORE, BE IT RESOLVED:

1. That the existing contract with Cinergy (now Duke Energy) be renewed by the awarding of a new contract with Duke Energy pursuant to the provisions of Ohio Revised Code, Section 515.081 for a period of five years from the expiration of said original contract upon the terms and conditions of this resolution, and that the Township Administrator be authorized to execute such contract on behalf of the Township subject to review by legal counsel.
2. That the costs of the lighting of said district as heretofore provided in the total amount of \$3,779.60 be and hereby are specially assessed against the real estate abutting upon and benefiting lots in accordance with Ohio Revised Code Section 515.08 (D), and that the assessments shall be payable in equal semi-annual installments over a period of five years;
3. That annual assessments for the aforesaid improvements in the amount of \$696.48 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$59.44 in average cost per lighting district renewal for administrative and legal costs for services of Township personnel and legal counsel, totaling in all \$755.92 (\$34.36 per parcel per year or \$17.18 per semiannual assessment) are hereby levied and assessed upon the lots and lands located within the District, which assessments are in accordance with the benefits which will result to the real property charged herewith;
4. That any assessment in the amount of \$5.00 or less, or of which the unpaid balance is \$5.00 or less, shall be paid in full and not in installments at the time the first or next installment would otherwise become due;
5. That the Anderson Township Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said assessments to Duke Energy and to the County Auditor, and said Auditor is hereby authorized and directed to place said assessments upon the tax duplicate to be collected as other taxes.
6. That Duke Energy be and hereby is authorized and directed to provide the services described in this Resolution.

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 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; Mr. Gerth, yes; Mr. Jackson, yes.

FIRE & RESCUE DEPARTMENT

Chief Ober had nothing requiring Board action.

ADMINISTRATION

Little Miami Trail Easement – **Mr. Sievers** explained that the Little Miami Trail was a project that the Township had been working on with the Great Parks of Hamilton County for a number of years. Specifically, it involved the extension of the Little Miami Trail, from the Little Miami Golf Center south to Beechmont Ave. through a portion of the Walls Greenspace property. There was a permanent easement that the Township recorded on the property but an additional temporary construction easement to re-grade the driveway had been requested.

Resolution 14-0918-15: Mr. Gerth moved to authorize the Township Administrator to enter into agreement with Great Parks and/or the Ohio Department of Transportation to donate a temporary easement on the Walls Greenspace Parcel, as outlined by staff. Mr. Pappas seconded the motion.

There was no further discussion.

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

Grant Application for SCIP Funds – **Mr. Sievers** stated that staff had been working with Hamilton County Engineers Office to develop State Capital Improvement Program (SCIP) applications for two projects in the Township. The Township would be the applicant for these projects and the Hamilton County Engineers Office, if the award was given, would be responsible for all the construction management and the local share of the project cost.

Resolution 14-0918-16: Mr. Pappas made a motion to authorize the Township Administrator to enter into agreement with the Hamilton County Engineers Office and/or to submit grant applications for State Capital Improvement Program (SCIP) for repairs/repaving to State Road (between Clough Pike and Nagel), and Eight Mile Road

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
September 18, 2014

(between 150' North of Beechmont and Woodruff), as outlined by staff, which would result in no financial commitment by the Township. Mr. Gerth seconded the motion.

There was no further discussion.

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

Set Date for Halloween Trick-or-Treat –

Resolution 14-0918-17: Mr. Jackson moved to set Friday, October 31, 2014, from 6:00 p.m. to 8:00 p.m. as Halloween Trick-or-Treat in Anderson Township. Mr. Gerth seconded the motion.

There was no further discussion.

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

Decisions Arising from Executive Session – 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 _____ 16 _____, 2014.

Russell L. Jackson, Jr. 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 September 2014, and that said minutes have been duly entered upon the Journal of said Township.

This _____ 18th _____ day of September _____, 2014.

Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

October 2, 2014

The Board of Township Trustees of Anderson Township ("Board") held its regular Interim Workshop Meeting on October 2, 2014, at 2:00 p.m. in the Large Conference Room. Present were the following Board members:

Russell L. Jackson, Jr.
Joshua S. Gerth
Andrew S. Pappas

Mr. Jackson called the meeting to order and welcomed attendees including Fiscal Officer Ken Dietz, Township Administrator Vicky Earhart, Assistant Administrator for Operations Steve Sievers, Assistant Administrator for Human Resources Suzanne Parker, Planning & Zoning Technician Allison Hodson, Public Works Director Richard Shelley, Fire Chief Mark Ober, Corporal Dave Boiman, Law Director Margaret Comey, Assistant to the Fiscal Officer Debbie Hucker, and Administrative Assistant Molly Mohrfield.

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

There was no further discussion.

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

TRUSTEE COMMENTS

The **Trustees** had nothing requiring discussion.

FISCAL OFFICER

Appropriation Changes –

Resolution 14-1002-01: Mr. Gerth moved to approve the appropriation changes as presented and as follow; Mr. Pappas seconded the motion:

Appropriation Changes within Same Fund

General

01.1200.04	+\$ 25,000	Utilities - Electric
01.1400.02	- \$ 25,000	Cemetery Repairs

Fire

10.1100.07	+\$ 12,000	Utilities - Electric
10.1100.11	- \$ 12,000	Contracts

Sheriff

09.1100.09	+\$ 20,000	Repairs
09.1100.10	- \$ 20,000	Contracts

There was no further discussion.

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

LAW DIRECTOR

Annual Information Filing – **Ms. Comey** explained that the Annual Information Filing had been filed in a timely manner.

PLANNING & ZONING

Mr. Jackson stated that the Board had discussed and agreed, months ago, to have an intern work a few hours on the weekends during campaign season to canvass the Township for political signs that seem to inundate the Township on the weekends. **Mrs. Earhart** pointed out that no official Board action had been taken, that it had just been a discussion. She also made the Board aware that, should the Board wish to authorize staff to work on weekends, they would need to pull all illegal signs include yards sales, real estate signs, etc., not just political signs. It was suggested that a staff member pull signs, not an intern, who would be unfamiliar with the sign regulations. **Mr. Sievers** noted that there were significant concerns with this action such as offending real estate agents who were accustomed to putting signs out on Sunday. **Mr. Jackson** pointed out that this would only occur for six weeks on Saturdays and only illegal signs would be pulled. **Mrs. Earhart** suggested a training program, next year, for the political candidate's interns regarding sign regulations to save the Township dollars by ensuring the signs were not illegally placed to begin with. **Mr. Pappas** suggested staff concentrating on removing signs in highly visible areas.

FIRE AND RESUCE

Chief Ober had nothing requiring Board discussion.

PUBLIC WORKS

Stirrup Road Parking – **Mr. Jackson** asked if Mr. Shelley had a recommendation from one of the three scenarios given. **Mr. Shelley** suggested that the Township tread lightly with limited parking zones during specific hours as it can become very complicated. He pointed out that the residents on the opposite side of Stirrup had not been polled. **Mr. Jackson** suggested giving the issue some more thought before a decision was made. **Mr. Gerth** suggested asking the residents how they felt. **Mr. Shelley** stated that he has received numerous complaints from the Homeowners Association. **Mr. Jackson** stated that he had also received many complaints as well. **Mrs. Earhart** suggested asking the residents if limited parking or no parking signs would be an issue.

SHERIFF OFFICE

Corporal Boiman had nothing requiring Board discussion.

ADMINISTRATION

Community Development Block Grant Projects – **Mr. Sievers** asked if the Board would like any other projects to be considered for the Community Development Block Grant. He stated that the third option, possible funding for a RENU Officer, was no longer an option. **Mr. Jackson** requested that residents be made aware that there were no ties to Cincinnati Metropolitan Housing Authority for these funds.

Resolution 14-1002-02: Mr. Gerth moved to set Public Hearings for the Community Development Block Grant program on Thursday, October 9, 2014, beginning at 2 p.m., and on Thursday, October 16, 2014, beginning at 6:00 p.m. Mr. Pappas seconded the motion.

There was no further discussion.

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

Center for Local Government By-Laws – **Mrs. Earhart** stated that by broadening the entities eligible for the pool, rates may go down.

Resolution 14-1002-03: Mr. Pappas moved to authorize the Township Administrator to vote in favor of the proposed amendments to The Center for Local Government bylaws establishing an “Affiliate Member” and clarifying membership levels as presented. Mr. Gerth seconded the motion.

There was no further discussion.

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

Social Media Policy Modification – **Mr. Sievers** explained that with the launch of the Township’s Facebook Page it was staff’s intent that the public would not be able to comment on posts made by the Township. However, after launching this site, it was discovered that comments are possible and are being received. After research and consultation with Facebook, staff has discovered that comments cannot be prohibited.

Resolution 14-1002-04: Mr. Gerth made a motion to amend Resolution 14-0821-07, by adopting the revisions to the Anderson Township Social Media Policy, as outlined by staff. Mr. Pappas seconded the motion.

There was no further discussion.

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

Refunding Opportunity – **Mrs. Earhart** introduced Zachary Logan, Vice President and Dan Blank, Managing Director with Ross, Sinclair & Associates (RSA) who gave a brief

presentation on refinancing the Township's 2007 General Obligation Bonds. **Mr. Logan** discussed an overview of series 2007 bonds, refunding analysis and sensitivity, a market update, and a marketing plan and sale of Township bonds. He informed the Board that the spread between the outstanding bonds and the current market yield create a savings potential of \$430,000. **Mr. Jackson** asked if this would extend the terms of the bond. **Mr. Blank** responded that this would not extend the term of the bond. **Mrs. Earhart** pointed out that due to the Townships Aaa rating with Moody's there would be no issue with refinancing. **Mr. Blank** agreed adding that a Aaa rating was very rare. **Mr. Gerth** asked what the cost to refinance would be. **Mr. Blank** replied that the cost would be a half percent which was already calculated in the net cost. **Mr. Jackson** asked if, historically, this was done a great deal. **Mr. Blank** responded that there had been a tremendous amount of refunding occurring due to the lower interest rates. **Mrs. Earhart** pointed out that the whole process would take six weeks. **Mr. Jackson** asked if the Township decided at the last moment not to proceed what costs would be involved. **Mrs. Comey** responded the costs involved would be legal expenses. **Mr. Gerth** asked if the refunding would affect the Township rating. **Mr. Blank** responded that it would only improve it. **Mr. Pappas** felt that we should take immediate advantage of this opportunity. **Mr. Jackson** stated that the term was not to be extended, there was no risk involved, so he questioned what was the downside. **Mrs. Comey** responded that there was no downside. **Mrs. Earhart** added legal fees, and staff time. **Mrs. Earhart** stated that she would prepare a resolution.

Mr. Jackson 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 consider confidential information related to the marketing plans, specific business strategy, and/or personal financial statements of an applicant for economic development assistance, it being necessary to convene executive session in order to protect the interests of the applicant and the possible investment or expenditure of public funds, as permitted by Ohio Revised Code Section 121.22(G)(2)(8). **Mr. Gerth** seconded the motion.

There was no further discussion.

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

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

There was no further discussion.

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

Resolution 14-1002-05: Mr. Jackson moved to authorize the conditional hiring of all members of the 2014 firefighter recruit class. Upon the successful completion of all Fire & Rescue Department requirements, said firefighter recruits will become regular-status employees for the remainder of their twelve-month probation period.

There was no further discussion.

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

Mr. Jackson moved to adjourn the meeting. Mr. Pappas seconded the motion.

There was no further discussion.

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

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of December 18, 2014.

Russell L. Jackson, Jr. 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 October 2014, and that said minutes have been duly entered upon the Journal of said Township.

This 2nd day of October, 2014

Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

October 16, 2014

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on October 16, 2014 at 5:00 p.m., in the Anderson Center Board Room. Present were the following Board members:

Russell L. Jackson, Jr.
Joshua S. Gerth
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 and Law Director Margaret Comey

Mr. Jackson called the meeting to order and moved to retire to Executive Session to consider the purchase of property for public purposes or the sale of property as permitted by Ohio Revised Code Section 121.22(G)(2). Mr. Gerth seconded the motion.

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

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

Mr. Jackson welcomed the additional attendees, including a number of citizens and other public officials including: Planner 1 Tom Caruso, Fire Chief Mark Ober, Public Works Director Richard Shelley, Sgt. Kevin Bley, Assistant to the Fiscal Officer 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 as presented or with modifications. Mr. Pappas seconded the motion.

There was no further discussion.

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

PUBLIC HEARINGS AND APPEALS

Mr. Jackson opened the public hearing for the Community Development Block Grant Program.

Community Development Block Grant Program – **Mr. Sievers** informed the Board that this was the second of two hearings for the proposed application for the Community Development Block Grant Funds (CDBG). The CDBG Program was issued on a three year basis, and the next cycle would be fiscal years 2015 thru 2017. The Township had been a participant in the Hamilton County CDBG program and was invited to submit projects for consideration. As part of that

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process two public hearings were required to take place. There were various requirements set forth as to what projects would be eligible and staff had identified three, the first of which was for the local share of the Wolfangel Road sidewalk project. This entails the construction of a new sidewalk from Bowen, north to State Road. The second project for consideration was the Senior Center restroom project. This would entail a reconfiguration of an existing room and closet area to allow for construction of a shower and restroom facilities for an adult day care in the facility. The third area was blight prevention, which entailed acquisition of properties that were in a low or a moderate income area, those areas include Elstun Road, Old Fort, and YMCA. The Township in the past had received approximately \$75,000 to \$100,000 a year, each of those projects were in that general average. **Mr. Jackson** pointed out that the CDBG grants did not have any ties with Section 8 Housing.

Mr. Jackson invited members of the audience and other officials to comment on the Community Development Block Grant Program.

As no one came forward, **Mr. Jackson** closed the public hearing.

Resolution 14-1016-01:Mr. Gerth made a motion to authorize the Township Administrator to submit the following projects to the Hamilton County Community Development Department for Community Development Block Grant funding; Wolfangel Road Sidewalks, Senior Center Upgrades, and Acquisition of Blighted Property. Mr. Pappas seconded the motion.

There was no further discussion.

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

PRESENTATIONS AND RECOGNITIONS

Betty Cowan, 25 Years of Service – **Mr. Sievers** recognized Ms. Cowan on her 25 years of service to the Township.

LEGISLATIVE UPDATE

Legislative Update, State Representative Peter Stautberg – **Mr. Stautberg** announced that the Legislators would return to session the second week of November and swing into a lame duck session.

PUBLIC FORUM

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

Randy Smith, 7493 Pinehurst Drive, stated that he was a member of the Board of Education of the Forest Hills School District. He would like to address the Trustees about the 4.9-mill levy on the ballot in November. It was a combination of a bond issue and permanent improvement levy.

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The bond issue was designed to renovate all buildings, with one exception of Wilson Elementary, which would be replaced. There had been no major upgrades, improvements or renovations on any buildings in twenty years. All of the buildings were either at capacity or over capacity, with one exception, and there were trailers at two of the buildings. The permanent improvement levy would be money that would be used to for maintenance. This levy would allow all of the buildings to be renovated to new standards, deliver the technology that was needed, and most importantly deliver safety and security.

TRUSTEE COMMENTS

Mr. Pappas stated that he wanted to thank the Board of Education of the Forest Hills School District for the great job they did in reaching out and informing the community. **Mr. Jackson** concurred.

FISCAL OFFICER

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

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.

Resolution 14-1016-02: 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:

**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 16th day of October 2014, at Anderson Center located at 7850 Five Mile Road, Anderson Township, Ohio 45230 with the following members present:

Russell L. Jackson, Jr.
Joshua S. Gerth
Andrew S. Pappas

Trustee Gerth moved the adoption of the following Resolution No. 14-1016-02:

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
October 16, 2014

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, 2015; 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 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.

Trustee Pappas seconded the Resolution and the roll being called upon its adoption, the vote resulted as follows:

Mr. Jackson yes Mr. Gerth yes Mr. Pappas yes

Adopted the 16th day of October, 2014.

Attest:

Fiscal Officer of the Board of Township Trustees
Anderson Township,

HAMILTON COUNTY, OHIO

CERTIFICATE TO COPY
ORIGINAL ON FILE

THE STATE OF OHIO, Hamilton County, ss.

I, Kenneth G. Dietz, Fiscal Officer of the Board of Township Trustees of Anderson Township, in said county, and in whose custody the Files and Records of said Board are required by the Laws of the State of Ohio to be kept, do hereby certify that the foregoing is taken and copied from the original

now on file with said Board, that the foregoing has been compared by me with said original document, and that the same is a true and correct copy thereof.

WITNESS my signature, this _____ day of _____, 2014.

Fiscal Officer of the Board of Township Trustees of,
Anderson Township,
HAMILTON COUNTY, OHIO

1. A copy of this resolution must be certified to the County Auditor before the first day of October, or at such later date as may be approved by the Department of Taxation of Ohio.

Receipt Adopted _____ 2014

Fiscal Officer

Filed _____ 2014

County Auditor

by: Deputy

There was no further discussion.

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

2012 & 2013 Audit Statement – **Mr. Dietz** announced that the Township just went through the two year audit for the calendar years 2012 and 2013. The audit report indicated a clean audit, there were no findings, no management report, and no recommendations. He commended the Fiscal Office staff and Administration for their dedication.

Minutes –

Resolution 14-1016-03: Mr. Pappas moved to approve the minutes of August 7, 2014, with minor corrections. Mr. Jackson seconded the motion.

There was no further discussion.

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

Resolution 13-1017-02: Mr. Pappas moved to approve the minutes of August 21, 2014; August 22, 2014; September 4, 2014; and September 18, 2014, with minor corrections. Mr. Gerth seconded the motion.

There was no further discussion.

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

LAW DIRECTOR

Ms. Comey had nothing requiring Board action.

PLANNING & ZONING

Mr. Caruso had nothing requiring Board action.

SHERIFF'S OFFICE

Sgt. Bley had nothing requiring Board action.

PUBLIC WORKS

Set Public Hearing for St. James Park Lighting District –

Resolution 14-1016-05: Mr. Pappas moved to set a public hearing for the St. James Park Lighting District at 6:00 p.m. on November 20, 2014. Mr. Gerth seconded the motion.

There was no further discussion.

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

Resolution Declaring an Emergency for Snow Removal on Unaccepted Roads – **Mr. Shelley** presented the annual Resolution declaring a necessity for snow removal on streets that were not yet accepted or otherwise dedicated for the Board's consideration. If the contractors, developers or home owners associations were not meeting their obligation to remove snow, the Resolution, if adopted, would give the Township's Public Works Department the right to plow the snow and then back-charge the contractors and developers appropriately.

Resolution 14-1016-06: Mr. Gerth moved to adopt a Resolution declaring an emergency for snow removal on unaccepted roads, as follows; Mr. Pappas seconded the motion.

RESOLUTION NO. 14-1016-06
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 snow and ice removal from unaccepted roads in accordance with R.C. Section 505.82, in the event that the owner of an unaccepted road in the unincorporated territory of the Township has not provided for such removal prior to the Board's providing for removal of snow and ice.

