

*ANDERSON TOWNSHIP BOARD OF TOWNSHIP TRUSTEES
June 16, 2016*

The Board of Township Trustees of Anderson Township (“Board”) held its regular monthly meeting on June 16, 2016, at 5:30 p.m., in the Anderson Center Board Room. Present were the following Board members:

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

Also present at the start of the meeting were Fiscal Officer Ken Dietz, Township Administrator Vicky Earhart, Assistant Administrator for Human Resources Suzanne Parker, and Law Director Margaret Comey.

Mr. Pappas welcomed the additional attendees, including a number of citizens and other public officials including: Planner I Thomas Caruso, Fire Chief Mark Ober, Public Works Director Richard Shelley, Hamilton County Sheriff’s Captain Rick Neville, Fiscal Office Manager Debbie Hucker, and Administrative Assistant Molly Mohrfield. He asked them to join him in the Pledge of Allegiance.

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

There was no further discussion.

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

PUBLIC FORUM

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

Carolyn Riley, 2797 Senate Court, she requested that the Board not adopt, as approved, the June 6, 2016 Zoning Commission Hearing of PUD 5-2016 (Woodruff Road) due to the fact that it was not in compliance with zoning law, and the Comprehensive Plan. She believed that the plan did not advance a legitimate public interest or permit a reasonable economic use of the property. She felt that at the Zoning Commission Hearing Mr. Drury was very disrespectful, and did not answer questions adequately. She pointed out that the planned development was not a reasonable economic use of density standards in which the intention was to promote the connectivity to business districts and walking residential areas in an area that was miles away for such an area.

TRUSTEE COMMENTS

Announcement of Heroin Forum – **Mr. Pappas** stated that concerns regarding an increase in the local heroin problem would be addressed at a regional Heroin Forum sponsored by the Hamilton County Sheriff’s Office at Anderson Center on June 22nd. The forum would provide residents with critical information on what was being done to curb the epidemic, and issues related to it. Speakers

included law enforcement, prevention experts, treatment providers, public health officials, and members of the Hamilton County Heroin Coalition.

FISCAL OFFICER

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

Set Public Hearing for 2017 Preliminary Tax Budget –

Resolution 16-0616-01: Ms. Stone moved to set a Public Hearing for Anderson Township’s 2017 Preliminary Tax Budget for Thursday, July 21, 2016, beginning at 6:00 PM at Anderson Center. Mr. Gerth seconded the motion.

There was no further discussion.

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

Minutes –

Resolution 16-0616-02: Mr. Gerth moved to approve the minutes of April 7, 2016; April 15, 2016; April 19, 2016; April 21, 2016 Special Meeting; April 21, 2016; May 5, 2016; May 17, 2016; May 19, 2016; and June 2, 2016, with minor corrections. Ms. Stone seconded the motion.

There was no further discussion.

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

Public Safety Levy Presentation and Recommendation – **Mr. Dietz** stated that the timing and need of a public safety levy had been discussed in the Board’s annual planning meeting held in May, 2016. Over the past couple of years, the Township had worked to stretch the 2008 levy through the use of TIF funds. The need to pass a levy was due to several factors including House Bill 920, which, in 1976, the legislature enacted regarding property tax reform. Its purpose was to keep inflation from increasing taxes, which ultimately prevents communities from benefiting from property value increases. Despite efforts to maintain expenditures, the cost of doing business had also increased since 2008. Law enforcement services had increased from \$2,200,000 in 2009 to \$3,300,000 in 2015. The assessed value of property in 2009 generated \$11,866,000 the current assessed value generates \$11,319,000. Expenditures went from \$10,851,000 in 2009 to \$12,834,000 in 2015. Unfortunately the lines between revenues and expenditures had crossed.

Mrs. Earhart stated that staff proposed a 3.55 mill Public Safety levy to fund police, fire, and emergency medical services. If approved the levy was expected to sustain the Township’s public safety services for another five years. It would generate approximately \$4,300,000 annually costing the owner of a \$100,000 home an additional \$10.35 per month or \$124.25 per year.