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 of each such road of this Board's intent to clear the road and to impose a service charge, as hereinafter provided, for doing so.

SECTION 3. This Board shall establish a just and equitable service charge for such removal to be paid by the owners of the road, and the Director of Public Works, on behalf of this Board, will keep a record of the costs incurred by the Township in removing snow, ice, debris, or other obstructions from such roads. Beginning on January 1, 2015 and ending on December 31, 2015, the service charge shall be \$120 per hour expended in effecting such removal, with a minimum service charge per road (or connected roads within a single subdivision) of \$200.

SECTION 4. The Fiscal Officer, on behalf of this Board, shall notify in writing each owner of each such road of the amount of the service charge and shall certify the charges to the County Auditor.

SECTION 5. This emergency shall become effective January 1, 2015 and thereafter, unless it is extended by another resolution passed by this Board.

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) Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

There was no further discussion.

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

FIRE & RESCUE DEPARTMENT

Ms. Comey had nothing requiring Board action.

ADMINISTRATION

Initiation of Towne Center Way Right of Way Vacation – Mr. Sievers stated that in relation to a project that was being submitted by the Kroger Company, for the expansion of the their store, a zone change application had been filed and part of that zone change application entailed a proposal to the Township to vacate Towne Center Way. This would be the area on Towne Center Way between Beechmont Ave. and Bowen.

Resolution 14-1016-07: Mr. Pappas moved to adopt a Resolution directing Township Administrator to forward notice requesting the vacation of a portion of Towne Center Way, as follows; Mr. Gerth seconded the motion.

RESOLUTION NO. 14-1016-07

RESOLUTION DIRECTING TOWNSHIP ADMINISTRATOR TO FORWARD NOTICE REQUESTING THE VACATION OF A PORTION OF TOWNE CENTER WAY

WHEREAS, the Board of Township Trustees of Anderson Township, Hamilton County, Ohio (“Board”), is the fee owner of certain real property lying beneath that certain public roadway identified as Towne Center Way, and further identified by the Hamilton County Auditor as Parcel No. 500-202-188 (the “Township Property”); and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

October 16, 2014

WHEREAS, Kroger Limited Partnership I (“Kroger”) owns certain real property lying both east and west of the southernmost 800’ of Towne Center Way (the “Kroger Property”) and intends to make improvements to the Kroger Property; and

WHEREAS, it is necessary that Kroger also utilize the Township Property in order to achieve a coordinated development plan; and

WHEREAS, it is the intention of the Board to ensure adequate traffic flow and connectivity in this area of the Township, particularly along Towne Center Way between Five Mile Road, Bowen Street and Wolfangel Road; and

WHEREAS, Kroger has agreed that it will undertake to design and construct within the Township Property those improvements that are necessary in order to ensure connectivity between the remaining portion of Towne Center Way and Bowen Street, in the manner indicated on Attachment C, at no cost to Anderson Township for the construction of those improvements; now, therefore,

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

SECTION 1. That the Board hereby authorizes and directs the Township Administrator to deliver to the Board of County Commissioners of Hamilton County, Ohio (“Commissioners”), the Notice included herein as Attachment A (the “Notice”), requesting that the Commissioners vacate that portion of Towne Center Way, as depicted on Attachment B and described on Attachment C, for the reason that this Board finds and determines that vacating the Township Property is necessary to enhance public convenience, safety and welfare. Attachments A, B, and C are hereby incorporated herein and made a part hereof.

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. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

Reappointment of Communications Consultant –

Resolution 14-1016-08: Mr. Gerth moved to authorize the extension of the continuing consultant role of Nancy Caine as Communication Consultant for a total not to exceed \$30,000 in 2015, and to amend Resolution 13-1107-07 to increase the annual maximum for 2014 by \$5,000. Mr. Pappas seconded the motion.

There was no further discussion.

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

Motion Authorizing Retention of Squire Patton Boggs (US) LLC as Bond Counsel for the Township – Mrs. Earhart stated that the Township was exploring refunding of its 2007 general obligation bonds in order to capture a lower interest rate. In order to get that process moving forward the Resolution before the Board would retain Squire Patton & Boggs as Bond Counsel for the Township.

Resolution 14-1016-09: Left Intentionally Blank

Resolution 14-1016-10: Mr. Pappas moved to adopt a Resolution and Order employing attorneys for particular matters, as follows; Mr. Gerth seconded the motion.

RESOLUTION NO. 14-1016-10

A RESOLUTION AND ORDER EMPLOYING ATTORNEYS FOR PARTICULAR MATTERS

WHEREAS, this Board of Township Trustees (“Board”) is authorized under Sections 1.43 and 309.09(B) of the Revised Code to employ attorneys other than the prosecuting attorney for a particular matter to represent the Township and its officers in their official capacities and to advise them on legal matters; and

WHEREAS, the firm of Squire Patton Boggs (US) LLP, 221 East Fourth Street, Ste. 2900, Cincinnati, OH 45202, is qualified to act as such attorneys with respect to matters described in Schedule A hereto, and have represented to this Board that the firm is content to be bound by the terms of this Resolution and Order; and

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

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

Section 1. This Board hereby finds that it is advisable to employ additional legal counsel for particular matters relating to the issuance of refunding bonds. Squire Patton Boggs (US) LLP, and Todd L. Cooper, Esq. (“Attorneys”), are hereby employed as Anderson Township’s attorneys for the particular matters set forth on Schedule A hereto, which Schedule A is by this reference incorporated herein, and on the terms of the written engagement letter (the “Engagement Letter”) from the Attorneys attached hereto as Schedule B, which Schedule B is by this reference incorporated herein.

Section 2. The Engagement Letter is hereby approved by this Board, and this Board hereby determines that the compensation and terms of appointment are fair and reasonable to the Township. The Township Administrator is hereby authorized to execute the Engagement Letter on behalf of this Board.

Section 3. The provision of bond counsel services shall be in the nature of legal advice and recommendations as to the documents and the proceedings in connection with the authorization, sale and issuance of refunding bonds and rendering at delivery related legal opinions. In providing those legal services, as an independent contractor and in an attorney-client relationship, that firm shall not exercise any administrative discretion on behalf of this Township in the formulation of public policy, expenditure of public funds, enforcement of laws, rules and regulations of the State, any county or municipal corporation or of this Township, or the execution of public trusts.

Section 4. The appointment of the Attorneys is made with prior knowledge, disclosure and understanding that Margaret W. Comey, Esq., of Squire Patton Boggs (US) serves as the Township’s Law Director.

Section 5. The Attorneys may be discharged at any time by majority vote of the Board.

Section 6. A copy of this Resolution and Order shall be certified to the Attorneys by the Township Fiscal Officer.

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.

SCHEDULE A

To serve as the Township's Bond Counsel with respect to the issuance and sale by the Township of general obligation (limited tax) refunding bonds.

SCHEDULE B

Engagement Letter attached as Schedule B.

There was no further discussion.

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

Resolution Authorizing Acceptance of Donation from Trees in Gratitude – **Mrs. Earhart** stated that Mr. Berno was a member of Street Tree Committee and he and his wife provide funding for a program called Trees in Gratitude, which was an independent philanthropic agency that was launched in 2012 to increase gratitude in the community by planting large shade trees on non-profit parcels and to beautify and benefit the community. This year Mr. Berno was proposing two donations, the first of which was a donation of trees in the amount of over \$3,500 for the Coalition to Save Hillcrest Cemetery, Inc., a non-profit organization, along with a donation for Asbury Cemetery which was a Township owned cemetery on Forest Road. The donation included not only the large shade trees but the planting, deer protection and care of those trees.

Resolution 14-1016-11: Mr. Gerth moved to adopt a Resolution authorizing acceptance of donation from the Trees in Gratitude funded by the Karen M. and Bruce J. Berno Fund of the Greater Cincinnati Foundation as follows; Mr. Pappas seconded the motion.

RESOLUTION NO. 14-1016-11

**RESOLUTION AUTHORIZING ACCEPTANCE OF DONATION
FROM THE TREES IN GRATITUDE FUNDED BY
THE KAREN M. AND BRUCE J. BERNO FUND OF
THE GREATER CINCINNATI FOUNDATION**

WHEREAS, pursuant to R.C. §505.10, this Board of Township Trustees ("Board") may accept donations of personal property for Township use;

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

SECTION 1. That the Township Administrator is hereby authorized to accept and to

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
October 16, 2014

gratefully acknowledge, on behalf of this Board, the donation of three trees valued at \$1,000, from the Trees in Gratitude program funded by the Karen M. and Bruce J. Berno Fund of The Greater Cincinnati Foundation. Trees in Gratitude has arranged for the trees, consisting of one red oak and two burr oaks, to be planted at Asbury Cemetery located on Forest Road.

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 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; Mr. Gerth, yes; Mr. Jackson, yes.

Decision Arising from Executive Session –

Resolution 14-1016-12: Mr. Gerth made a motion to authorize the Township Administrator to enter into a purchase and sale agreement for properties, not to exceed \$37,000 and to authorize an additional expenditure of up to \$20,000 for demolition, and site cleanup, due diligence activities (including but not limited to and environmental assessment and site survey), legal fees, using Anderson Township TIF or Community Block Grant (CDBG) funds. Mr. Pappas seconded the motion.

There was no further discussion.

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

Mr. Gerth moved to adjourn the meeting. Mr. Pappas seconded the motion. Mr. Dietz called the roll: Mr. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of December 18, 2014.

Russell L. Jackson, Jr. 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 October 2014, and that said minutes have been duly entered upon the Journal of said Township.

This _____ 16th _____ day of _____ October _____, 2014.

Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

November 6, 2014

The Board of Township Trustees of Anderson Township ("Board") held its regular Interim Workshop Meeting on November 6, 2014, at 1:00 p.m. in the Large Conference Room. Present were the following Board members:

Russell L. Jackson, Jr.
Joshua S. Gerth
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 and Law Director Margaret Comey

Mr. Jackson 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 purchase of property for public purposes, or for 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. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

Mr. Jackson welcomed the additional attendees including Planner 1 Tom Caruso, Public Works Director Richard Shelley, Fire Chief Mark Ober, Deputy Matt Rusk, Law Director Margaret Comey, Assistant to the Fiscal Officer Debbie Hucker, and Administrative Assistant Molly Mohrfield.

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

There was no further discussion.

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

TRUSTEE COMMENTS

The Trustees had nothing requiring discussion.

FISCAL OFFICER

Mr. Dietz had nothing requiring Board discussion.

LAW DIRECTOR

Mrs. Comey stated that there were two pieces of legislation that included the underwriting agreement from Ross, Sinclaire & Associates and a pre-engagement letter. There was no financial commitment with either piece unless the Board went through with a bond refunding.

A Resolution Authorizing an Underwriting Agreement with Ross, Sinclaire & Associates, LLC –

Resolution 14-1106-01: Mr. Gerth moved to adopt a resolution authorizing an underwriting agreement with Ross, Sinclaire & Associates, LLC as follows; Mr. Pappas seconded the motion.

RESOLUTION NO. 14-1106-01

**A RESOLUTION AUTHORIZING AN UNDERWRITING AGREEMENT
WITH ROSS, SINCLAIRE & ASSOCIATES, LLC**

WHEREAS, the firm of Ross, Sinclaire & Associates, LLC (“RSA”), 700 Walnut Street, Suite 600, Cincinnati, OH 45202, is qualified to act as an underwriter with respect to the bonds and notes of the Township; and

WHEREAS, RSA has provided this Board with a pre-engagement letter and offer to serve as Sole Senior underwriter of bonds of the Township that this Board may authorize for the purpose of refunding the Township’s outstanding Various Purpose Bonds, Series 2007 (the “RSA Underwriting Agreement”); and

WHEREAS, the RSA Underwriting Agreement is attached hereto as Exhibit A, which by this reference is made a part hereof;

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

Section 1. The RSA Underwriting Agreement is hereby approved by this Board and the Township Administrator is hereby authorized to execute the RSA Underwriting Agreement on behalf of this Board.

Section 2. A copy of this Resolution shall be certified to RSA by the Township Fiscal Officer and an original signed copy of the RSA Underwriting Agreement shall be delivered to RSA.

Section 3. 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

November 6, 2014

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

There was no further discussion.

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

Resolution Providing for the Issuance and Sale of Refunding Bonds – **Mrs. Comey** stated that the proposed Resolution would help to expedite the sale of the bonds if the Board were to agree on the interest rates and wished to take immediate advantage of the refunding opportunity. **Mrs. Comey** pointed out the delegating of pricing went to **Mr. Dietz** and **Mr. Jackson**. The preliminary numbers were still holding and may even be better. **Mr. Jackson** asked if the refinancing was for the same term and same amount of money. **Mrs. Comey** responded that there was no additional borrow. **Mr. Jackson** asked if there was any downside. **Mrs. Comey** responded that there was no downside, if the Board did not like the rates there was no need to proceed. **Mr. Pappas** pointed out that the saving equated to approximately \$100,000 a year due to a lower interest rate. He asked how much the Township could borrow for a \$100,000 per year payment. **Mrs. Comey** stated that she would research the matter.

Resolution 14-1106-02: Mr. Pappas moved to adopt a Resolution providing for the issuance and sale of bonds in the maximum aggregate principal amount of \$11,200,000 for the purpose of paying the costs of refunding bonds previously issued by the Township for the purpose of paying costs of public improvements as follows. Mr. Gerth seconded the motion.

RESOLUTION NO. 14-1106-02

RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$11,200,000 FOR THE PURPOSE OF PAYING THE COSTS OF REFUNDING BONDS PREVIOUSLY ISSUED BY THE TOWNSHIP FOR THE PURPOSE OF PAYING COSTS OF PUBLIC IMPROVEMENTS.

WHEREAS, pursuant to Resolution No. 2007-0208-06 adopted on February 8, 2007 (the “Series 2007 Bond Resolution”), bonds in the aggregate principal amount of \$29,470,000, dated April 25, 2007 (the “Series 2007 Bonds”), were issued for the purposes described in Section 2; and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

November 6, 2014

WHEREAS, this Board finds and determines that it will be in the Township's best interest to issue general obligation bonds in accordance with Chapter 133 of the Ohio Revised Code, in the maximum aggregate principal amount of \$11,200,000 (the "Bonds"), in order to advance refund at a lower rate of interest all or a portion of the outstanding Series 2007 Bonds (the "Outstanding Bonds"), which are subject to prior redemption at the option of the Township at a redemption price of 100% of par plus any accrued interest to their redemption date, and to pay any expenses relating to that refunding and the issuance of the Bonds; and

WHEREAS, this Board has requested that the Fiscal Officer, as fiscal officer of this Township, certify the estimated life or period of usefulness of each component of the Improvement (as defined in Section 2) and the maximum maturity of the Bonds described in Section 2; and

WHEREAS, the Fiscal Officer has certified to this Board that the estimated life or period of usefulness of each component of the Improvement is at least five (5) years and that the maximum maturity of the Bonds is December 1, 2026;

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

SECTION 1. Definitions and Interpretation. In addition to the words and terms elsewhere defined in this Resolution, unless the context or use clearly indicates another or different meaning or intent:

"Authorized Denominations" means the denomination of \$5,000 or any integral multiple in excess thereof.

"Bond Proceedings" means, collectively, this Resolution, the Certificate of Award, the Continuing Disclosure Agreement, the Escrow Agreement, the Purchase Agreement, the Registrar Agreement, and such other proceedings of the Township, including the Bonds, that provide collectively for, among other things, the rights of holders and beneficial owners of the Bonds.

"Bond Register" means all books and records necessary for the registration, exchange and transfer of Bonds as provided in Section 5.

"Bond Registrar" means a bank or trust company authorized to do business in the State of Ohio and designated by the Fiscal Officer in the Certificate of Award pursuant to Section 4 as the initial authenticating agent, bond registrar, transfer agent and paying agent for the Bonds under the Registrar Agreement and until a successor Bond Registrar shall have become such pursuant to the provisions of the Registrar Agreement and, thereafter, "Bond Registrar" shall mean the successor Bond Registrar.

“*Bonds*” means, collectively, the Serial Bonds and the Term Bonds, each as is designated as such in the Certificate of Award.

“*Book entry form*” or “*book entry system*” means a form or system under which (a) the ownership of beneficial interests in the Bonds and the principal of and interest and any premium on the Bonds may be transferred only through a book entry, and (b) physical Bond certificates in fully registered form are issued by the Township and payable only to a Depository or its nominee as registered owner, with the certificates deposited with and “immobilized” in the custody of the Depository or its designated agent for that purpose. The book entry maintained by others than the Township is the record that identifies the owners of beneficial interests in the Bonds and that principal and interest.

“*Certificate of Award*” means the certificate authorized by Section 6, to be executed by the Fiscal Officer, setting forth and determining those terms or other matters pertaining to the Bonds and their issuance, sale and delivery as this Resolution requires or authorizes to be set forth or determined therein.

“*Closing Date*” means the date of physical delivery of, and payment of the purchase price for, the Bonds.

“*Code*” means the Internal Revenue Code of 1986, the Regulations (whether temporary or final) under that Code or the statutory predecessor of that Code, and any amendments of, or successor provisions to, the foregoing and any official rulings, announcements, notices, procedures and judicial determinations regarding any of the foregoing, all as and to the extent applicable. Unless otherwise indicated, reference to a Section of the Code includes any applicable successor section or provision and such applicable Regulations, rulings, announcements, notices, procedures and determinations pertinent to that Section.

“*Continuing Disclosure Agreement*” means the Continuing Disclosure Agreement which shall constitute the continuing disclosure agreement made by the Township for the benefit of the holders and beneficial owners of the Bonds in accordance with the Rule, as it may be modified from the form on file with the Fiscal Officer and executed by the President of the Board of Township Trustees and the Fiscal Officer, all in accordance with Section 9(c).

“*Depository*” means any securities depository that is a clearing agency under federal law operating and maintaining, with its Participants or otherwise, a book entry system to record ownership of beneficial interests in Bonds or the principal of and interest on Bonds, and to effect transfers of Bonds, in book entry form, and includes and means initially The Depository Trust Company (a limited purpose trust company), New York, New York.

“*Escrow Agreement*” means the Escrow Agreement between the Township and the Escrow Trustee, as it may be modified from the form on file with the Fiscal Officer and executed by the President of the Board of Township Trustees and the Fiscal Officer, all in accordance with Section 10.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

November 6, 2014

“*Escrow Fund*” means the Anderson Township (Hamilton County), Ohio – Series 2014 Refunding Escrow Fund created pursuant to Section 10 and in accordance with the Escrow Agreement.

“*Escrow Trustee*” means a bank or trust company authorized to do business in the State of Ohio and designated by the Fiscal Officer in the Certificate of Award pursuant to Section 10 as the initial escrow trustee for the Refunded Bonds under the Escrow Agreement and until a successor Escrow Trustee shall have become such pursuant to the provisions of the Escrow Agreement and, thereafter, “*Escrow Trustee*” shall mean the successor Escrow Trustee.