A PowerPoint presentation was displayed outlining the many services provided to the Township by the Fire & Rescue and Sheriff's Departments.

Chief Ober stated that the average response time for an emergency call was 4 minutes, 26 seconds from any one of the four fire stations. Other services include fire hydrant checks, child car seat safety checks, CPR and first aid training for the public, fire and severe weather drills, and fire and paramedic training.

Mrs. Earhart stated that with regard to the Hamilton County Sheriff's Office there were approximately 15,000 responses during 2015 which equated to 41 responses per day. The Township provided several specialty officers including a crime prevention officer, who works directly with local businesses, residents, and homeowner's associations. A community resource officer, who negotiates disputes between neighbors, and provides support to zoning with regard to nuisance abatement problems in an attempt to mediate issues between neighbors. A school resource officer, in which the Township pays the entire cost -- in most of the large townships throughout Hamilton County the cost is shared between the school district and the township. And two traffic safety officers who work with residents regarding speeding or stop sign violations, and make recommendations where speed trailers should be located to help remediate those issues.

Mrs. Earhart stated that Chief Ober served on the Hamilton County Heroin Coalition and Task Force in an effort to fight against heroin and opiate abuse in the region. In 2013 the Trustees authorized funding for one RENU (Regional Enforcement Narcotics Unit) officer. That RENU officer, and the RENU team as a whole, had a 98% conviction rate, 148 arrests, and recovered 61 guns, confiscated 18 pounds of heroin, and 960 pounds of marijuana. The program had been a tremendous benefit to the Township.

Resolution 16-0616-03: Ms. Stone moved to adopt a resolution declaring the necessity of levying an additional tax for public safety and directing Fiscal Officer to certify documents to the Hamilton County Board of Elections as follows; Mr. Gerth seconded the motion:

RESOLUTION NO. 16-0616-03

**A RESOLUTION DECLARING THE NECESSITY OF LEVYING AN
ADDITIONAL TAX FOR PUBLIC SAFETY AND DIRECTING
FISCAL OFFICER TO CERTIFY DOCUMENTS TO THE
HAMILTON COUNTY BOARD OF ELECTIONS**

WHEREAS, this Board of Township Trustees ("Board") declares that the amount of taxes which may be raised within the ten-mill limitation by levies on the current tax duplicate will be insufficient to provide an adequate amount for the necessary requirements of the Township and that it is necessary to levy an additional tax in excess of that limitation for the purpose of providing and maintaining fire apparatus, appliances, buildings, or sites therefor, or sources of water supply and materials therefor, or the establishment and maintenance of lines of fire alarm telegraph, or the payment of permanent, part-time, or volunteer firefighters or firefighting companies, emergency medical, administrative or communications personnel to operate the same, including the payment of any employer contributions required for such personnel under Section 145.48 or Section 742.34 of

the Revised Code, or purchase of ambulance equipment, or the provision of ambulance equipment, or the provision of ambulance, paramedic, or other emergency medical services operated by a fire department or firefighting company; and for providing and maintaining motor vehicles, communications, other equipment, buildings, and sites for such buildings used directly in the operation of the police department, or the payment of salaries of permanent or part-time police personnel, communications or administrative personnel to operate the same, including the payment of any employer contributions required under Section 145.48 or Section 742.33 of the Revised Code, or the payment of the costs incurred by the Township as a result of contracts made with other political subdivisions in order to obtain police protection or the provision of ambulance or emergency medical services operated by a police department; and

WHEREAS, in accordance with Division (B) of Section 5705.03 of the Revised Code, in order to submit the question of a tax levy pursuant to Sections 5705.19(JJ) and 5705.191 of the Revised Code this Board must request that the Hamilton County Auditor certify (i) the total current tax valuation of the Township and (ii) the number of mills required to generate a specified amount of revenue, or the dollar amount of revenue that would be generated by a specified number of mills per year by the proposed levy; and

WHEREAS, in accordance with Division (B) of Section 5705.03 of the Revised Code, upon receipt of a certified copy of a resolution of this Board declaring the necessity of the tax, stating its purpose, whether it is an additional levy or a renewal or a replacement of an existing tax, and the Section of the Revised Code authorizing its submission to the electors, and requesting such certification, the Hamilton County Auditor is to certify the total current tax valuation of the Township and the number of mills required to generate a specified amount of revenue, or, in the alternative, the dollar amount of revenue to be generated per year by a specified number of mills by the proposed levy;

WHEREAS, in accordance with Division (B)(3) of Section 5705.03 of the Revised Code, upon receiving such certification from the County Auditor, this Board shall certify its resolution, accompanied by a copy of the County Auditor's certification, to the Hamilton County Board of Elections in order to proceed with the submission of the question of the tax to the electors;

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

SECTION 1. This Board hereby determines that it is necessary to levy, for a continuing period of time, an additional ad valorem property tax outside the ten mill limitation pursuant to Sections 5705.19(JJ) and 5705.191 of the Revised Code for the purpose of providing and maintaining fire apparatus, appliances, buildings, or sites therefor, or sources of water supply and materials therefor, or the establishment and maintenance of lines of fire alarm telegraph, or the payment of permanent, part-time, or volunteer firefighters or firefighting companies to operate the same, including the payment of the firefighters' employer's contribution required under section 742.34 of the Revised Code, or purchase of ambulance equipment, or the provision of ambulance equipment, or the provision of ambulance, paramedic, or other emergency medical services operated by a fire department or firefighting company; and for providing and maintaining motor vehicles, communications, other equipment, buildings, and sites for such buildings used directly in the operation of the police department, or the payment of salaries of permanent police personnel,

including the payment of the police employer's contribution required under section 742.33 of the Revised Code, or the payment of the costs incurred by the Township as a result of contracts made with other political subdivisions in order to obtain police protection, at a rate not exceeding **three and fifty-five hundredths (3.55) mills for each dollar of valuation, which amounts to thirty-five and one-half cents (\$0.355) for each one hundred dollars of valuation, for a continuing period of time, including a levy on the duplicate of the current year.**

SECTION 2. Pursuant to Section 5705.03(B), this Board has received from the Hamilton County Auditor, his certification of both (a) the total current tax valuation of Anderson Township, and (b) the number of mills required to generate revenue of **\$4,295,229.00** per year by the levy specified in Section 1, a copy of which certification is attached hereto as Exhibit A and by this reference is made a part hereof.

SECTION 3. Pursuant to Revised Code Section 5705.25, the form of the ballots cast at the election to be held upon the question (subject to exercise by the Hamilton County Board of Elections and the Secretary of State of their respective statutory responsibilities) shall be as follows:

**PROPOSED TAX LEVY
A MAJORITY AFFIRMATIVE VOTE IS
NECESSARY FOR PASSAGE**

An additional tax for the benefit of Anderson Township, Hamilton County, Ohio, for the purposes of **PROVIDING AND MAINTAINING FIRE APPARATUS, APPLIANCES, BUILDINGS, OR SITES THEREFOR, OR SOURCES OF WATER SUPPLY AND MATERIALS THEREFOR, OR THE ESTABLISHMENT AND MAINTENANCE OF LINES OF FIRE ALARM TELEGRAPH, OR THE PAYMENT OF PERMANENT, PART-TIME, OR VOLUNTEER FIRE FIGHTERS OR FIREFIGHTING COMPANIES, EMERGENCY MEDICAL, ADMINISTRATIVE OR COMMUNICATIONS PERSONNEL TO OPERATE THE SAME, INCLUDING THE PAYMENT OF ANY EMPLOYER CONTRIBUTIONS REQUIRED FOR SUCH PERSONNEL UNDER SECTION 145.48 OR SECTION 742.34 OF THE REVISED CODE, THE PURCHASE OF AMBULANCE EQUIPMENT, OR THE PROVISION OF AMBULANCE EQUIPMENT, OR THE PROVISION OF AMBULANCE, PARAMEDIC, OR OTHER EMERGENCY MEDICAL SERVICES OPERATED BY A FIRE DEPARTMENT OR FIREFIGHTING COMPANY, AND FOR PROVIDING AND MAINTAINING MOTOR VEHICLES, COMMUNICATIONS, AND OTHER EQUIPMENT, BUILDINGS, AND SITES FOR SUCH BUILDINGS USED DIRECTLY IN THE OPERATION OF THE POLICE DEPARTMENT, OR THE PAYMENT OF SALARIES OF PERMANENT OR PART-TIME POLICE PERSONNEL, COMMUNICATIONS OR ADMINISTRATIVE PERSONNEL TO OPERATE THE SAME, INCLUDING THE PAYMENT OF ANY EMPLOYER CONTRIBUTIONS REQUIRED UNDER SECTION 145.48 OR SECTION 742.33 OF THE REVISED CODE, OR THE PAYMENT OF THE COSTS INCURRED BY THE TOWNSHIP AS A**