“*Financing Costs*” shall have the meaning given in Section 133.01 of the Ohio Revised Code.

“*Fiscal Officer*” means the Fiscal Officer of the Township.

“*Interest Payment Dates*” means June 1 and December 1 of each year that the Bonds are outstanding, commencing on the date specified in the Certificate of Award.

“*Mandatory Redemption Date*” shall have the meaning set forth in Section 3(b).

“*Mandatory Sinking Fund Redemption Requirements*” shall have the meaning set forth in Section 3(e)(i).

“*Original Purchaser*” means the purchaser of the Bonds specified in the Certificate of Award.

“*Participant*” means any participant contracting with a Depository under a book entry system and includes securities brokers and dealers, banks and trust companies, and clearing corporations.

“*Principal Payment Dates*” means December 1 in each of the years as determined by the Fiscal Officer in the Certificate of Award, *provided* that the first Principal Payment Date for the portion of the Bonds allocable to a component Purpose shall occur no later than the earliest maturity date of the Refunded Bonds related to that component Purpose, and *provided further* that in no case shall the final Principal Payment Date of the portion of the Bonds allocable to any component Purpose exceed the maximum maturity limitation referred to in the preambles hereto for that related component Purpose, all of which determinations shall be made by the Fiscal Officer in the Certificate of Award in such manner as to be in the best interest of and financially advantageous to the Township.

“*Purchase Agreement*” means the Bond Purchase Agreement between the Township and the Original Purchaser, as it may be modified from the form on file with the Fiscal Officer and executed by the President of the Board of Township Trustees and the Fiscal Officer, all in accordance with Section 6.

“*Redemption Date*” means, collectively, the date or dates designated by the Fiscal Officer in the Certificate of Award as the earliest practicable date or dates on which the Refunded Bonds shall be redeemed in accordance with Section 10, *provided* that such Redemption Date shall be no later than ninety (90) days following the Closing Date.

“*Refunded Bonds*” means, collectively, the principal maturities of the Outstanding Bonds to be determined by the Fiscal Officer in the Certificate of Award as the maturities the refunding of which will be in the best interest of and to the financial advantage of the Township.

“*Registrar Agreement*” means the Bond Registrar Agreement between the Township and the Bond Registrar, as it may be modified from the form on file with the Fiscal Officer and executed by the President of the Board of Township Trustees and the Fiscal Officer, all in accordance with Section 4.

“*Regulations*” means Treasury Regulations issued pursuant to the Code or to the statutory predecessor of the Code.

“*Rule*” means Rule 15c2-12 prescribed by the SEC pursuant to the Securities Exchange Act of 1934.

“*SEC*” means the Securities and Exchange Commission.

“*Serial Bonds*” means those Bonds designated as such and maturing on the dates set forth in the Certificate of Award, bearing interest payable on each Interest Payment Date and not subject to mandatory sinking fund redemption.

“*Term Bonds*” means those Bonds designated as such and maturing on the date or dates set forth in the Certificate of Award, bearing interest payable on each Interest Payment Date and subject to mandatory sinking fund redemption.

“*Township*” means Anderson Township (Hamilton County), Ohio.

The captions and headings in this Resolution are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof. Reference to a Section means a section of this Resolution unless otherwise indicated.

SECTION 2. Authorized Principal Amount and Purpose; Application of Proceeds. This Board determines that it is necessary and in the best interest of the Township to issue bonds of this Township in the maximum aggregate principal amount of \$11,200,000 (the “*Bonds*”) for the purpose of paying the costs of refunding bonds previously issued by the Township for the purpose of paying the costs of (i) constructing a new Township administrative center and related Anderson Lake, furnishing and equipping the same, improving the site therefor, and acquiring related interests in real property, (ii) improving Beechmont Avenue, by installing landscaping,

constructing parallel access ways, replacing and constructing curbs, sidewalks and pavement dividers, adding street furniture, and acquiring related interests in real property, (iii) constructing Five Mile Trail and connecting trails, and acquiring related interests in real property, (iv) constructing a section of the Ohio River Trail, and acquiring related interests in real property, and (v) improving the vehicular transportation system in the Township by constructing, reconstructing, extending, opening, improving, widening, grading, draining, lighting, curbing and changing the lines of Township, County and State roads, highways, streets, bridges, and sidewalks, and acquiring related interests in real estate, together, in each case, with all necessary appurtenances thereto (collectively, the “*Improvement*”). The Bonds shall be issued pursuant to Chapter 133 of the Ohio Revised Code, this Resolution and the Certificate of Award.

The aggregate principal amount of Bonds to be issued shall not exceed the maximum aggregate principal amount specified in this Section and shall be an amount determined by the Fiscal Officer in the Certificate of Award to be the aggregate principal amount of Bonds that is required to be issued at this time for the purpose stated in this Section, taking into account the costs of refunding the Refunded Bonds, other Township monies available for the purpose, the estimates of the Financing Costs and the interest rates on the Bonds. The Refunded Bonds shall be determined by the Fiscal Officer in the Certificate of Award as the maturities of the Outstanding Bonds the refunding of which will be in the best interest of and to the financial advantage of the Township.

The proceeds from the sale of the Bonds received by the Township (or withheld by the Original Purchaser on behalf of the Township) shall be paid into the proper fund or funds, and those proceeds are hereby appropriated and shall be used for the purpose for which the Bonds are being issued, including without limitation but only to the extent not paid by others, the payment of the costs of issuing and servicing the Bonds, printing and delivery of the Bonds, legal services including obtaining the approving legal opinion of bond counsel, fees and expenses of any paying agent, escrow trustee, verification agent and rating agency, any fees or premiums relating to municipal bond insurance or other security arrangements determined necessary by the Fiscal Officer, and all other Financing Costs and costs incurred incidental to those purposes. The Certificate of Award and the Purchase Agreement may authorize the Original Purchaser to withhold certain proceeds from the purchase price of the Bonds to provide for the payment of Financing Costs related to the Bonds on behalf of the Township. Any portion of those proceeds received by the Township representing premium (after payment of any Financing Costs identified in the Certificate of Award) shall be used to pay costs of refunding the Refunded Bonds and/or be paid into the Bond Retirement Fund, with such determination being made by the Fiscal Officer in the Certificate of Award, consistent with the Fiscal Officer’s determination of the best interest of and financial advantages to the Township. Any portion of those proceeds received by the Township representing accrued interest shall be paid into the Bond Retirement Fund.

SECTION 3. Denominations; Dating; Principal and Interest Payment and Redemption Provisions. The Bonds shall be issued in one lot and only as fully registered bonds, in Authorized Denominations, but in no case as to a particular maturity date exceeding the principal

amount maturing on that date. The Bonds shall be dated as provided in the Certificate of Award; *provided* that their dated date shall not be more than sixty (60) days prior to the Closing Date.

(a) Interest Rates and Payment Dates. The Bonds shall bear interest at the rate or rates per year (computed on the basis of a 360-day year consisting of twelve 30-day months) as shall be determined by the Fiscal Officer, subject to subsection (c) of this Section, in the Certificate of Award. Interest on the Bonds shall be payable at such rate or rates on the Interest Payment Dates until the principal amount has been paid or provided for. The Bonds shall bear interest from the most recent date to which interest has been paid or provided for or, if no interest has been paid or provided for, from their date.

(b) Principal Payment Schedule. The Bonds shall mature or be payable pursuant to Mandatory Sinking Fund Redemption Requirements on the Principal Payment Dates in principal amounts as shall be determined by the Fiscal Officer, subject to subsection (c) of this Section, in the Certificate of Award, which determination shall be in the best interest of and financially advantageous to the Township.

Consistent with the foregoing and in accordance with the determination of the best interest of and financial advantages to the Township, the Fiscal Officer shall specify in the Certificate of Award (i) the aggregate principal amount of Bonds to be issued as Serial Bonds, the Principal Payment Date or Dates on which those Bonds shall be stated to mature and the principal amount thereof that shall be stated to mature on each such Principal Payment Date, and (ii) the aggregate principal amount of Bonds to be issued as Term Bonds, the Principal Payment Date or Dates on which those Bonds shall be stated to mature, the principal amount thereof that shall be stated to mature on each such Principal Payment Date, the Principal Payment Date or Dates on which Term Bonds shall be subject to mandatory sinking fund redemption (each a “*Mandatory Redemption Date*”) and the principal amount thereof that shall be payable pursuant to Mandatory Sinking Fund Redemption Requirements on each Mandatory Redemption Date.

(c) Conditions for Establishment of Interest Rates and Principal Payment Dates and Amounts. The rate or rates of interest per year to be borne by the Bonds and the principal amount of Bonds maturing or payable pursuant to Mandatory Sinking Fund Redemption Requirements on each Principal Payment Date, shall be such as to demonstrate a net present value savings to the City due to the refunding of the Refunded Bonds, after taking into account all expenses related to that refunding and the issuance of the Bonds. The net interest cost for the Bonds determined by taking into account the respective principal amounts of the Bonds and terms to maturity or Mandatory Sinking Fund Redemption Requirements of those principal amounts of Bonds shall not exceed 6.00%.

(d) Payment of Debt Charges. The debt charges on the Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. Principal of and any premium on the Bonds shall be payable when due upon presentation and surrender of the Bonds at the designated corporate trust office of the Bond Registrar. Interest on a Bond shall be paid on each Interest Payment Date by check or

draft mailed to the person in whose name the Bond was registered, and to that person's address appearing, on the Bond Register at the close of business on the 15th day of the calendar month next preceding that Interest Payment Date. Notwithstanding the foregoing, if and so long as the Bonds are issued in a book entry system, principal of and interest and any premium on the Bonds shall be payable in the manner provided in any agreement entered into by the Fiscal Officer, in the name and on behalf of the Township, in connection with the book entry system.

(e) Redemption Provisions. The Bonds shall be subject to redemption prior to stated maturity as follows:

(i) Mandatory Sinking Fund Redemption of Term Bonds. If any of the Bonds are issued as Term Bonds, the Term Bonds shall be subject to mandatory redemption in part by lot and be redeemed pursuant to mandatory sinking fund redemption requirements, at a redemption price of 100% of the principal amount redeemed, plus accrued interest to the redemption date, on the applicable Mandatory Redemption Dates and in the principal amounts payable on those Dates, for which provision is made in the Certificate of Award (such Dates and amounts being referred to as the "*Mandatory Sinking Fund Redemption Requirements*").

The aggregate of the moneys to be deposited with the Bond Registrar for payment of principal of and interest on any Term Bonds on each Mandatory Redemption Date shall include an amount sufficient to redeem on that Date the principal amount of Term Bonds payable on that Date pursuant to the Mandatory Sinking Fund Redemption Requirements (less the amount of any credit as hereinafter provided).

The Township shall have the option to deliver to the Bond Registrar for cancellation Term Bonds in any aggregate principal amount and to receive a credit against the then current or any subsequent Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation) of the Township, as specified by the Fiscal Officer, for Term Bonds stated to mature on the same Principal Payment Date and bearing interest at the same rate as the Term Bonds so delivered. That option shall be exercised by the Township on or before the 45th day preceding any Mandatory Redemption Date with respect to which the Township wishes to obtain a credit, by furnishing the Bond Registrar a certificate, signed by the Fiscal Officer, setting forth the extent of the credit to be applied with respect to the then current or any subsequent Mandatory Sinking Fund Redemption Requirement for Term Bonds stated to mature on the same Principal Payment Date and bearing interest at the same rate as the Term Bonds so delivered. If the certificate is not timely furnished to the Bond Registrar, the current Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation) shall not be reduced. A credit against the then current or any subsequent Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation), as specified by the Fiscal Officer, also shall be received by the Township for any Term Bonds which prior thereto have been redeemed (other than through the operation of the applicable Mandatory Sinking Fund

Redemption Requirements) or purchased for cancellation and canceled by the Bond Registrar, to the extent not applied theretofore as a credit against any Mandatory Sinking Fund Redemption Requirement, for Term Bonds stated to mature on the same Principal Payment Date and bearing interest at the same rate as the Term Bonds so delivered, redeemed or purchased and canceled.

Each Term Bond so delivered, or previously redeemed, or purchased and canceled, shall be credited by the Bond Registrar at 100% of the principal amount thereof against the then current or subsequent Mandatory Sinking Fund Redemption Requirements (and corresponding mandatory redemption obligations), as specified by the Fiscal Officer, for Term Bonds stated to mature on the same Principal Payment Date and bearing interest at the same rate as the Term Bonds so delivered, redeemed or purchased and canceled.

(ii) Optional Redemption. The Bonds of the maturities and interest rates specified in the Certificate of Award (if any are so specified) shall be subject to optional redemption by and at the sole option of the Township, in whole or in part in integral multiples of \$5,000, on the dates and at the redemption prices (expressed as a percentage of the principal amount to be redeemed), plus accrued interest to the redemption date, to be determined by the Fiscal Officer in the Certificate of Award; *provided* that the redemption price for any optional redemption date shall not be greater than 103%.

If optional redemption of Term Bonds at a redemption price exceeding 100% of the principal amount to be redeemed is to take place as of any Mandatory Redemption Date applicable to those Term Bonds, the Term Bonds, or portions thereof, to be redeemed optionally shall be selected by lot prior to the selection by lot of the Term Bonds of the same maturity (and interest rate within a maturity if applicable) to be redeemed on the same date by operation of the Mandatory Sinking Fund Redemption Requirements. Bonds to be redeemed pursuant to this paragraph shall be redeemed only upon written notice from the Fiscal Officer to the Bond Registrar, given upon the direction of the Township by passage of a resolution. That notice shall specify the redemption date and the principal amount of each maturity (and interest rate within a maturity if applicable) of Bonds to be redeemed, and shall be given at least 45 days prior to the redemption date or such shorter period as shall be acceptable to the Bond Registrar.

(iii) Partial Redemption. If fewer than all of the outstanding Bonds are called for optional redemption at one time and Bonds of more than one maturity (or interest rate within a maturity if applicable) are then outstanding, the Bonds that are called shall be Bonds of the maturity or maturities and interest rate or rates selected by the Township. If fewer than all of the Bonds of a single maturity (or interest rate within a maturity if applicable) are to be redeemed, the selection of Bonds of that maturity (or interest rate within a maturity if applicable) to be redeemed, or portions thereof in amounts of \$5,000 or any integral multiple thereof, shall be made by the Bond Registrar by lot in a manner determined by the Bond Registrar. In the case of a partial redemption of Bonds by lot

when Bonds of denominations greater than \$5,000 are then outstanding, each \$5,000 unit of principal thereof shall be treated as if it were a separate Bond of the denomination of \$5,000. If it is determined that one or more, but not all, of the \$5,000 units of principal amount represented by a Bond are to be called for redemption, then, upon notice of redemption of a \$5,000 unit or units, the registered owner of that Bond shall surrender the Bond to the Bond Registrar (A) for payment of the redemption price of the \$5,000 unit or units of principal amount called for redemption (including, without limitation, the interest accrued to the date fixed for redemption and any premium), and (B) for issuance, without charge to the registered owner, of a new Bond or Bonds of any Authorized Denomination or Denominations in an aggregate principal amount equal to the unmatured and unredeemed portion of, and bearing interest at the same rate and maturing on the same date as, the Bond surrendered.

(iv) Notice of Redemption. The notice of the call for redemption of Bonds shall identify (A) by designation, letters, numbers or other distinguishing marks, the Bonds or portions thereof to be redeemed, (B) the redemption price to be paid, (C) the date fixed for redemption, and (D) the place or places where the amounts due upon redemption are payable. The notice shall be given by the Bond Registrar on behalf of the Township by mailing a copy of the redemption notice by first-class mail, postage prepaid, at least 30 days prior to the date fixed for redemption, to the registered owner of each Bond subject to redemption in whole or in part at the registered owner's address shown on the Bond Register maintained by the Bond Registrar at the close of business on the 15th day preceding that mailing. Failure to receive notice by mail or any defect in that notice regarding any Bond, however, shall not affect the validity of the proceedings for the redemption of any Bond.

(v) Payment of Redeemed Bonds. In the event that notice of redemption shall have been given by the Bond Registrar to the registered owners as provided above, there shall be deposited with the Bond Registrar on or prior to the redemption date, moneys that, in addition to any other moneys available therefor and held by the Bond Registrar, will be sufficient to redeem at the redemption price thereof, plus accrued interest to the redemption date, all of the redeemable Bonds for which notice of redemption has been given. Notice having been mailed in the manner provided in the preceding paragraph hereof, the Bonds and portions thereof called for redemption shall become due and payable on the redemption date, and, subject to the provisions of Sections 3(d) and 5, upon presentation and surrender thereof at the place or places specified in that notice, shall be paid at the redemption price, plus accrued interest to the redemption date. If moneys for the redemption of all of the Bonds and portions thereof to be redeemed, together with accrued interest thereon to the redemption date, are held by the Bond Registrar on the redemption date, so as to be available therefor on that date and, if notice of redemption has been deposited in the mail as aforesaid, then from and after the redemption date those Bonds and portions thereof called for redemption shall cease to bear interest and no longer shall be considered to be outstanding. If those moneys shall

not be so available on the redemption date, or that notice shall not have been deposited in the mail as aforesaid, those Bonds and portions thereof shall continue to bear interest, until they are paid, at the same rate as they would have borne had they not been called for redemption. All moneys held by the Bond Registrar for the redemption of particular Bonds shall be held in trust for the account of the registered owners thereof and shall be paid to them, respectively, upon presentation and surrender of those Bonds; *provided* that any interest earned on the moneys so held by the Bond Registrar shall be for the account of and paid to the Township to the extent not required for the payment of the Bonds called for redemption.

SECTION 4. Execution and Authentication of Bonds; Appointment of Bond Registrar.

The Bonds shall be signed by at least two members of the Board of Township Trustees and the Fiscal Officer, in the name of the Township and in their official capacities, *provided* that any or all of those signatures may be a facsimile. The Bonds shall be issued in the Authorized Denominations and numbers as requested by the Original Purchaser and approved by the Fiscal Officer, shall be numbered as determined by the Fiscal Officer in order to distinguish each Bond from any other Bond, and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to Chapter 133 of the Ohio Revised Code, this Resolution and the Certificate of Award.

The Fiscal Officer is hereby authorized to designate in the Certificate of Award a bank or trust company authorized to do business in the State of Ohio to act as the initial Bond Registrar. The President of the Board of Township Trustees and the Fiscal Officer shall sign and deliver, in the name and on behalf of the Township, the Registrar Agreement between the Township and the Bond Registrar, in substantially the form as is now on file with the Fiscal Officer. The Registrar Agreement is approved, together with any changes or amendments that are not inconsistent with this Resolution and not substantially adverse to the Township and that are approved by those Township officials on behalf of the Township, all of which shall be conclusively evidenced by the signing of the Registrar Agreement or amendments thereto. The Fiscal Officer shall provide for the payment of the services rendered and for reimbursement of expenses incurred pursuant to the Registrar Agreement, except to the extent paid or reimbursed by the Original Purchaser in accordance with the Certificate of Award and the Purchase Agreement, from the proceeds of the Bonds to the extent available and then from other money lawfully available and appropriated or to be appropriated for that purpose.