RESULT OF CONTRACTS MADE WITH OTHER POLITICAL SUBDIVISIONS IN ORDER TO OBTAIN POLICE PROTECTION, OR THE PROVISION OF AMBULANCE OR EMERGENCY MEDICAL SERVICES OPERATED BY A POLICE DEPARTMENT at a rate not exceeding three and fifty-five hundredths (3.55) mills for each one dollar of valuation, which amounts to thirty-five and one-half cents (\$0.355) for each one hundred dollars of valuation, for a continuing period of time, commencing in 2016, first due in calendar year 2017.

	FOR THE TAX LEVY
	AGAINST THE TAX LEVY

SECTION 4. The question shall be submitted to the electors of Anderson Township at the general election to be conducted on November 8, 2016.

SECTION 5. The Fiscal Officer or his designee is hereby directed to file a certified copy of this Resolution, **together with an original of the County Auditor’s certification** and Resolution No. 16-0519-03, duly passed by this Board on May 19, 2016, with the Hamilton County Board of Elections, not less than ninety (90) days prior to the general election to be held on November 8, 2016.

SECTION 6. 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 7. The preambles hereto are and shall for all purposes be construed to be integral and operative parts of this Resolution.

SECTION 8. This Resolution shall be in full force and effect immediately upon its passage and no publication of this Resolution is necessary other than that provided for in the Notice of Election.

SECTION 9. The Hamilton County Board of Elections shall publish a Notice of Election in one or more newspapers of general circulation within the Township and Hamilton County, Ohio, once a week for two consecutive weeks prior to the election, and on its website for thirty days prior to the election, and as otherwise required by Section 5705.25 and 5705.191 of the Revised Code.

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

LAW DIRECTOR

Ms. Comey had nothing requiring Board action.

PLANNING & ZONING

“What’s NEXT?” Workshop Announcement – **Mr. Caruso** stated that the Township was in the process of updating the Comprehensive Plan. This update would take a strategic approach to updating the previous plan completed in 2011 focusing on transportation, economic development, housing, and infrastructure. The “What’s NEXT?” Workshop on June 21st would be an interactive workshop made up of public participation to help with the future vision of the Township.

Resolution Providing for the Repair and Securance of Structure on Land Owned by Roger and Diana Herzberg Located at 6197 Turpin Hills Drive, Pursuant to Section 505.86 of the Revised Code –

Resolution 16-0616-04: Mr. Gerth moved to adopt a resolution providing for the repair and securance of structure on land owned by Roger and Diana Herzberg located at 6197 Turpin Hills Drive in Anderson Township, Ohio, pursuant to Section 505.86 of the Revised Code as follows; Ms. Stone seconded the motion:

RESOLUTION NO. 16 – 0616 – 04

RESOLUTION PROVIDING FOR THE REPAIR AND SECURANCE OF STRUCTURE ON LAND OWNED BY ROGER AND DIANA HERZBERG LOCATED AT 6197 TURPIN HILLS DR. IN ANDERSON TOWNSHIP, OHIO, PURSUANT TO SECTION 505.86 OF THE REVISED CODE.