No Bond shall be valid or obligatory for any purpose or shall be entitled to any security or benefit under the Bond Proceedings unless and until the certificate of authentication printed on the Bond is signed by the Bond Registrar as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Bond so authenticated has been duly issued, signed and delivered under, and is entitled to the security and benefit of, the Bond Proceedings. The certificate of authentication may be signed by any authorized officer or employee of the Bond Registrar or by any other person acting as an agent of the Bond Registrar and approved by the Fiscal Officer on behalf of the Township. The same person need not sign the certificate of authentication on all of the Bonds.

SECTION 5. Registration; Transfer and Exchange; Book Entry System.

(a) Bond Register. So long as any of the Bonds remain outstanding, the Township will cause the Bond Registrar to maintain and keep the Bond Register at its designated corporate trust office. Subject to the provisions of Sections 3(d) and 9(c), the person in whose name a Bond is registered on the Bond Register shall be regarded as the absolute owner of that Bond for all purposes of the Bond Proceedings. Payment of or on account of the debt charges on any Bond shall be made only to or upon the order of that person; neither the Township nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as provided in this Section. All such payments shall be valid and effectual to satisfy and discharge the Township's liability upon the Bond, including interest, to the extent of the amount or amounts so paid.

(b) Transfer and Exchange. Any Bond may be exchanged for Bonds of any Authorized Denomination upon presentation and surrender at the designated corporate trust office of the Bond Registrar, together with a request for exchange signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Bond Registrar. A Bond may be transferred only on the Bond Register upon presentation and surrender of the Bond at the designated corporate trust office of the Bond Registrar together with an assignment signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Bond Registrar. Upon exchange or transfer the Bond Registrar shall complete, authenticate and deliver a new Bond or Bonds of any Authorized Denomination or Denominations requested by the owner equal in the aggregate to the unmatured principal amount of the Bond surrendered and bearing interest at the same rate and maturing on the same date.

If manual signatures on behalf of the Township are required, the Bond Registrar shall undertake the exchange or transfer of Bonds only after the new Bonds are signed by the authorized officers of the Township. In all cases of Bonds exchanged or transferred, the Township shall sign and the Bond Registrar shall authenticate and deliver Bonds in accordance with the provisions of the Bond Proceedings. The exchange or transfer shall be without charge to the owner, except that the Township and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The Township or the Bond Registrar may require that those charges, if any, be paid before the procedure is begun for the exchange or transfer. All Bonds issued and authenticated upon any exchange or transfer shall be valid obligations of the Township, evidencing the same debt, and entitled to the same security and benefit under the Bond Proceedings as the Bonds surrendered upon that exchange or transfer. Neither the Township nor the Bond Registrar shall be required to make any exchange or transfer of (i) Bonds then subject to call for redemption between the 15th day preceding the mailing of notice of Bonds to be redeemed and the date of that mailing, or (ii) any Bond selected for redemption, in whole or in part.

(c) Book Entry System. Notwithstanding any other provisions of this Resolution, if the Fiscal Officer determines in the Certificate of Award that it is in the best interest of and

financially advantageous to the Township, the Bonds may be issued in book entry form in accordance with the following provisions of this Section.

The Bonds may be issued to a Depository for use in a book entry system and, if and as long as a book entry system is utilized: (i) the Bonds may be issued in the form of a single, fully registered Bond representing each maturity, and, if applicable, each interest rate within a maturity, and registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository or its designated agent for that purpose, which may be the Bond Registrar; (ii) the beneficial owners of Bonds in book entry form shall have no right to receive Bonds in the form of physical securities or certificates; (iii) ownership of beneficial interests in book entry form shall be shown by book entry on the system maintained and operated by the Depository and its Participants, and transfers of the ownership of beneficial interests shall be made only by book entry by the Depository and its Participants; and (iv) the Bonds as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the Township.

If any Depository determines not to continue to act as a Depository for the Bonds for use in a book entry system, the Fiscal Officer may attempt to establish a securities depository/book entry relationship with another qualified Depository. If the Fiscal Officer does not or is unable to do so, the Fiscal Officer, after making provision for notification of the beneficial owners by the then Depository and any other arrangements deemed necessary, shall permit withdrawal of the Bonds from the Depository, and shall cause Bond certificates in registered form and Authorized Denominations to be authenticated by the Bond Registrar and delivered to the assignees of the Depository or its nominee, all at the cost and expense (including any costs of printing), if the event is not the result of Township action or inaction, of those persons requesting such issuance.

The Fiscal Officer is hereby authorized and directed, to the extent necessary or required, to enter into any agreements, in the name and on behalf of the Township, that the Fiscal Officer determines to be necessary in connection with a book entry system for the Bonds.

SECTION 6. Sale of the Bonds to the Original Purchaser. The Fiscal Officer is authorized to sell the Bonds at private sale to the Original Purchaser at a purchase price, not less than 97% of the aggregate principal amount thereof, as shall be determined by the Fiscal Officer in the Certificate of Award, plus accrued interest (if any) on the Bonds from their date to the Closing Date, and shall be awarded by the Fiscal Officer with and upon such other terms as are required or authorized by this Resolution to be specified in the Certificate of Award, in accordance with law, the provisions of this Resolution and the Purchase Agreement. The Fiscal Officer is authorized, if it is determined to be in the best interest of the Township, to combine the issue of Bonds with one or more other bond issues of the Township into a consolidated bond issue pursuant to Section 133.30(B) of the Ohio Revised Code in which case a single Certificate of Award may be utilized for the consolidated bond issue if appropriate and consistent with the terms of this Resolution.

The Fiscal Officer shall sign and deliver the Certificate of Award and shall cause the Bonds to be prepared and signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Bonds, to the Original Purchaser upon payment of the purchase price.

The President of the Board of Township Trustees and the Fiscal Officer shall sign and deliver, in the name and on behalf of the Township, the Purchase Agreement between the Township and the Original Purchaser, in substantially the form as is now on file with the Fiscal Officer, providing for the sale to, and the purchase by, the Original Purchaser of the Bonds. The Purchase Agreement is approved, together with any changes or amendments that are not inconsistent with this Resolution and not substantially adverse to the Township and that are approved by those Township officials on behalf of the Township, all of which shall be conclusively evidenced by the signing of the Purchase Agreement or amendments thereto.

The Trustees, or any of them, the Fiscal Officer, the Township Administrator, the Law Director and other Township officials, as appropriate, each are authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Resolution.

SECTION 7. Provisions for Tax Levy. There shall be levied on all the taxable property in the Township, in addition to all other taxes, a direct tax annually during the period the Bonds are outstanding in an amount sufficient to pay the debt charges on the Bonds when due, which tax shall not be less than the interest and sinking fund tax required by Section 11 of Article XII of the Ohio Constitution. The tax shall be within the ten-mill limitation imposed by law, shall be and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner and at the same time that taxes for general purposes for each of those years are certified, levied, extended and collected, and shall be placed before and in preference to all other items and for the full amount thereof. The proceeds of the tax levy shall be placed in the Bond Retirement Fund, which is irrevocably pledged for the payment of the debt charges on the Bonds when and as the same fall due.

The amount of said tax to be levied or collected in any year shall be reduced by the amount to be available for the purpose of paying debt charges on the Bonds from (a) any surplus in the Township's Bond Retirement Fund, (b) the proceeds of sale of any bonds of the Township issued for the purpose of retiring the Bonds, or (c) lawfully available service payments in lieu of taxes received and to be received by virtue of this Board's Resolution No. 94-0628-04, as amended, which service payments are hereby pledged, to the extent required, to secure payment of debt charges on the Bonds; the Township reserves the right to make additional such pledges on a parity with this pledge.

Nothing in the preceding paragraph in any way diminishes the irrevocable pledge of the full faith and credit and general property taxing power of the Township to the prompt payment of the debt charges on the Bonds.

SECTION 8. Federal Tax Considerations. The Township covenants that it will use, and will restrict the use and investment of, the proceeds of the Bonds in such manner and to such extent as may be necessary so that (a) the Bonds will not (i) constitute private activity bonds or arbitrage bonds under Sections 141 or 148 of the Code or (ii) be treated other than as bonds the interest on which is excluded from gross income under Section 103 of the Code, and (b) the interest on the Bonds will not be an item of tax preference under Section 57 of the Code.

The Township further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Bonds to be and remain excluded from gross income for federal income tax purposes, (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion, and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Bonds to the governmental purpose of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal government, (iv) maintain books and records and make calculations and reports and (v) refrain from certain uses of those proceeds, and, as applicable, of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.

The Fiscal Officer or any other officer of the Township having responsibility for issuance of the Bonds is hereby authorized (a) to make or effect any election, selection, designation, choice, consent, approval, or waiver on behalf of the Township with respect to the Bonds as the Township is permitted to or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments or penalties with respect to the Bonds, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments with respect to the Bonds, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the Township, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Bonds, and (c) to give one or more appropriate certificates of the Township, for inclusion in the transcript of proceedings for the Bonds, setting forth the reasonable expectations of the Township regarding the amount and use of all the proceeds of the Bonds, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Bonds. The Fiscal Officer or any other officer of the Township having responsibility for issuance of the Bonds is specifically authorized to designate the Bonds as “qualified tax-exempt obligations” if such designation is applicable and desirable, and to make any related necessary representations and covenants.

Each covenant made in this Section with respect to the Bonds is also made with respect to all issues any portion of the debt service on which is paid from proceeds of the Bonds (and, if different, the original issue and any refunding issues in a series of refundings), to the extent such

compliance is necessary to assure exclusion of interest on the Bonds from gross income for federal income tax purposes, and the officers identified above are authorized to take actions with respect to those issues as they are authorized in this Section to take with respect to the Bonds.

SECTION 9. Official Statement, Rating, Bond Insurance, Continuing Disclosure and Financing Costs.

(a) Primary Offering Disclosure -- Official Statement. The President of the Board of Township Trustees and the Fiscal Officer are each authorized and directed, on behalf of the Township and in their official capacities, to (i) prepare or cause to be prepared, and make or authorize modifications, completions or changes of or supplements to, a disclosure document in the form of an official statement relating to the original issuance of the Bonds, (ii) determine, and to certify or otherwise represent, when the official statement is to be “deemed final” (except for permitted omissions) by the Township as of its date or is a final official statement for purposes of paragraph (b) of the Rule, (iii) use and distribute, or authorize the use and distribution of those official statements and any supplements thereto in connection with the original issuance of the Bonds, and (iv) complete and sign those official statements and any supplements thereto as so approved, together with such certificates, statements or other documents in connection with the finality, accuracy and completeness of those official statements and any supplements, as they may deem necessary or appropriate.

(b) Application for Rating or Bond Insurance. If, in the judgment of the Fiscal Officer, the filing of an application for (i) a rating on the Bonds by one or more nationally-recognized rating agencies, or (ii) a policy of insurance from a company or companies to better assure the payment of principal of and interest on the Bonds, is in the best interest of and financially advantageous to this Township, the Fiscal Officer is authorized to prepare and submit those applications, to provide to each such agency or company such information as may be required for the purpose, and to provide further for the payment of the cost of obtaining each such rating or policy, except to the extent otherwise paid in accordance with the Purchase Agreement, from the proceeds of the Bonds to the extent available and otherwise from any other funds lawfully available and that are appropriated or shall be appropriated for that purpose. The Fiscal Officer is hereby authorized, to the extent necessary or required, to enter into any agreements, in the name of and on behalf of the Township, that the Fiscal Officer determines to be necessary in connection with the obtaining of that bond insurance.

(c) Agreement to Provide Continuing Disclosure. For the benefit of the holders and beneficial owners from time to time of the Bonds, the Township agrees to provide or cause to be provided such financial information and operating data, audited financial statements and notices of the occurrence of certain events, in such manner as may be required for purposes of the Rule. The President of the Board of Township Trustees and the Fiscal Officer are each authorized and directed to complete, sign and deliver the Continuing Disclosure Agreement, in the name and on behalf of the Township, in substantially the form as is now on file with the Fiscal Officer. The Continuing Disclosure Agreement is approved, together with any changes or amendments that are not inconsistent with this Resolution and not substantially adverse to the Township and that

are approved by those Township officials on behalf of the Township, all of which shall be conclusively evidenced by the signing of the Continuing Disclosure Agreement or amendments thereto.

The Fiscal Officer is further authorized and directed to establish procedures in order to ensure compliance by the Township with its Continuing Disclosure Agreement, including timely provision of information and notices as described above. Prior to making any filing required under the Rule, the Fiscal Officer shall consult with and obtain legal advice from, as appropriate, the Law Director and bond or other qualified independent special counsel selected by the Township. The Fiscal Officer, acting in the name and on behalf of the Township, shall be entitled to rely upon any such legal advice in determining whether a filing should be made. The performance by the Township of its Continuing Disclosure Agreement shall be subject to the annual appropriation of any funds that may be necessary to perform it.

(d) Financing Costs. The expenditure of the amounts necessary to pay any Financing Costs in connection with the Bonds, to the extent not paid by the Original Purchaser in accordance with the Certificate of Award and the Purchase Agreement, is authorized and approved, and the Fiscal Officer is authorized to provide for the payment of any such amounts and costs from the proceeds of the Bonds to the extent available and otherwise from any other funds lawfully available that are appropriated or shall be appropriated for that purpose.

SECTION 10. Call for Redemption; Escrow Trustee; Escrow Agreement; Escrow Fund.
To provide for the payment of the principal of and interest on the Refunded Bonds, the Fiscal Officer is hereby authorized to designate in the Certificate of Award a bank or trust company authorized to do business in the State of Ohio to act as the Escrow Trustee. The President of the Board of Township Trustees and the Fiscal Officer shall sign and deliver, in the name and on behalf of the Township, the Escrow Agreement between the Township and the Escrow Trustee, in substantially the form as is now on file with the Fiscal Officer. The Escrow Fund provided for in the Escrow Agreement is hereby created. The Escrow Agreement is approved, together with any changes or amendments that are not inconsistent with this Resolution and not substantially adverse to the Township and that are approved by the President of the Board of Township Trustees and the Fiscal Officer, on behalf of the Township, all of which shall be conclusively evidenced by the signing of the Escrow Agreement or amendments thereto. The Fiscal Officer shall provide for the payment of the services rendered and for reimbursement of expenses incurred pursuant to the Escrow Agreement, except to the extent paid or reimbursed by the Original Purchaser in accordance with the Purchase Agreement, from the proceeds of the Bonds to the extent available and then from other money lawfully available and appropriated or to be appropriated for that purpose.

Acting pursuant to the Series 2007 Bond Resolution which authorized the Series 2007 Bonds, the Refunded Bonds, as determined by the Fiscal Officer in the Certificate of Award to be refunded and called for redemption, are hereby called for redemption on the Redemption Date at the required redemption price of the principal amount thereof, and the Fiscal Officer is hereby authorized and directed to cause those Refunded Bonds to be called for redemption on the

Redemption Date and arrange for the notices of redemption to be given in accordance with the applicable provisions of the Series 2007 Bond Resolution. For informational purposes, a certified copy of this Resolution shall be sent by the Fiscal Officer to the current bond registrar for the Refunded Bonds.

In order to provide for the payment of (a) the interest on the Refunded Bonds on any interest payment date following the Closing Date and through the Redemption Date, (b) the principal and mandatory sinking fund payments (if any) of the Refunded Bonds maturing on or prior to the Redemption Date and (c) the principal of the Refunded Bonds to be called for redemption on the Redemption Date, the Township covenants and agrees with the Escrow Trustee and with the owners of the Refunded Bonds that the Township will take, and will cause the Escrow Trustee to take, all steps required by the terms of the Escrow Agreement to carry out such payments. The Township will provide from the proceeds of the Bonds and other available funds in accordance with this Resolution, moneys and investments sufficient to pay in full (a) the interest on the Refunded Bonds on any interest payment date following the Closing Date and through the Redemption Date, (b) the principal and mandatory sinking fund payments (if any) of the Refunded Bonds maturing on or prior to the Redemption Date and (c) the principal of the Refunded Bonds to be called for redemption on the Redemption Date. The Township covenants and agrees with the Escrow Trustee and with the owners of the Refunded Bonds that the Township will take, and will cause the Escrow Trustee to take, all steps required by the terms of this Resolution, Section 133.34 of the Ohio Revised Code, and the Escrow Agreement to carry out such payments so that the Refunded Bonds are not deemed to be outstanding.

There shall be delivered to the Escrow Trustee for the Escrow Fund proceeds to be received from the sale of the Bonds and other available funds which may be invested, and if invested shall be invested in United States Treasury Obligations ("*Treasury Securities*"), State and Local Government Series ("*SLG Securities*") or other direct obligations of, or obligations guaranteed as to both principal and interest by, the United States of America as defined in Section 133.34 of the Ohio Revised Code (direct obligations and guaranteed obligations together with the SLG Securities, collectively, the "*Securities*"), or may otherwise be held in cash (as to all or a portion of the moneys in the Escrow Fund).

The Securities and such portion of the moneys in the Escrow Fund which may be held in cash may, to the extent determined by the Fiscal Officer that it would be in the best interest of and financially advantageous to the Township, be certified by an independent public accounting firm of national reputation in a written report (the "*Verification Report*") to be of such maturities or redemption dates and interest payment dates, and to bear such interest, as will be sufficient together with any moneys in the Escrow Fund to be held in cash as contemplated by the Verification Report, without further investment or reinvestment of either the principal amount thereof or the interest earnings therefrom, to cause the Refunded Bonds to be deemed to be not outstanding as provided for in Section 133.34 of the Ohio Revised Code. The balance of those proceeds, less any amount thereof, contemplated by the Verification Report to be held in cash in the Escrow Fund and less any amount otherwise provided for herein, shall be used for the payment of costs related to the refunding and the issuance of the Bonds. The Fiscal Officer is

hereby authorized to retain and designate in the Certificate of Award an independent public accounting firm of national reputation to prepare and deliver the Verification Report.

At the direction of the Fiscal Officer, the Escrow Trustee or the Original Purchaser is authorized to apply and subscribe for SLG Securities on behalf of the Township. Further, if the Fiscal Officer determines that it would be in the best interest and to the financial advantage of the Township to purchase Treasury Securities for deposit into the Escrow Fund, the Fiscal Officer or any other officer of the Township, on behalf of the Township and in their official capacity, may purchase and deliver such obligations, engage the services of a financial advisor, bidding agent or similar entity for the purpose of facilitating the bidding, purchase and delivery of such obligations for, and any related structuring of, the Escrow Fund, execute such instruments as are deemed necessary to engage such services for such purpose, and provide further for the payment of the cost of obtaining such services, except to the extent paid by the Original Purchaser in accordance with the Purchase Agreement, from the proceeds of the Bonds to the extent available and otherwise from any other funds lawfully available and that are appropriated or shall be appropriated for that purpose.

Any such Securities, and moneys, if any, in addition thereto contemplated by the Verification Report to be held in cash, shall be held by the Escrow Trustee in trust and committed irrevocably to the payment of the principal of and accrued interest on the Refunded Bonds.

SECTION 11. Bond Counsel. The law firm of Squire Patton Boggs (US) LLP has been retained to provide legal services as bond counsel with respect to the Bonds. Those legal services shall be in the nature of legal advice and recommendations as to the documents and the proceedings in connection with the authorization, sale and issuance of the Bonds and rendering at delivery related legal opinions. In providing those legal services, as an independent contractor and in an attorney-client relationship, that firm shall not exercise any administrative discretion on behalf of this Township in the formulation of public policy, expenditure of public funds, enforcement of laws, rules and regulations of the State, any county or municipal corporation or of this Township, or the execution of public trusts. For those legal services that firm shall be paid just and reasonable compensation and shall be reimbursed for actual out-of-pocket expenses incurred in providing those legal services. The Fiscal Officer is authorized and directed to make appropriate certification as to the availability of funds for those fees and any reimbursement and to issue an appropriate order for their timely payment as written statements are submitted by that firm.

SECTION 12. Certification and Delivery of Resolution and Certificate of Award. The Fiscal Officer is directed to promptly deliver a certified copy of this Resolution and an executed copy of the Certificate of Award to the County Auditor of Hamilton County, Ohio.

SECTION 13. Satisfaction of Conditions for Bond Issuance. This Board determines that all acts and conditions necessary to be performed by the Township or to have been met precedent to and in the issuing of the Bonds in order to make them legal, valid and binding general

obligations of the Township have been performed and have been met, or will at the time of delivery of the Bonds have been performed and have been met, in regular and due form as required by law; that the full faith and credit and general property taxing power (as described in Section 7) of the Township are pledged for the timely payment of the debt charges on the Bonds; that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Bonds; and that the Bonds are being authorized and issued pursuant to Chapter 133 of the Ohio Revised Code, this Resolution, the Certificate of Award, and other authorizing provisions of law.

SECTION 14. Preambles. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

SECTION 15. Compliance with Open Meeting Requirements. 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 any of its 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 otherwise permitted thereby.

SECTION 16. 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. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

PLANNING & ZONING

OKI Regional Planning Conference Summary – **Mr. Gerth** asked Mr. Caruso what was the one thing he took away from the OKI Regional Planning Conference that he had attended. **Mr. Caruso** replied the session on “Legal and Practical Consideration for Signage”, for if regulations are not followed exactly the Township could suffer monetary losses.

FIRE AND RESUCE

Chief Ober had nothing requiring Board discussion.

PUBLIC WORKS

Mr. Shelley had nothing requiring Board discussion.

SHERIFF OFFICE

Deputy Rusk had nothing requiring Board discussion.

ADMINISTRATION

Use of Credit Cards – **Mr. Jackson** asked what the hesitation had been in the past regarding accepting credit cards. **Mr. Sievers** replied that there had been issues with Fifth Third Bank. **Mr. Shelley** added that there had not been enough uses in the past to justify the acceptance of credit cards for payment. **Mrs. Earhart** added that Mr. Gerth had previously asked about having an ATM at Anderson Center. She explained that the potential users were very limited and that there were a number of banks in close proximity to Anderson Center where visitors could obtain cash.

Resolution 14-1106-03: Mr. Gerth moved to adopt a Resolution authorizing the acceptance of credit and debit cards as a payment option for certain Township fees and establishing an administrative fee to cover associated merchant discount fees as follows; Mr. Pappas seconded the motion.

RESOLUTION NO.
14-1106-03

RESOLUTION AUTHORIZING THE ACCEPTANCE OF CREDIT AND DEBIT CARDS AS A PAYMENT OPTION FOR CERTAIN TOWNSHIP FEES AND ESTABLISHING AN ADMINISTRATIVE FEE TO COVER ASSOCIATED MERCHANT DISCOUNT FEES

WHEREAS, the Board of Township Trustees of Anderson Township, Hamilton County, Ohio (“Board”), charges fees for certain events, rental of buildings and facilities, zoning certificates, fire and rescue permits, training opportunities, and sale of obsolete equipment; and

WHEREAS, residents, businesses, and other customers paying such fees have requested that the Township accept credit and debit cards as a payment method for such fees; and

WHEREAS, the acceptance of credit and debit cards as a payment method has become virtually universal within the private sector and is rapidly becoming more common within the public sector; and

WHEREAS, the acceptance of credit and debit cards will likely increase the certainty of fee collection, reduce return check processing costs, accelerate payments and the availability of funds, expedite and simplify facility rental processes, improve the audit trail, increase participation in programs and services, and reduce collection costs; and

WHEREAS, the costs of accepting credit and debit cards as a payment method would be paid for by the customer or user, and not borne by the taxpayers of Anderson Township; now, therefore,

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

November 6, 2014

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

SECTION 1. That, effective January 1, 2015, the Board hereby authorizes the acceptance of credit and debit cards as a payment option for the collection of fees related to certain events, rental of buildings and facilities, zoning certificates, fire and rescue permits, training opportunities, and sale of obsolete equipment and such other services as the Township Administrator shall from time to time deem appropriate (“Township Fees”).

SECTION 2. That the Township shall only accept Visa and Mastercard credit and debit cards.

SECTION 3. That, effective January 1, 2015, an administrative fee (“Administrative Fee”) equivalent to three percent (3%) of the total Township Fee charged per transaction shall be established to cover the merchant discount fee paid by the Township to the credit card company. No credit or debit card will be accepted without this Administrative Fee being charged at the time of the transaction.

SECTION 4. 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. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

Downtown Anderson Project Engineering –

Resolution 14-1106-04: Mr. Pappas moved to accept a proposal from KZF upon review by staff and the Law Director, for the detailed engineering associated with the \$1,504,000 ODOT grant for the Downtown Anderson project, on Beechmont Avenue between Towne Center Way and Asbury Road, as identified in the Downtown Anderson Plan, and authorize the Township Administrator to enter into such a contract, in an amount not to exceed \$240,346 in TIF funds, consistent with Resolution 14-0320-17. Mr. Gerth seconded the motion.

There was no further discussion.

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

Stirrup Road Parking Update – **Mrs. Earhart** stated that she had not received any more input from the residents regarding Turpin High School students parking on Stirrup Road. **Mr. Jackson** believed that currently there was no problem, and the issue would reoccur again in the spring. **Deputy Rusk** informed the Board that a speeding device would be placed in the area soon as one resident had expressed concern over speeding. **Mr. Sievers** added that the data from those devices were amazing.

Mr. Jackson moved to return 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 for 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.

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

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

There was no further discussion.

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

Resolution 14-1106-05: Mr. Jackson moved to authorize the Assistant Township Administrator for Human Resources to renew the 2015 Long Term Disability and Short Term Disability employee insurance plans with MetLife. Mr. Gerth seconded the motion.

There was no further discussion.

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

Mr. Jackson was concerned that Duke Energy was sending letters to residents regarding price increases. **Ms. Parker** replied that it was a standard letter being sent to residents whose contracts were about to expire.

Mr. Jackson moved to adjourn the meeting. Mr. Gerth seconded the motion.

There was no further discussion.

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

As there was no further business, the meeting adjourned.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
November 6, 2014

These minutes were approved at the meeting of _____ December _____ 18 _____, 2014.

Russell L. Jackson, Jr. President

Kenneth G. Dietz, Fiscal Officer

C E R T I F I C A T I O N

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 6th day of November 2014, and that said minutes have been duly entered upon the Journal of said Township.

This 6th _____ day of _____ November _____, 2014

Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

November 20, 2014

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on November 20, 2014, at 5:30 p.m., in the Anderson Center Board Room. Present were the following Board members:

Russell L. Jackson, Jr.
Joshua S. Gerth
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, Assistant Administrator for Human Resources Suzanne Parker, and Law Director Margaret Comey

Mr. Jackson 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 purchase of property for public purposes, or for 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. Gerth seconded the motion.

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

Mr. Pappas recused himself from a portion of the Executive Session discussion related to the sale of property.

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

Mr. Jackson welcomed the additional attendees, including a number of citizens and other public officials including: Planning & Zoning Director Paul Drury, Fire Chief Mark Ober, Public Works Director Richard Shelley, District 5 Commander Lt. Matt Guy, Assistant to the Fiscal Officer 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 as presented or with modifications. Mr. Pappas seconded the motion.

There was no further discussion.

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

PUBLIC HEARINGS AND APPEALS

Mr. Jackson opened the public hearing for St. James Park Lighting District.

St. James Park Lighting District – **Mr. Shelley** stated that the Ohio Revised Code process with regard to lighting districts allowed for, and required, that members of the public drive the petition process, from establishing where the lights should go to determining who would be in the district, *i.e.*, how many households would participate. Mr. Shelley presented a drawing showing the location suggested by Duke Energy for the lighting, along with the cost. The petition had been reviewed and Mr. Linnenberg had validated all signatures and property owners of 76% of the roadway frontage were in favor of the lighting district. Mr. Shelley pointed out that lighting districts were weighted so that the front property line or parcel length was what was counted. So someone who had a corner property would have more weight to their vote than someone who lived in a cul-de-sac because of the near nature of the frontage of their property. However the costs would be divided evenly amongst the parcels that were in the district. **Mr. Jackson** noted that the process, under which the Township operated was consistent with the Ohio Revised Code. This was not a Township set of rules and regulations. **Mr. Shelley** agreed adding that the Ohio Revised Code stated that a majority, 50 + 1%, of the road frontage could approve a lighting district. The Board looked for greater participation due to the nature of the assessment on the property taxes to the residents within the lighting district.

Mr. Jackson invited members of the audience and other officials to comment on the St. James Lighting District

Heather Harwood Poland, 1069 Stratford Hill Dr., stated that she was a member of the area that was a part of the proposed lighting district and would like to speak out against the proposal. She pointed out that there was a light proposed directly in front of her residence, and given the location of her house, and the layout of the bedrooms, this would put light directly in front of the bedrooms of three of the four members of her household. She noted that the southern cul-de-sac had dark spots yet lights were not proposed in that area. The most lighted area was the north end of the subdivision and that was where the lighting plan concentrated lights, which seemed very inconsistent. She was also concerned about the process, she would be interested to see, out of the 21 households, how many residents were for and against the lighting district. She felt that there was bias in the design, those who were not interested were the ones that had lights positioned in front of their homes. She added that amongst the emails in the neighborhood a lot of the concern for adding lighting was safety, vagrancy in the Greenspace, and people out at night. She believed that the lights were only going to draw and encourage the foot traffic through that Greenspace.

Stephen Poland, 1069 Stratford Hill Drive, stated that he believed the concerns with safety were what instigated the call for lighting. There had been an issue with a vagrant, nicknamed the “Hatchet Man” in the Greenspace at the northeast corner of the subdivision. He believed the call

for lights was a “knee jerk” reaction to that concern, whether the lighting would be beneficial to the residents or not. He pointed out that the proposed light at that location would provide no lighting of any benefit to the residents because no one was driving at that dead end, and the sidewalks dead end there as well, so nobody was walking there. What the proposed lighting would do would encourage foot traffic through the subdivision across to that Greenspace. By providing lighting in that area anyone in the Greenspace could see who was coming in, yet could not be seen. Therefore, as a community, we could no longer see what was happening in that area. He was concerned that the proposed lights would be providing potential victims to these vagrants.

Nancy Fullerton, 1025 Stratford Hill Drive, stated that she had been championing these lights. This was not a knee jerk reaction, there had been discussions with the residents and the consensus in the neighborhood was that this project should be investigated further, and not just because of what had been happening in the Greenspace. It was very dark in that area, people go back there and park, people go back there to drink, and many of the residents feel that lighting would help with those issues. Though, the original reason that spurred the discussions for a lighting program was because of the children getting on the school bus in the dark. There were many parents who accompany their children to the bus stops, but that did not substitute for having lights and having cars see the children. She pointed out that the placement of the lights was done by Duke, there was no input from her or anyone else. After the placement was done and stakes were planted, some of them were moved by the property owners, which became a controversy. Duke had recommended twelve lights, originally, but due to the input from the neighborhood they were cut to seven. Therefore, Ms. Fullerton asked the Board for their approval pointing out that the majority of the neighborhood would like to have the lights, which would be staggered on both sides of the road as indicated by Duke. She also noted that the Poland house sat at least 25 to 50 feet back from the where the light would be placed and Duke had indicated the light would have no effect on their house. The light did not radiate backwards, it radiated down. Duke was very sensitive when they set up the placement of the lights, assuring that no lights would be placed in front of any bedroom, or front door.

James Emery, 7228 James Hill Dr., stated that his house was proposed to have a light placed in front of it and was interested in finding out how the determination was made to place the lights. He pointed out that he was not made aware of any studies that were done to identify any gaps in coverage or to determine why it would be that one pole would be place in one location as opposed to another. His house was the original house in the subdivision, it was a 100 year old house, and had stood there for all those years without a light in front of it. He did not stand in opposition to the lights, and did not take a position for or against, but did seek information on how the lights were placed. He felt that Ms. Fullerton’s points were well taken. The idea that the lights were going to deter criminal activity he was not sure whether or not that could be

proven. He was not convinced that lights were necessarily going to dissuade the activity that was apparently driving determination of where these lights were placed.

Robert Specter, 7223 James Hill, stated that he lived right across the street from Mr. Emery and his home had been broken into, and his neighbors had found used syringes in their back yards. When he first heard about the opportunity to come together as a community and put the lighting project together he was ecstatic and believed it was an appropriate thing to do.

As no one else came forward, **Mr. Jackson** closed the public hearing.

Mr. Jackson stated that the Ohio Revised Code (ORC) defined the process for a lighting district, but did not spell out location and agreed that this was an arbitrary situation that needed to be reviewed. If there were residents that were unhappy with the location of the lights he felt that Duke needed to modify the placement. The Township's only involvement in a lighting district was the advancement of the funds. Once those funds were advanced it was then the property owner's responsibility to pay for the lights. Mr. Jackson suggest deferring any decision until a determination was made regarding placement of the lights.

PRESENTATIONS AND RECOGNITIONS

Jack Smith, 911 Hero – **Chief Ober** introduced Amber Young and Tammy Moore with the Hamilton County Communication Center who presented Jack Smith, an 11 year old resident, with their 911 Hero Award. Jack came to the aid of his neighbor, Rocky Mosteller, who slipped on a rug and fractured his vertebrae.

We THRIVE!, Mary Ellen Kramer, Hamilton County Public Health – **Ms. Kramer** presented the Board with the We THRIVE! community sign. She explained that back in June the Township adopted the overall We THRIVE! Resolution, committing to the We THRIVE! initiative and solidifying its spot as a health community. The Board's leadership in introducing the We THRIVE! initiative shows that Anderson was serious about creating a culture of health, wellness, and preparedness.

Mark Magna, Center for Local Government Leadership Academy Graduate – **Mrs. Earhart** explained that the Center for Local Government (CLG) initiated a Leadership Academy aimed at identifying future leaders within local governments and providing those individuals with the skills to succeed. Mr. Magna applied for and was accepted into the Academy, which was comprised of seven classes over a period of seven months. Classes focused on ethics, communication skills, "local government 101", and leadership styles. Local government and business professionals as well as professors from Xavier University, provided the instruction. Mrs. Earhart congratulated Mr. Magna for this accomplishment.

Lt. Matt Guy, Southern Police Institute Command and Staff School Graduate – **Mrs. Earhart** announced that on November 6th, Lt. Guy graduated from the University of Louisville’s Southern Police Institute. The twelve week, 480 hour, in-residence program was designed to develop informed, effective, ethically and technically competent law enforcement managers who are capable of assuming positions of leadership with their respective agencies. Mrs. Earhart congratulated Lt. Guy on the completion of this intense, accredited college level program.

Oath of Office for New Firefighters – **Chief Ober** introduced firefighters, David Ames, Joseph Burkart, Douglas Eagan, Nicholas Flerlage, Joshua Kirk, Christopher Mason and Kyle Stone, who had completed the training. **Mr. Dietz** administered the oath of office to all seven.

PUBLIC FORUM

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

Rick Davis, 1595 Rockhurst Lane, stated that he had lived in the Township for 28 years and would like to speak in favor of continuing Anderson Community Television (ACTV), which, he understood, was slated to close in 2015. He was the founder of TV Toastmasters, a non-profit organization dedicated to teaching communication and leadership skills. Over 14 years ago TV Toastmasters, in partnership with ACTV, was founded and based on that 14 year run he appreciated the hard work and dedication of the ACT staff. He hoped the Board would reconsider the decision to terminate ACT.

Dan Albers, 8330 Richland, stated that he was in support of ACT. He explained that he been broadcasting Anderson, Turpin and McNicholas football games on ACTV for 24 years and had done almost 3,000 games. He hoped the Board would reconsider the decision to terminate ACT. **Mr. Gerth** asked if Mr. Albers was a volunteer. **Mr. Albers** stated that he was. When he first started broadcasting the games it was Anderson, Turpin, and McNicholas, subsequently Turpin and McNicholas got their own crew and he continued on with Anderson for 24 years.

Greg Ellis, 8617 Denallen Drive, stated that he broadcasted with Mr. Albers, and his dad, Bill Ellis, was who started broadcasting the football games 24 years ago because he wanted those who could not make it to a game, to be able to see their kids, or grandkids play. We do this because we like doing it, and believe it is a good thing for the community. If ACT does go away there would be many disappointed residents.

Nathan Sommers 1017 Maycliffe, stated that would like to bring attention to the smoking at Beech Acres Park. He asked if the Board could to do something about this issue because it was setting a bad example for the kids skating at the skate park or playing at Beech Acres.

John Raymond, 1454 Calgary Drive, stated that he was a 45 year resident of the Township. He was very involved with ACTV as well, and had gotten involved with Mr. Ellis, and Mr. Albers, and their team over the past few years. He believed that community television still was a vital

piece of the puzzle in Anderson and he would hate to see it go. ACTV was open to the community and a forum for residents.

Brent Pope, 1180 King Louis Court, stated that he was here to echo his support for ACTV an iconic institute of Anderson Township. He questioned if there had been a fair and precise process for gauging viewers. He did not believe that the Township understood the gravity of this closure due to budgetary reasons. ACTV was an iconic institute of the Township and there were other communities across the nation that utilize this type of forum. He asked the Board to look at the situation a little deeper and a little closer and understand the impact that closing ACTV would have on the community as a whole.