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

WHEREAS, the structure (the “Structure”) located at 6197 Turpin Hills Dr., Anderson Township, Ohio 45244 (further identified as Hamilton County Auditor’s Parcel No. 500-0370-0115-00) (the “Property”), has been abandoned for many years and rodents have made entry points into and are inhabiting the Structure; and

WHEREAS, the owners of record of the Property and Structure are Roger and Diana Herzberg (the “Owner”); and

WHEREAS, Notices of Violation have been issued by the Hamilton County Public Health Department (the “Health Department”) dated March 29, 2016 and May 5, 2016, respectively, and citing its authority under Section 3707.01 of the Revised Code to abate and remove all nuisances

within its jurisdiction and compel owners and others to abate and remove any nuisance therein, determined that the Owner is in violation of regulations pertaining to, among other things, the harborage of vermin, insects and rodents and conditions which might create a nuisance; and

WHEREAS, the Department ordered Owner to hire professional extermination [sic] to ensure that there is no rodent harborage in the Structure and to secure the Structure to avoid infestation, said action to have been completed by June 6, 2016; and

WHEREAS, Owner has failed to complete the action required by the Department; and

WHEREAS, the last known mailing address of the Owner is 5300 N. Braeswood Blvd., #248, Houston, TX 77096 (the "Owner's Address"); and

WHEREAS, tax bills are mailed by the Hamilton County Auditor to Corelogic, 2500 Westfield Dr., Ste. 102, Hoffman Estates, IL 60124; and

WHEREAS, real property taxes with respect to the Property are being paid;

WHEREAS, this Board desires to take action to abate the nuisance on the Property pursuant to its authority under Section 505.86 of the Revised Code;

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

SECTION 1. The Zoning Inspector, on behalf of this Board, shall give notice by certified mail, return receipt requested, to the holders of legal or equitable liens of record upon the Property and to the Owner at the Owner's Address, of the Board's intention to provide for the removal of rodents from the Structure and the repair of the entry points to the Structure and securance of the Structure through use of Township employees, materials or equipment, or by a contract or contracts for labor, materials, or equipment, as shall be determined by the Township Administrator. The Notice shall also be sent by certified mail, return receipt requested to the Owner c/o Corelogic at the address to which real estate tax bills are sent. Providing a copy of this Resolution shall constitute the form of Notice.

SECTION 2. Upon the expiration of thirty (30) days from the date of giving the notice or notices provided for in SECTION 1 hereof, then unless the rodents have been removed from the Structure, the points of entry to the Structure have been repaired and the Structure has been secured, or unless the Owner or the holders of liens of record upon the Property shall have entered into an agreement with the Board to perform the removal of rodents and the repair and securance of the Structure under Section 505.86 of the Revised Code, the Township Administrator shall proceed to provide for said removal of rodents and the repair and securance of the Structure in accordance with SECTION 1 hereof, and the "total cost" of such repair and securance, as defined in Section 505.86(A) of the Revised Code, shall be collected by the Fiscal Officer in accordance with Section 505.86(C)(1) of the Revised Code.

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

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

Resolution Determining Existence of Nuisance on Land Owned by Roger and Diana Herzberg, Located at 6197 Turpin Hills Drive, and Providing for Notice and Remediation Pursuant to Section 505.87 of the Revised Code –

Resolution 16-0616-05: Mr. Gerth moved to adopt a resolution determining existence of nuisance on land owned by Roger and Diana Herzberg, located at 6197 Turpin Hills Drive, in Anderson Township, and providing for notice and remediation pursuant to ORC Section 505.87 as follows; Ms. Stone seconded the motion:

RESOLUTION NO. 16-0616-05

**RESOLUTION DETERMINING EXISTENCE OF NUISANCE ON LAND OWNED BY
ROGER AND DIANA HERZBERG, LOCATED AT 6197 TURPIN HILLS DR., IN
ANDERSON TOWNSHIP, AND PROVIDING FOR NOTICE AND REMEDIATION
PURSUANT TO ORC SECTION 505.87**

Whereas, a board of township trustees may provide for the abatement, control, or removal of vegetation, garbage, refuse, and other debris from land in the township, if the board determines that the owner's maintenance of that vegetation, garbage, refuse, or other debris constitutes a nuisance, pursuant to Ohio Revised Code Section 505.87 (the "Statute");

Now, therefore, be it resolved by the Board of Township Trustees (the "Board") of Anderson Township, Ohio (the "Township"), that:

Section 1. Maintenance of the vegetation, garbage, refuse or other debris by the owner or owners (the "owner"), as specified in Schedule A hereto (which is by this reference is incorporated herein), is hereby determined to constitute a nuisance within the meaning of the Statute and the owner is hereby ordered to abate, control, or remove the vegetation, garbage, refuse, or other debris as set forth herein.