Mark Macomber, 8519 Linderwood Lane, stated that he was a producer and guest host on ACTV and just wanted to give some perspective on the possible decision to longer support ACTV. One of the things that was very impactful, and hard to measure, were the tens of thousands of people that enjoyed and viewed the programming on ACTV as provided for all these years. In a community such as Anderson, with such incredible amenities, he believed it would be important to the Board to support the arts, and to make the creative process accessible to your citizenry. He urged the Board not to close ACTV because it did provide a great outlet for the residents to produce shows, to be a part of them, but also to view the show that the producers spent countless volunteer hours to produce.

Susan Schonauer, 761 Huntersknoll Lane, stated that she was an avid viewer of ACTV, and as a resident and community member. She urged the Board not to terminate ACTV.

Denise White, 6102 Watchview Court, stated that she echoed the sentiments about ACTV. She moved into the Township 21 years ago for a variety of reasons, the community, the Greenspace, the safe environment, and the wonderful schools. ACTV made the Township a unique and cohesive place to be. She felt a lot would be lost if ACTV were to be shut down and asked the Board to reconsider their decision, pointing out *You Tube* was not a substitute for ACTV.

Mr. Gerth introduced and thanked Charlie Sommers who brought the Webelo Boy Scout Troop.

TRUSTEE COMMENTS

Mr. Gerth stated that he appreciated all the comments, especially those who spoke on behalf of ACTV. He pointed out that this was the first time the Board had heard from anyone in the community on this topic. The Board did not go into the decision to terminate ACTV as a line item expense that should be cut. He agreed that ACTV was unique for the Township, but surprised at how much the ACTV line item budget was. He questioned what the history of funding had been and the ability to fund some of ACTV from other sources, such as sponsorships, the public paying for usage, or a capital campaign. If a certain amount of money was raised, could the Township match that amount. He believed that the Township had more to discuss in this area and urged the supporters of ACTV to give some thought, as well, to other

sources of funding. Unfortunately times were different, budgets are not what they use to be but he would like to figure out a way to make this work.

Mr. Pappas stated that he echoed Mr. Gerth's comments. He did think ACTV was a unique entity, but the Board did have to answer to the tax payers and budgetary challenges had changed in the last several years. He suggested revisiting this issue to see if there was something the Township could do. He pointed out that staff had reached out to ACTV to see if there was some way the Township could meet them half way.

Mr. Jackson added this was the first time the Board had received any kind of input from the ACTV organization and it was certainly well received. He wished there had more input from the leadership at ACTV because the Board was willing to look at any options. He noted that terminating ACTV was not something that the Board wanted to do and there may be some compromise along the way that could be looked at. He suggested sitting down with the supporters of ACTV so they understood the problems and to see if some neutral solution could be met.

FISCAL OFFICER

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

Appropriation Changes –

Resolution 14-1120-01: Mr. Gerth moved to approve the appropriation changes as presented. Mr. Pappas seconded the motion.

Appropriation Changes within Same Fund

Public Works

04.1100.08	+\$ 10,000	Building & Additions (replace calcium tank)
04.1100.06	+\$ 20,000	Repairs
04.1200.03	- \$ 30,000	Misc. Contracts

There was no further discussion.

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

LAW DIRECTOR

Bond Refunding Update – **Mrs. Comey** stated that a conference call had taken place with Moody's on how the refunding bonds would be rated. Once that was established the team can move ahead with the pricing and close before the end of the year.

PLANNING & ZONING

Mr. Drury had nothing requiring Board action.

SHERIFF'S OFFICE

Liquor License Request for Grove Park Grille LLC dba Grove Park Grille, 6735 Kellogg Ave. – Lt. Guy stated the Sheriff's Department had no objection to the liquor license request for Grove Park Grille LLC dba Grove Park Grille.

Resolution 14-1120-02: Mr. Jackson moved not to object to a liquor license request for Grove Park Grille LLC dba Grove Park Grille, 6735 Kellogg Ave. Mr. Gerth seconded the motion.

There was no further discussion.

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

PUBLIC WORKS

Hamilton County Storm Water District Notice of Intent for Renewal of Coverage under the Ohio EPA Small MS4 NPDES General Permit – Mr. Shelley stated that in the past the Board had signed an Notice of Intent (NOI) with Hamilton County to cooperate under the auspice of the Hamilton County Storm Water District and an agreement with the Ohio Environmental Protection Agency to allow the Township to continue to work on the National Pollution Detection Elimination System and to comply with the MS4 regulations.

Resolution 14-1120-03: Mr. Jackson moved to authorize the filing of a Notice of Intent (NOI) form provided by the Hamilton County Storm Water District for the renewal of coverage under the Ohio EPA Small Municipal Separate Storm Sewer System (MS4) National Pollutant Discharge Elimination System General Permit in order to comply with the schedule developed by the Ohio Environmental Protection Agency. Mr. Gerth seconded the motion.

There was no further discussion.

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

FIRE AND RESCUE

Chief Ober had nothing requiring Board discussion.

ADMINISTRATION

Hamilton County Regional Planning Partnership –

Resolution 14-1120-04: Mr. Jackson moved to authorize membership in the Hamilton County Regional Planning Commission’s Planning Partnership for 2015 and to appoint Ron Edgerton, Steve Sievers, and Paul Drury as Anderson Township’s representatives to the Planning Partnership with Andrew Pappas serving as an alternate member for 2015. Mr. Gerth seconded the motion.

There was no further discussion.

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

Electricity Aggregation Update – Ms. Parker stated that over the course of the last couple of weeks a number of Township residents had received a letter from Duke Energy Retail. The basic premise of the letter was to let the residents know that their current contract with pricing was coming to an end and they had certain options. The Township had received quite a few calls from residents because the letter was very confusing. She stated that she had gotten the residents connected with the correct phone number to call Duke to inquire about getting signed up for the discount pricing program the Township had with Duke. She had gone through the letter and pointed out a number of things that residents had total her were confusing and she had passed that along to her contact at Duke. Duke had acknowledged it was not a good letter and they were revamping it so for the next cycle of mailing, at the end of January, the letter will be revised and be much more clear on the options residents had.

Coalition of Large Ohio Urban Township Membership –

Resolution 14-1120-05: Mr. Gerth moved to authorize membership in the Coalition of Large Ohio Urban Townships (“CLOUT”), which is part of the Ohio Township Association, for the year 2015 in an amount not to exceed \$200. Mr. Pappas seconded the motion.

There was no further discussion.

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

Decisions Arising from Executive Session – Mrs. Earhart announced that there were no decisions coming out of Executive Session.

As there was no further business, the meeting adjourned.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
November 20, 2014

These minutes were approved at the meeting of December 18, 2014.

Russell L. Jackson, Jr. 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 November 2014, and that said minutes have been duly entered upon the Journal of said Township.

This 20th day of November, 2014.

Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

December 4, 2014

The Board of Township Trustees of Anderson Township ("Board") held its regular Interim Workshop Meeting on December 4, 2014, at 2:00 p.m. in the Large Conference Room. Present were the following Board members:

Russell L. Jackson, Jr.
Joshua S. Gerth
Andrew S. Pappas

Mr. Jackson called the meeting to order and welcomed attendees including Fiscal Officer Ken Dietz, Township Administrator Vicky Earhart, Assistant Administrator for Operations Steve Sievers, Assistant Administrator for Human Resources Suzanne Parker, Planning & Zoning Director Paul Drury, Public Works Director Richard Shelley, Fire Chief Mark Ober, District 5 Commander Lt. Matt Guy, Law Director Margaret Comey, Assistant to the Fiscal Officer Debbie Hucker, Administrative Assistant Molly Mohrfield, and *Forest Hills Journal Reporter Shelia Vilvens*.

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

There was no further discussion.

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

TRUSTEE COMMENTS

The **Trustees** had nothing requiring discussion.

FISCAL OFFICER

Mr. Dietz stated that the reappraisal values for individual properties were not on line and according to the Hamilton County Auditor's Office it would be a while before they were. However, the aggregate numbers were available.

LAW DIRECTOR

Ms. Comey announced that the Townships rating of Aaa was affirmed by Moody's for the bond refunding. The preliminary official statement that the Board authorized in the Bond Resolution was virtually complete. Therefore the marketing period was commencing and she expected the bonds to be priced the week of December 8th.

PLANNING & ZONING

Mr. Drury passed out copies of the Kroger zone change and the unsigned version of the Zoning Commission resolution. **Mr. Jackson** pointed out that the article in the Forest Hills Journal regarding the Kroger expansion was comprehensive and interesting with little to no negativity.

The article did infer that Kroger's had taken into consideration many of the concerns of the neighbors.

FIRE AND RESCUE

Chief Ober had nothing requiring Board discussion.

PUBLIC WORKS

St. James Park Lighting District – **Mr. Shelley** announced that over the last couple of weeks he had provided to the residents all the information they had requested following the November 20th Public Hearing for the Sgt. James Park Lighting District. **Mr. Jackson** stated that since the residents questions had been addressed he felt comfortable moving forward.

Resolution 14-1204-01: Mr. Jackson moved to adopt a resolution declaring necessity for artificial lighting of streets and public ways for the St. James Park Lighting District as follows; Mr. Gerth seconded the motion.

RESOLUTION NO. 14 – 1204 – 01
DECLARING NECESSITY FOR
ARTIFICIAL LIGHTING OF STREETS AND PUBLIC WAYS
FOR THE ST. JAMES PARK LIGHTING DISTRICT

WHEREAS, the owners of more than one-half of the feet front of the lots and lands abutting on the streets and public ways of the St. James Park Lighting District depicted on Exhibit A attached hereto and by this reference incorporated herein (the "District") filed a petition for the installation of artificial street lighting (the "Improvement") in the District (the "Petition") with the Township Fiscal Officer on September 16, 2014, who duly notified this Board of Township Trustees (the "Board") of the filing of the Petition and provided copies of the Petition to this Board on September 17, 2014; and

WHEREAS, the Board finds that the Petition complies with the law in specifying the metes and bounds of the District, and includes no lands more than 660 feet from the streets and public ways to be lighted, nor any lands not otherwise abutting on those streets and public ways; and

WHEREAS, proper notice of the hearing before the Board on the Petition has been duly served and Return of Service was made pursuant to law; and

WHEREAS, Duke Energy has prepared and presented a lighting plan for the proposed District as shown in Exhibit B (lighting plan map) and Exhibit C (description and photo of proposed light), both attached hereto and by this reference incorporated herein; and

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

December 4, 2014

WHEREAS, the members of the Board have gone over and along the streets and public ways to be included in the District; and

WHEREAS, a public hearing concerning the Petition pertaining to the District was held on November 20, 2014; and

WHEREAS, this Board has determined that there is a necessity for the Improvement, and does find that said Improvement would result in a special benefit to all of the property owners within the District; and

WHEREAS, the cost of installation of the Improvement will not exceed Fifty Thousand Dollars (\$50,000.00);

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

Section 1. The St. James Park Lighting District, the metes and bounds of which are as set forth in the Petition and as depicted on Exhibit A, is hereby established.

Section 2. Artificially lighting the streets and public ways in the District is necessary and will result in a special benefit to all of the qualifying property owners within the District; and, accordingly, this Board does hereby grant the Petition and determine that the District shall be lighted by, and the Improvement shall constitute, the installation of seven 9,500 lumen high pressure sodium vapor Gas Replica fixtures with aluminum posts, said lights to be as depicted in Exhibit C and located in accordance with the proposed plan prepared by Duke Energy and depicted in Exhibit B.

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) R.C. 121.22, except as otherwise permitted thereby.

There was no further discussion.

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

Resolution 14-1204-02: Mr. Jackson moved to adopt a resolution awarding contract and confirming assessments for St. James Park Lighting District pursuant to Revised Code sections 515.05, 515.06, 515.07, and 515.11 as follows; Mr. Gerth seconded the motion.

**RESOLUTION NO. 14-1204-02
AWARDING CONTRACT AND CONFIRMING ASSESSMENTS
FOR ST. JAMES PARK LIGHTING DISTRICT
PURSUANT TO REVISED CODE SECTIONS
515.05, 515.06, 515.07, AND 515.11**

WHEREAS, by Resolution 14-1204-02 passed the 4th day of December, 2014, the Board of Township Trustees (the "Board") of Anderson Township, Hamilton County, Ohio (the "Township"), established the St. James Park Lighting District (the "District") and declared the necessity for installing artificial lighting along the streets and public ways within the District described therein as the Improvement (the "Improvement"); and

WHEREAS, by Resolution 14-1204-02, this Board found that the total cost of implementing the Improvement would be less than Fifty Thousand Dollars (\$50,000.00) and that the Improvement would result in a special benefit to all of the property owners within the District;

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

Section 1. That the Board shall enter into a contract with Duke Energy for the construction and installation of the Improvement in the District, substantially in the form attached hereto as Exhibit A and by this reference made a part hereof, and that the Township Administrator be and hereby is authorized to execute such contract on behalf of the Township, after consultation with the Law Director, with such changes thereto as shall not be disadvantageous to the Township, such determination being evidenced by her signing of said contract.

Section 2. That the entire cost of the implementing the Improvement in the District, including the administrative cost of establishing and overseeing the District, be specially assessed against the real property abutting upon and benefiting from the Improvement in accordance with Section 515.08 (D) of the Revised Code in equal amount against benefited lots within the District, said lots being all of the lots in the District, and that assessments shall be payable in equal semi-annual installments over a period of five years.

Section 3. That assessments for the Improvement in the amount of \$16,800.00 in contracted payments to Duke Energy at the current rate for fixtures, electricity, installation and maintenance, plus \$2,106.00 in inflationary cost increase projected over the five year period, plus \$500.10 in estimated cost per lighting district for administrative and legal costs for services

of township personnel and legal counsel, totaling in all \$19,406.10 (\$184.82 per parcel per year or \$92.41 per semi-annual assessment) are hereby adopted, approved and confirmed, and that said amount is 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;

1. The assessments shall be payable in ten semi-annual installments extending over a period of five years. 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.
2. The Township Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and of said assessments to the County Auditor, and said Auditor is hereby authorized and directed to place said assessments upon the tax duplicate to be collected as other taxes.

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 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; Mr. Gerth, yes; Mr. Jackson, yes.

Mr. Shelley announced that during the Hamilton County Road Superintendents' monthly meeting he was elect as the President for the 2015 season.

SHERIFF

Crime Prevention and Community Policing Summary – **Mr. Gerth** stated that on the quarterly summary page that compares this third quarter to last year's third quarter there seemed to be an uptick in petty crime, and the community policing contact and just general correspondence was down from last year. He would have thought that those two things would be in sink, if there was more crime then there should be more contact with people reporting the crime. **Lt. Guy** explained that the crime prevention contacts and the crime prevention follow ups were different than crimes reported. The crime prevention contacts and crime prevention follow ups were

proactive things that the officers do, and the theft offensives were reactive contacts, when the citizens mobilize us as opposed to when we mobilize ourselves.

Mr. Jackson for an update on the use of speed control devices. **Lt. Guy** responded that they were all up and running. **Mr. Jackson** stated that the one on Turpin was not up and asked Lt. Guy to check on its status.

ADMINISTRATION

Ohio Riverfront Property Planning Update – **Mr. Sievers** stated a design workshop had been held with the public on planning and design for the riverfront property near the Kellogg and Five Mile Road intersection. The general concept in each of design were the same, it was just a matter of parking configuration in the upper lot. Staff was attempting to merge the designs into one preferred direction and additional feedback was request through the attendees at the design workshop, the Townships website, and other outlets. Ultimately a preferred concept needed to be decided by the end of January 2015 to determine whether or not to proceed with applying for grant funding through the Ohio Department of Natural Resources (ODNR). One struggle was how much parking would be needed, the grant requirements through ODNR was that parking needed to consume a majority of the site. If the Township chose to move forward without grant funding, a minimal amount of spaces could be constructed with the options to be more selective in how the facility would be operated, allowing for a greater use of the site, with the possibility of private development in the future. **Mr. Gerth** asked what the amount of the grant funding would be. **Mr. Sievers** replied 100% but it had to be built according to the ODNR standards versus using funds from the Ohio Riverfront TIF Area. The key elements for consideration were the three season overlook area, which was something that was sought after and desired, a restroom facility, parking spaces for the public, and some areas to get down to the river from the Ohio River Trail. **Mr. Drury** pointed out that the adjacent property could be used for future development as well. **Mr. Pappas** asked if there were sewers on the property. **Mr. Sievers** replied that there were.

Anderson Township Website Update – **Mr. Gerth** asked if there were any Township businesses that upgraded and improved websites. **Mrs. Earhart** replied that several years ago a Township business did submit a quote but it was tremendously higher than Systems Insights the Township's current provider. **Mr. Gerth** pointed out that the proposed upgrades and improvements needed to be done professionally and suggested putting out a Request for Proposals (RFP) from Township businesses. **Mr. Sievers** pointed out that an RFP could not be limited to just Township businesses. **Mr. Gerth** understood and retracted his suggestion.

Sidewalk Assessment Direction – **Mr. Sievers** stated that the draft sidewalk assessment policy had been structured after a lighting district process where the benefitted property owners would be assessed. If the Board was comfortable with the general direction as outlined, staff would begin review from a legal perspective to make sure that it was the proper approach. The hope was to be able to require a substantial number of signatures on the petition. **Mr. Jackson** pointed

out that the proposed policy was tailored exactly along the lines of the undergrounding and the lighting district concept, the only question was, the law calls for 51% majority of property owners to be in agreement. **Mr. Earhart** replied that legislation actually called for a majority but a legal review would be required to determine if the Board could set a higher threshold. Her other concern was from a financial standpoint, if every resident in a subdivision agreed to have sidewalks installed it would be a significant cost to the Township, to outlay the cash up front and then collect it through the assessment, along with the maintenance on those additional sidewalks. **Mr. Jackson** pointed out that if the legislation needed to be amended there would be an opportunity, in the next six months, to get some minor adjustments made, under the Omnibus Township Bill. **Mr. Pappas** stated that he would like a higher threshold, somewhere around 75%. **Mr. Gerth** asked if there was an overwhelming majority of residents that did not have sidewalks that wanted them. **Mr. Sievers** replied that he was unsure but it would be nice to have a policy in place and asked what percentage the Board would be comfortable with. **Mr. Jackson** felt that it needed to be higher than 51%. **Mrs. Earhart** gave Mrs. Comey a copy of the Statute and asked her to investigate what could be done to raise the percentage.

Mr. Jackson 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 for 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. Gerth seconded the motion.

There was no further discussion.

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

There was no further discussion.

**Mr. Dietz called the roll: Mr. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.
Resolution 14-1204-03: Mr. Jackson moved to authorize an amount not to exceed \$25,000.00 for the Road and Bridge Fund for seasonal temporary employees for the Public Works Department from January 1, 2015 through December 31, 2015. Mr. Gerth seconded the motion.**

There was no further discussion.

**Mr. Dietz called the roll: Mr. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.
Resolution 14-1204-04: Mr. Jackson moved that per Section 505.11 (A) of the Revised Code, the Township would be benefited by leasing approximately .8 acres of Township real property in the Old Fort Area for agricultural purposes, and therefore authorize the**

Township Administrator to enter into agreement with M.C. Schmidt Agriculture, LLC, per the Holdover provision of the existing Agricultural Ground Lease, as authorized by Resolution 13-0418-04. Mr. Gerth seconded the motion.

There was no further discussion.

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

Resolution 14-1204-05: Mr. Jackson moved to authorize the Township Administrator to:

- 1. Adjust the 2015 salaries and hourly wages of a full time, non-collective bargaining unit and non-contractual employees based on a pool of 2.2% of the 2014 total payroll of this group.**
- 2. Adjust the 2015 hourly wages of all part-time employees by \$.50/hour,**

Mr. Gerth seconded the motion.

There was no further discussion.

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

Resolution 14-1204-06: Mr. Jackson moved to authorize a change in employment status for the Public Works Secretary position from part-time to full-time, including all benefits normally offered with full-time employment status. This will include wage adjustments for this position and the Fiscal Office Assistant, as recommended. Mr. Gerth seconded the motion.

There was no further discussion.

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

Mr. Jackson moved to adjourn the meeting. Mr. Gerth seconded the motion.

There was no further discussion.

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

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of December 18, 2014.

Russell L. Jackson, Jr. 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 December 2014, and that said minutes have been duly entered upon the Journal of said Township.

This _____ 4th _____ day of December _____, 2014.

Kenneth G. Dietz
Fiscal Officer

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

December 18, 2014

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on December 18, 2014, at 5:30 p.m., in the Anderson Center Board Room. Present were the following Board members:

Russell L. Jackson, Jr.
Joshua S. Gerth
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, Assistant Administrator for Human Resources Suzanne Parker, and Law Director Margaret Comey

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

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

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

Mr. Jackson welcomed the additional attendees, including a number of citizens and other public officials including: Planning & Zoning Director Paul Drury, Fire Chief Mark Ober, Public Works Director Richard Shelley, District 5 Commander Lt. Matt Guy, Assistant to the Fiscal Officer Debbie Hucker and Administrative Assistant Molly Mohrfield. He asked them to join him in the Pledge of Allegiance.

PUBLIC HEARINGS AND APPEALS

Mr. Jackson opened the public hearing for Case Anderson 4-2014 Kroger Limited Partnership.

Case Anderson 4-2014 Kroger Limited Partnership – **Mr. Drury** stated that the Township had received a request for a zone change for property located at 7850 Beechmont Avenue containing 19 acres from “C” Resident, “E” Retail and “E PUD” Retail Business District to “EE” Planned Retail to allow for an approximate 50,000 square foot addition, with associated parking of 814 spaces, and a future development area at the corner of Beechmont Avenue and Wolfangel Road. The proposal was for Towne Center Way to be vacated with a continuation of Bowen to tie into Towne Center Way, there was a proposed entrance off of Wolfangel across from Arlington which would be a right in, right out, with a proposed traffic signal at Bowen and Wolfangel along with improvements to Wolfangel.

The application had been reviewed by both the Hamilton County Regional Planning Commission and the Anderson Township Zoning Commission; both entities recommended approval with 19 conditions which were listed in the staff report. The site was identified for mixed use and the Zoning Commission felt that was consistent with the proposed zone change. The recommendations were consistent with the comprehensive plans, and compatible with surrounding uses; therefore, staff recommended approval of the application.

Mr. Jackson asked if anyone would like to speak in favor of the application.

Mr. Gregory Dale, McBride Dale Clarion, applicant on behalf of The Kroger Company, stated that the plan was consistent with the Comprehensive Plan, the Downtown Anderson Plan and was in compliance with the zoning regulations, with the exception of the light pole height which was a variance granted previously. They were requesting this be carried forward. The plan had been reviewed and approved by all of the relative agencies, and the improvements to the surrounding roads and intersections have been reviewed by both the Hamilton County Engineer and Ohio Department of Transportation for the county and state roads. Therefore, he respectively requested approval of zone change.

Mr. Jackson thanked the Kroger organization for listening to the neighbors and trying to modify the plan to address their concerns. The Economic Development Committee had spent a great deal of time working on the Downtown Anderson Plan and while the exact details of what was going to happen at the corner of Wolfangel and Beechmont were not yet finalized, it was the committee's belief that this was one of the most important corners in the entire Township and Kroger's attention to that was appreciated.

Mr. Jackson asked if enough parking was integrated in this project. **Mr. Dale** replied that Kroger had worked very hard to make sure there was enough parking. The proportional increase in parking is substantially greater than the proportional increase in square footage. **Mr. Jackson** asked if there was going to be any change in location or size to the gas pumps. **Mr. Dale** stated that the fuel area remained as is.

Mr. Paul Swanson, 5884 Crittenden, stated that this plan was great.

Mr. Jackson asked if anyone would like to speak in opposition of the application.

Mr. Tim Ritter, 1252 Wolfangel, stated that there were two elements of the plan that he believed were an issue, the rezoning of the residential area to commercial and the entrance and exit on Wolfangel Road. He would like to see the essential character and nature of the neighborhood protected and believed by placing a nine acre parking lot in the middle of a residential neighborhood would diminish property values. He also pointed out that with the addition of the islands on Beechmont, traffic at Bowen and Wolfangel had increased exponentially. He was concerned that the new entrance directly at the mouth of Arlington Road

would become the primary entrance and exit thus increasing traffic by the thousands. Kroger was very successful, and they would be successful without those three acres, the last greenspace on Wolfangel Road. No one in the community was happy with this plan.

Mr. Gerald Henderlight, 1303 Crotty Court, stated that Kroger had been very understanding to the concerns of the residents of his condominium building with regards to noise. They were attempting to address the issue with landscape. Mr. Henderlight did point out that the traffic from Wolfangel was already a problem, but he felt that the plan presented would inevitably create even more traffic which was unfair to the surrounding residents.

As no one else came forward, **Mr. Jackson** closed the public hearing.

Resolution 14-1218-01: Mr. Gerth moved for approval of a zone change for “C” Residence, “E” Retail and “E PUD” Retail Business District to “EE” Planned Retail as follows. Mr. Pappas seconded the motion.

**RESOLUTION
14-1218-01
CASE 4-2014 ANDERSON
7850 Beechmont Avenue (Kroger)**

Approval of a Zone Change from “C” Residence, “E” Retail and “E PUD” Retail Business District to “EE” Planned Retail

WHEREAS, on December 18, 2014, the Board of Township Trustees of Anderson Township (“Board”) heard Case 4-2014, Anderson, an application, filed by C. Gregory Dale, FAICP, McBride Dale Clarion, on behalf of The Kroger Company, requesting an amendment to the map of the Anderson Township Zoning Resolution for property located at 7850 Beechmont Avenue (Parcels 500-202-18-33, 188, and 194), immediately east of the existing Kroger campus, containing 19 acres; a zone change from “C” Residence, “E” Retail and “E PUD” Retail Business District to “EE” Planned Retail; to allow for a 50,000 SF (approximate) addition, related parking, and future development area at the corner of Beechmont Ave. and Wolfangel Road, and;

WHEREAS, after allowing for public testimony and deliberating in public session, the Hamilton County Regional Planning Commission recommended approval of Case 4-2014, Anderson at its November 6, 2014, meeting; and

WHEREAS, after allowing for public testimony and deliberating in public session, the Anderson Township Zoning Commission recommended approval of Case 4-2014, Anderson at its November 24, 2014, meeting; and;

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

December 18, 2014

WHEREAS, on December 18, 2014, this Board reviewed the Application, the documents and testimony pertaining thereto and the recommendations of the Hamilton County Regional Planning Commission and Anderson Township Zoning Commission; now, therefore,

BE IT RESOLVED that the Board of Township Trustees of Anderson Township (“Township”), Hamilton County, Ohio, hereby concurs with the recommendations of the Hamilton County Regional Planning Commission and Anderson Township Zoning Commission, and finds that the Application, as approved 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 EE is consistent with the future land use designation, as well as the intent of the Anderson Township Comprehensive Plan.
2. The proposed use is compatible with the surrounding neighborhood, and stabilizes the neighborhood by promoting orderly development with its compliance with the Zoning Resolution.
3. The health and safety of the neighborhood and the Township are maintained.
4. The proposed change of use is consistent with prior decisions relating to this property.
5. The proposed use of the site as an expansion of the grocery 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. The proposed improvements follow the goals of the Hamilton County Thoroughfare Plan.

BE IT FURTHER RESOLVED that the Preliminary Plan for the Application (the Plan) be subject to the conditions and declarations of Article XVI, Community Unit Plan, Sections 161 through 164, inclusive, and Article XIII-F, General Development Plan Provisions, Section 140 et. seq., inclusive, of the Anderson Township Zoning Resolution, and subject further to the following conditions:

As recommended with the following conditions and variance by the Hamilton County Regional Planning Commission and modified by the Zoning Commission:

1. The streetscape landscaping and sidewalks along all road frontages, including the future development area at the intersection of Wolfangel and Beechmont, shall be installed as part of the grocery store expansion.

2. Walls and/or signage are permitted on the Beechmont / Wolfangel corner as long as future access by pedestrians, through a wall and into the site, is incorporated once developed.
3. An appropriate grass and landscape area shall be maintained along Wolfangel Road from Bowen Street to Arlington Avenue to provide a transitional area from the commercial development to the residential uses.
4. The lighting plan shall be consistent with previously approved Case 9-2004 BZA with a maximum pole height of 38' for interior poles, and shall meet all requirements of the Anderson Township Zoning Resolution, including pole heights of 24' in the parking lot to the east side of the structure, adjacent to residential zoning.
5. The total number of cart corrals shall be identified in the parking analysis and shall be resubmitted as part of the Final Development Plan.
6. All interior walkways shall be located in landscaped areas or with a varied surface material throughout the parking lot when feasible.
7. The plan shall comply with the requirements of the Anderson Township Zoning Resolution and all applicable regulations from other agencies, in addition to those specifically stated below, and these shall be incorporated in a Final Development Plan.
8. The future development area at the corner of Beechmont and Wolfangel shall be reviewed as a second phase of the Final Development Plan by the Zoning Commission. This area shall have approximately 18,500 SF of a two+ story (or appearance) building(s) and features (public plaza and iconic gateway element) consistent with recommendations of the Downtown Anderson Plan. The future development area shall be exclusive of buildings and plaza area, and shall not be used for additional parking.
9. The sidewalk area in front of the main store entries shall be widened to a minimum of 4' or more to accommodate pedestrians.
10. The corner sign at Wolfangel and Beechmont shall coordinate with Anderson Towne Center signage.
11. The design of the east and south elevations should be reconsidered and re-evaluated during the Final Development Plan review, to be consistent with the Anderson Township Design Guidelines.

12. Staff recommends that an appropriate number of bicycle spaces be located in close proximity to the entrances, and a variance be granted for the remaining during the Final Development Plan review (approximately 30 spaces are required).
13. The gravel on the east side of Wolfangel Rd. shall be removed and grass shall be planted. A sidewalk shall be built or funds shall be reserved for the future completion of a sidewalk, consistent with adopted Township plans.
14. Traffic flow for online shopping pickup shall be identified on Final Development Plan.
15. Concrete islands should be extended at drive-thru's terminus to reduce the possibility of pedestrian and vehicle conflict.
16. A landscape plan shall be submitted for the Final Development Review that identifies a solid buffer along the east and north parking addition to adjoining residential land uses consisting of elevation changes, and a combination of evergreen and deciduous trees.
17. The vacation of Towne Center Way is contingent upon the applicant making the required roadway improvements to connect Bowen Drive and Towne Center Way, as denoted in the preliminary plan.
18. The design and configuration of the development at the corner of Beechmont and Wolfangel Road, as well as the pedestrian connections to the right of way, signage, and plaza area, shall be presented on the Final Development Plan.
19. A pedestrian circulation plan shall be clearly illustrated on the Final Development Plan, with additional detail on landscaping and other treatments to help make this environment safe and friendly to pedestrians. The pavement treatment of these areas shall also be incorporated into this plan (use of concrete, pavers, etc.).

As set forth by the Board:

BE IT FURTHER RESOLVED that the Plan be subject to the specific requirements of Hamilton County Public Works, Hamilton County Regional Planning Commission, Hamilton County Engineer, Metropolitan Sewer District and Natural Resource Conservation Service.

Final Development Plan

BE IT FURTHER RESOLVED that 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) The Department of Public Works 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;
 - (5) The authorized Fire Prevention Officer under the jurisdiction of the Board regarding Fire Prevention concepts.

Construction Permits

BE IT FURTHER RESOLVED that 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.

Occupancy Permits

BE IT FURTHER RESOLVED that:

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.

Maintenance of Improvements

BE IT FURTHER RESOLVED that:

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.

BE IT FURTHER RESOLVED that 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.

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 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; Mr. Gerth, yes; Mr. Jackson, yes.

PUBLIC FORUM

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

Mr. Paul Swanson, 5884 Crittenden, stated that he read that the Township was considering continuing to spend \$288,000 on funding Anderson Community Television (ACTV). He was surprised and shocked to learn that the Township had allocated public money on an entity that most residents did not have access to. He believed those funds should be put towards more sheriff patrols, replacement of curbs and gutters or any other public uses.

Mr. Steve Phelan, 7588 State Road, stated that he would like to speak in favor of the ACTV operation. He pointed out that video had become an important communication method over the years and had been used extensively in the Township for government purposes. He understood that the Township had to watch costs carefully; therefore, he suggested other uses for ACTV, such as training videos for the police and fire departments and for educational purposes for the schools. He also suggested renting out ACTV services for weddings at Anderson Center, and to Chamber members who were in need of commercials. He believed with those changes the Township's funding costs could be lowered to \$20,000 or \$30,000 a year if ACTV was not to show a profit. He added that the Township had a substantial investment in both equipment and in knowledge. **Mr. Gerth** asked if he had directed any of those ideas to the ACTV Board. **Mr.**

Phelan stated that he had not. **Mr. Gerth** pointed out that ACTV had a Board that ran the organization. **Mr. Jackson** added that ACTV was an autonomous entity, the Township did not control its operation, only it's funding.

Mr. Wintson C. Lawson, 1569 Rockhurst Lane, stated that he would like to speak in favor of ACTV. He had been with them for 13 years and during that time he had learned all the aspects of film editing and production. He explained that after the tornado that devastated Moscow, Ohio he was able to take what he had learned and produce a half hour clip, which ran on ACTV, and brought a great response for Anderson, Union, Newtown, and Kroger. He believed that clip was instrumental in getting Moscow cleaned up. He pointed out that he got the training for free, and he uses that training for good things.

Mr. Steve Faulkner, 8398 Shenstone, stated that he was shocked and sadden to learn about the possible loss of ACTV in the community. There were so many programs on ACTV, including fitness, cooking, sports, health, history, local government, and church. The facilities provide training on how to use cameras to editing and so much more. He explained that he delivered a 30 minute church service once a week and a 60 minute cowboy church once a month. He urged the Board to consider continuing to allow ACTV to bless the community.

Mr. Stanley Jones, 1366 Washington Circle, stated that he had been with ACTV from the start and he urged the Board not to shut it down.

TRUSTEE COMMENTS

Mr. Gerth stated that closing out on this first year had been great. He had learned a lot, and was appreciative of Mrs. Earhart and her staff. He and Mr. Pappas had a front row seat to everything that goes on and what it takes to run this Township and had it not been for the employees this Township would not be where it was today. He thanked the residents for electing him and Mr. Pappas. He also thanked Mr. Jackson and Mr. Dietz who had been great to work with, their history and knowledge was a true asset.

Mr. Pappas, stated that the year had gone by incredibly quick. The level of support staff had given to him and Mr. Gerth was unbelievable. It was refreshing to see every day how well and professionally they operate.

FISCAL OFFICER

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

Appropriation Changes –

Resolution 14-1218-02: Mr. Gerth moved to approve the appropriation changes within the same fund as outlined by Mr. Dietz. Mr. Pappas seconded the motion.

Appropriation Changes within Same Fund

Sheriff

09.1100.10	+\$ 61,000	Contracts
09.1100.12	- \$ 4,000	Insurance
09.1100.09	- \$ 24,000	Repairs
09.1100.08	- \$ 33,000	Supplies

There was no further discussion.

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

Approve Final Summary Appropriations and Revenues – Mr. Dietz presented the final revenues for the year 2014 and the final detailed budget, which incorporated all of the changes made throughout the year. He asked that the Board approve the revenues and budget so that it could be submitted to the County.

Resolution 14-1218-03: Mr. Pappas moved to approve the 2014 final summary appropriation and revenue report as presented. Mr. Gerth seconded the motion.

There was no further discussion.

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

Bond Refunding – Mr. Dietz announced that as of today the Township had completed refunding of outstanding bonds. The Township closed on \$11,200,000 of series 2014 refunding bonds which were rated Aaa by Moody's Investor Services. The Township took advantage of the historically low interest rate environment by reducing the interest rate of the refunded bonds from 4.75% to 1.53%. This refinancing produced a net present value saving of \$445,742.72 which was equivalent to 4.21% of the refunded bond amount. This would be recognized over several years with approximately \$100,000 of savings in each year from 2017 through 2020.

Minutes –

Resolution 14-1218-04: Mr. Gerth moved to approve the minutes of October 2, 2014; October 16, 2014; November 6, 2014; November 20, 2014; and December 4, 2014, with minor corrections. Mr. Pappas seconded the motion.

There was no further discussion.

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

LAW DIRECTOR

Mrs. Comey stated that the speed and thoroughness with which staff worked through the Bond refunding process was extraordinary. The savings were significant, particularly in this interest rate environment, and the underwriting team of Ross Sinclair provided very deep analysis and followed through with selling the bonds, underwriting the bonds, and getting the rates that had been projected.

PLANNING & ZONING

Mr. Drury had nothing requiring Board action.

SHERIFF'S OFFICE

Resolution Authorizing Purchase of One Fully Equipped 2015 Ford Explorer Police Vehicle –

Resolution 14-1218-05: Mr. Pappas moved to authorize the purchase of one fully equipped 2015 Ford Explorer Police Vehicle pursuant to Section 505.101 of the Ohio Revised Code as follows. Mr. Gerth seconded the motion.

RESOLUTION NO. 14 – 1218 – 05

AUTHORIZING THE PURCHASE OF ONE FULLY EQUIPPED 2015 FORD EXPLORER POLICE VEHICLE 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, one (1) 2015 model year Ford Explorer vehicle to be equipped as recommended by the Hamilton County Sheriff and to be used for patrols in the Township (“Vehicle”), which Vehicle 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 the maximum amount to be paid as the purchase price for the three fully equipped Vehicles is \$35,000, which funds are hereby appropriated by this Board for the purpose.