Section 2. If the owner of the land upon which the nuisance is located is determined by the Zoning Inspector to be a resident of the Township or a nonresident whose address is known,

the Zoning Inspector shall give notice to such owner, on behalf of this Board, in substantially the form attached hereto as Schedule A, by posting that notice in a sheltered place and/or in a waterproof envelope on the principal structure (if any) on such land and photographing the posted notice with a camera capable of recording the date of the photograph on it. Such notice shall also be sent, on behalf of this Board, by certified mail to each lienholder of record. If such owner's address is unknown and cannot reasonably be obtained, the Zoning Inspector shall cause such notice to be published once in a newspaper of general circulation in the Township.

Section 3. If, within seven (7) days after the giving of the notice or notices provided for in Section 2 hereof, the owner of such land fails to abate, control, or remove the vegetation, garbage, refuse or debris, and no agreement is entered into with the Board under Ohio Revised Code Section 505.87(B)(2) to provide for the abatement, control, or removal, then the Zoning Inspector, on behalf of this Board, shall provide for such abatement, control, or removal and, on behalf of this Board, may employ the necessary labor, materials, and equipment to perform the task. The expenses to be incurred in that regard, in an amount not to exceed \$500.00, are hereby authorized and such sum is hereby appropriated to be paid from the Township General Fund from monies not otherwise appropriated.

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

There was no further discussion.

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

SHERIFF'S OFFICE

Cpt. Neville had nothing requiring Board action.

PUBLIC WORKS DEPARTMENT

Mr. Shelley had nothing requiring Board action.

FIRE AND RESCUE DEPARTMENT

Chief Ober had nothing requiring Board action.

TOWNSHIP ADMINISTRATOR

Resolution Authorizing the Execution of Lease/Rental Agreement with Respect to 7850 Five Mile Road –

Resolution 16-0616-06: Ms. Stone moved to adopt a resolution authorizing the execution of lease/rental agreement with respect to 7850 Five Mile Road pursuant to Section 505.11 of the Revised Code as follows; Mr. Gerth seconded the motion:

RESOLUTION NO. 16-0616-06

RESOLUTION AUTHORIZING THE EXECUTION OF LEASE/RENTAL AGREEMENT WITH RESPECT TO 7850 FIVE MILE ROAD PURSUANT TO SECTION 505.11 OF THE REVISED CODE

WHEREAS, certain improved real property located at 7850 Five Mile Road is owned by the Township (the "Property"); and

WHEREAS, Section 505.11 of the Revised Code (the "Statute") authorizes a board of township trustees, when, in its opinion, the township would be benefitted, to lease township real property to any person upon terms agreed upon by the board and lessee; and

WHEREAS, this Board finds it to be in the best interest of the Township to lease, and that the Township would be benefitted by leasing, the Property to Locke Lord, LLP, a Delaware limited liability partnership, (the "Lessee");

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

SECTION 1. That this Board hereby determines that it is in the best interest of the Township to lease the Property to the Lessee upon the terms and conditions provided in the Rental Agreement attached hereto as Exhibit A and by this reference made a part hereof (the "Agreement").

SECTION 2. That the Township Administrator is hereby authorized to execute the Agreement in substantially the form attached hereto as Exhibit A, with such revisions thereto as she deems not to be disadvantageous to the Township, such determination being conclusively evidenced by her execution of the Lease.

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

There was no further discussion.

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

As there was no further business, the meeting adjourned.

These minutes were approved at the meeting of August 18, 2016.

Andrew Pappas, 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 16th day of June 2016, and that said minutes have been duly entered upon the Journal of said Township.

This 16th day of June, 2016

Kenneth G. Dietz
Fiscal Officer