Section 3. That the Township Administrator is hereby authorized to execute the necessary and appropriate purchase agreement and/or documentation, after review by the Law Director, to effectuate the purchase of the Vehicle 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. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

PUBLIC WORKS

Resolution Awarding 2015 Landscape Contract –

Resolution 14-1218-06: Mr. Gerth moved that this Board hereby approve renewal of contract for Merkle Lawn Care Co. for the 2015 Landscape Maintenance project, together with a 10% contingency, for a maximum appropriation of \$253,466.00 in the General Fund; further, this Board hereby authorizes and directs the Township Administrator, after consultation with the Law Director, to enter into contract with Merkle Lawn Care Co. for the 2015 Landscape Maintenance project. Mr. Pappas seconded the motion.

There was no further discussion.

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

FIRE & RESCUE DEPARTMENT

Resolution 14-1218-07: Mr. Pappas moved to authorize the purchase of an ambulance pursuant to section 505.101 of the Ohio Revised Code as follows. Mr. Gerth seconded the motion.

RESOLUTION NO. 14-1218-07

AUTHORIZING THE PURCHASE OF AN AMBULANCE 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, a 2014 Braun Chief XL ambulance equipped as recommended by the Fire Chief, which ambulance 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, Index No. STS233.

Section 2. That the maximum amount to be paid as the purchase price for said ambulance is \$219,000, 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 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. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

ADMINISTRATION

2015 Citizen Committee Appointments –

Resolution 14-1218-08: Mr. Pappas made a motion to accept the resignation of Rick Oberschmidt from the Anderson Township Board of Zoning Appeals, and re-appoint Fred Heyse to a five year term on the Anderson Township Board of Zoning Appeals, to expire

December 31, 2019; Christopher Houston to an unexpired “open” position, with a term to expire on December 31, 2016; and Jeannie Bechtold as the 1st Alternate and Aimee Goetz as the 2nd Alternate to the Anderson Township Board of Zoning Appeals for 2015. Mr. Gerth seconded the motion.

There was no further discussion.

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

Resolution 14-1218-09: Mr. Pappas made a motion to accept the resignation of Rob Knarr and Harry Heskamp from the Anderson Township Zoning Commission and re-appoint Matt Van Sant to a five year term on the Anderson Township Zoning Commission, to expire December 31, 2019; Christine Cook to an unexpired “open” position, with a term to expire on December 31, 2015; Jay Lewis to an unexpired “open” position, with a term to expire on December 31, 2016; and Harry Heskamp as the 1st Alternate and Jeffrey Anderson as the 2nd Alternate to the Anderson Township Zoning Commission for 2015.

There was no further discussion.

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

Resolution 14-1218-10: Mr. Pappas made a motion to appoint:

**Clyde Dial, Chair
Scott Boone
Kevin Carter
Nancy Downs
Jim Hay
Paige Johnson
Sonia Shively
Kathleen Wagoner
Phyl Zimmerman-Jacobson
Andrew Pappas, Trustee Representative**

**as members of the Anderson Township Betterment and Beautification Committee for 2015;
and**

**Ronald Edgerton, Chair
Paul Braasch
Kenneth Furrier
J. Dwight Poffenberger, Jr.**

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

December 18, 2014

**Russ Romme
Rick Voss
Ken Dietz, Fiscal Officer
Russ Jackson, Trustee Representative
Vivian Kiel, Secretary**

as members of the Anderson Township Greenspace Advisory Committee for 2015; and

**Trenny Selfridge, Chair
Ann Berghausen
Bob Buck
John Cissell
Dennis Connair
Dick Erbacher
Adrienne Eastlake
Stephen Feagins
Joe Hice
Michael Kennedy
Robert Knight
Pinky Kocoshis
Ken Kushner
Mike Niehaus
Karen Schwamberger
Karl Sieber
Paul Sheckels
Paul Sian
Ken Vincent
Mike Weigel
Matt Wehmeyer
Kurt Wells**

Andrew Pappas, Trustee Representative

as members of the Anderson Township Transportation Advisory Committee for 2015; and

**Bruce Berno, Chair
Scott Beuerline
Sandra Coleman
Paul Braasch
Nancy Downs
Josh Eastlake
Mark Ginty
Jim Graef
John Halpin**

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
December 18, 2014

**Tim Kloppenborg
Catherine Martin
Tom Prues
Jim Rombke
Sonia Shively
Rick Voss
Josh Gerth, Trustee Representative**

as members of the Anderson Township Street Tree Committee for 2015; and

**Gregg Fusaro, Chair
Amy Broghamer
Bill Chester
Doug Evans
Stephen Feagins
Julie Hein
Kevin Kaufman
Dallas Jackson
Paul Kitzmiller
Joe Mayernik
Donald Nickerson
Mike Paolucci
Jeff Rosa
Jim Tippmann
Josh Gerth, Trustee Representative**

as members of the Anderson Township Economic Development Committee for 2015; and

**Stuart Dornette
Ron Edgerton
Fred Heyse
Karl Steinmanis
Anne Zimmerman**

as members of the Greater Anderson Township Betterment Commission for 2015. Mr. Gerth seconded the motion.

There was no further discussion.

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

Memorandum of Understanding with Hamilton County Planning & Development Department –
Mrs. Earhart stated that the attached Memorandum of Understanding with the Hamilton County

Building Department would provide a satellite office at Anderson Center two days per week. The office would be staffed with a buildings plan examiner which will allow Township residents, contractors, Township business owners, to come to Anderson Center to obtain building permits, to meet with the Hamilton County Building Department to ask questions and to receive applications without having to travel downtown.

Resolution 14-1218-11: Mr. Gerth moved to authorize the Township Administrator to enter into a Memorandum of Understanding between the Hamilton County Planning & Development (“HCPD”) Department and the Anderson Township Board of Township Trustees providing for a satellite office of the Building Inspections Division of HCPD at Anderson Center thereby enhancing customer service for Township residents, business owners, and contractors to obtain building permits. Mr. Pappas seconded the motion.

There was no further discussion.

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

Public Access Operating Agreement Amendment No. 1 – **Mrs. Earhart** stated that the Township had proposed an extension of the current agreement with Anderson Community Television (ACTV) to operate through the end of January 2015. She explained that the reason for the 30 day extension was so that staff could work with ACTV to see if there were other opportunities to extend the agreement further or to determine whether or not there was a close out function. To clarify statements made during public forum, Mrs. Earhart pointed out that as a non-profit ACTV could not be turned into a profit center. ACTV had been saving for a conversion to digital television. There was a requirement looming that was going to be forced upon all television providers to switch over to digital communication, the ACTV Board did not know when that was to occur.

Resolution 14-1218-12: Mr. Pappas moved to adopt a Limited Home Rule Resolution authorizing the Township Administrator to enter into Amendment No. 1 to an agreement with Anderson Community Television and declaring an emergency as follows. Mr. Gerth seconded the motion.

RESOLUTION NO. 14-1218-12

**LIMITED HOME RULE RESOLUTION
AUTHORIZING TOWNSHIP ADMINISTRATOR TO ENTER INTO AMENDMENT
NO. 1 TO AN AGREEMENT WITH ANDERSON COMMUNITY TELEVISION
AND DECLARING AN EMERGENCY**

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

December 18, 2014

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

WHEREAS, under Chapter 504 of the Revised Code, particularly Section 504.04 of the Revised Code, limited home rule townships are empowered to exercise all powers of local self-government within the unincorporated territory of the township other than those powers that are in conflict with the general law;

NOW, THEREFORE, BE IT RESOLVED by the Board of Township Trustees of Anderson Township, Hamilton County, Ohio, 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 the Public Access Operating Agreement Amendment No. 1, by and between this Board and Anderson Community Television (“ACT”), in the form presented to this Board and attached hereto as Exhibit A and by this reference incorporated herein and hereby authorizes the Township Administrator to execute the same on behalf of this Board.

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 desires to extend the term of the Public Access Operating Agreement, by

and between this Board and ACT, that became effective January 1, 2013, and would otherwise terminate on December 31, 2014.

There was no further discussion.

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

Decisions Arising from Executive Session –

Resolution 14-1218-13: Mr. Gerth moved to change the job title “Assistant to the Fiscal Officer” to “Fiscal Officer Manger” with a corresponding annual salary adjustment of \$3,685, effective January 1, 2015. Mr. Pappas seconded the motion.

There was no further discussion.

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

Resolution 14-1218-14: 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. Mr. Gerth seconded the motion.

There was no further discussion.

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

Resolution 14-1218-15: Mr. Gerth made a motion to authorize the Township Administrator to authorize an appraisal of the approximate 8.6 acre undeveloped northern portion of the Township’s Operations Center site, at 7954 Beechmont Avenue, in an amount not to exceed \$4,500. Mr. Pappas seconded the motion.

There was no further discussion.

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

Return to Trustees for 2015 Organizational Meeting –

Mr. Jackson asked Mr. Dietz to serve as temporary Chair.

Resolution 14-1218-16: Mr. Jackson moved that Russell L. Jackson, Jr. be appointed President of the Board of Township Trustees and Josh Gerth be appointed 1st Vice President and Anderw Pappas be appointed 2nd Vice President of the Board of Township Trustees for the year 2015. Mr. Gerth seconded the motion.

There was no further discussion.

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

Mr. Dietz to return Chair to Mr. Jackson.

Resolution 14-1218-17: Mr. Jackson moved to adopt the Temporary Appropriations for 2015 as presented by Mr. Dietz, as follows. Mr. Pappas seconded the motion:

TEMPORARY 2015 APPROPRIATIONS

General Fund	\$5,514,000
Motor Vehicle License Tax Fund	45,800
Gasoline Tax Fund	250,000
Road and Bridge Fund	2,581,890
Lighting Districts Fund	329,630
Police Fund*	3,346,850
Fire Department Fund*	8,654,300
Planning & Zoning Fund	756,900
Public Improvement Tax Increment Equivalent Fund	11,285,000
General Note Retirement Fund	2,960,820
Greenspace Levy Fund	300,000
Permissive Motor Vehicle License Fund	320,000
Permanent Improvement Fund	0

*Includes Public Safety Levy Dollars

TOTAL TEMPORARY APPROPRIATIONS	\$36,345,190
Other – Recycling (including in General Fund)	23,000

There was no further discussion.

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

Resolution 14-1218-18: Mr. Jackson moved to appoint Josh Gerth as Anderson Township's representative to the Board of Directors of the Ohio-Kentucky-Indiana Regional Council of Governments. Mr. Gerth seconded the motion.

There was no further discussion.

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

Resolution 14-1218-19: Mr. Jackson 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 2015, upon the written request to the County Auditor, by Kenneth G. Dietz, Fiscal Officer, funds due in any settlement of 2015 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 of the 2015 fiscal year, and (b) the Fiscal Officer is requested under R.C. §321.341 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. Mr. Gerth seconded the motion.

There was no further discussion.

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

Resolution 14-1218-20: Mr. Jackson moved that the regular meetings of this Board in 2015 be held on the third Thursday of each month at 5:30 p.m., beginning with Executive Session, with the public portion of the meetings commencing at 6:00 p.m., and that regular interim workshop meetings of this Board be held on the first Thursday of each month at 2:00 p.m., both unless notice indicating otherwise is duly given. Be it further resolved that the practice and procedure of adopting the agenda (which includes the rules pertaining to public forum) at each regular meeting of this Board shall continue to be the practice and procedure at meetings in 2015. Mr. Gerth seconded the motion.

There was no further discussion.

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

Resolution 14-1218-21: Mr. Jackson moved to adopt a resolution and order employing John W. Linnenberg, Thomas B. Allen, Scott R. Brown, Jeffrey S. Shoskin, Benjamin J. Yoder, and Gary E. Powell as Township attorneys for particular matters for the year 2014 as follows; Mr. Gerth seconded the motion:

RESOLUTION AND ORDER NO. 14 – 1218 – 21
RESOLUTION AND ORDER EMPLOYING
JOHN W. LINNENBERG, THOMAS B. ALLEN, SCOTT R. BROWN,
JEFFREY S. SHOSKIN, BENJAMIN J. YODER AND GARY E. POWELL, AS
TOWNSHIP'S ATTORNEYS FOR PARTICULAR MATTERS
FOR THE YEAR 2015.

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

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

December 18, 2014

WHEREAS, Section 309.09(B) 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. John W. Linnenberg, Esq., is hereby employed as the Township's attorney for the calendar year 2015 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 \$60 per hour effective January 1, 2015.

SECTION 2. Thomas B. Allen, Esq., Scott R. Brown, Esq., Jeffrey S. Shoskin, Esq., and Benjamin J. Yoder of Frost Brown Todd LLC are hereby employed as the Township's attorneys for the calendar year 2015 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, attached hereto and incorporated herein. Said attorney's compensation shall be at the blended rate of \$285 per hour effective January 1, 2015.

SECTION 3. Gary E. Powell, Esq., is hereby employed as the Township's attorney for the calendar year 2015 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, 2015.

SECTION 4. 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 5. 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 6. A copy of this Resolution and Order shall be certified by the Fiscal Officer to the attorneys employed hereby.

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

SECTION 8. 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 and other real estate matters

SCHEDULE B

Labor and employment law, insurance law, particular zoning law violation matters 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. Pappas, yes; Mr. Gerth, yes; Mr. Jackson, yes.

Resolution 14-1218-22: Mr. Jackson moved to adopt a resolution and order employing attorneys for particular matters as follows. Mr. Gerth seconded the motion.

RESOLUTION NO. 14-1218-22

**A RESOLUTION AND ORDER EMPLOYING ATTORNEYS
FOR PARTICULAR MATTERS**

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

December 18, 2014

WHEREAS, this Board of Township Trustees (“Board”) is authorized under Sections 1.43 and 309.09(B) of the Revised Code to employ attorneys other than the prosecuting attorney for a particular matter to represent the Township and its officers in their official capacities and to advise them on legal matters; and

WHEREAS, the law firm of The Lundrigan Law Group, 5710 Wooster Pike, Suite 212, Cincinnati, OH 45227, is qualified to act as such attorneys with respect to matters described in Exhibit A hereto, and have represented to this Board that the firm is content to be bound by the terms of this Resolution and Order; and

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

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

Section 1. This Board hereby finds that it is advisable to employ additional legal counsel for particular matters relating to litigation. W. Kelly Lundrigan of The Lundrigan Law Group and The Lundrigan Law Group (“Attorney”), are hereby employed as Anderson Township’s attorneys for the particular matters set forth on Schedule A hereto, which Schedule A is by this reference incorporated herein.

Section 2. The Attorney’s compensation is fixed as set forth in Schedule B hereto, which Schedule B is by this reference incorporated herein. In addition, the Attorney shall be reimbursed for costs and out-of-pocket expenses reasonably incurred, including xerographic and laser copies, facsimile transmissions, telephone charges, mileage, and package delivery, at the Attorney’s prevailing office rates, and for related litigation expenses including, among others, expenses incurred and advances made by the Attorney for title examinations and court reporter fees.

Section 3. The Attorney may be discharged at any time by majority vote of the Board.

Section 4. A copy of this Resolution and Order shall be certified to the Attorney by the Township Fiscal Officer.

Section 5. 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.

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES

December 18, 2014

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

SCHEDULE A

Provide counsel to and represent the Township with respect to certain matters related to litigation and the enforcement of judgments and liens.

SCHEDULE B

The Attorney shall be compensated at the rate of \$150.00 per hour worked on behalf of the Township in connection with these particular matters. The Attorney shall be entitled to bill Anderson Township for associate, paralegal and/or research assistant services, at rates of less than \$150.00 per hour, if he deems such services to be more cost-effective for the Board.

There was no further discussion.

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

Resolution 14-1218-23: Mr. Jackson moved to adopt a Limited Home Rule Resolution appointing Margaret W. Comey, Squire Patton Boggs (US) LLP, as Law Director for a term ending December 31, 2015, and declaring an emergency as follows. Mr. Gerth seconded the motion.

Post 12/19/14

For fifteen days

BOARD OF TOWNSHIP TRUSTEES
ANDERSON TOWNSHIP
HAMILTON COUNTY, OHIO

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

Mr. Jackson yes Mr. Gerth yes Mr. Pappas yes

Mr. Jackson introduced the foregoing resolution and moved its passage. Mr. Gerth seconded the motion.

RESOLUTION NO. 14-1218-23

**LIMITED HOME RULE RESOLUTION
APPOINTING MARGARET W. COMEY, SQUIRE PATTON BOGGS (US) LLP, AS
LAW DIRECTOR FOR A TERM ENDING DECEMBER 31, 2015,
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 Squire Patton Boggs (US) LLP ("SPB") 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; and

WHEREAS, the term of the most recent extension of the appointment of Margaret W. Comey, Esq. and SPB (formerly Squire Sanders (US) LLP) to provide Law Director services to the Township expires on December 31, 2014;

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 Of Counsel at SPB, is hereby appointed as the part-time Law Director of Anderson Township ("Law Director"), for a term ending on December 31, 2015, and otherwise upon the terms and conditions set forth in Schedule A hereto, which Schedule A is by this reference incorporated herein.

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 the Township requires the appointment of the Law Director under Chapter 504 of the Revised Code, particularly Section 504.15 thereof for the year 2015.

SCHEDULE A

TERMS AND CONDITIONS OF APPOINTMENT OF MARGARET W. COMEY, ESQ. AND SPB TO PROVIDE LAW DIRECTOR SERVICES FOR ANDERSON TOWNSHIP, HAMILTON COUNTY, OHIO

1. The Law Director shall faithfully perform her 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.
2. 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.
3. The Law Director shall be compensated at the rate of \$245.00 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. Her compensation shall be billed by the law firm of Squire Patton Boggs (US) LLP, 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 associate, paralegal and/or research assistant services, at rates

ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
December 18, 2014

of less than \$245.00 per hour, if she deems such services more cost-effective for the Board than performance of the duties described in paragraph 1 hereof. The Law Director shall not be reimbursed for secretarial services or secretarial overtime, office rent, utilities or file storage, office insurance, word-processing, scanning, local telephone calls, tuition or fees for attendance at continuing legal education seminars or other seminars or township attorneys' meetings (unless the Law Director's attendance there is expressly authorized by the Board or by the Township Administrator), or any other cost or expense not germane to her duties.

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

Mr. Jackson yes Mr. Gerth yes Mr. Pappas yes

Passed at the regular meeting of the Board of Township Trustees this 18th day of December, 2014.

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 18th day of December, 2014, 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 year 2015 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 18, 2014

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 19, 2014.

This 19th day of December, 2014.

Kenneth G. Dietz
Fiscal Officer

There was no further discussion.

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

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of February 19, 2015

Russell L. Jackson, Jr., Board 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 December, 2014, and that said minutes have been duly entered upon the Journal of said Township.

This 18th day of December, 2014.

Kenneth G. Dietz, Fiscal Officer

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
December 18, 2014*

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
December 18, 2014*

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
October 16, 2014*

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
October 2, 2014*

