

MINUTES: Regular Session--March 29, 2001

The Board met in regular session pursuant to adjournment of the March 27, 2001, meeting.

C. Michael Kilburn - present Larry Crisenbery - present

Pat Arnold South - present Tina Davis, Clerk - present

- 01-491 A resolution was adopted to approve Water System Mutual Aid Assistance contract with the City of Lebanon. Vote: Unanimous
- 01-492 A resolution was adopted to approve and enter into a Maintenance Agreement within Pitney Bowes. Vote: Unanimous
- 01-493 A resolution was adopted to approve Supplemental Appropriation in Community Development Fund #265 and approve and authorize the President of this Board to enter into contract with Leighty and Snider, Inc. for consulting services for the Community Housing Improvement Program Application. Vote: Unanimous
- 01-494 A resolution was adopted to authorize Amendment No. 1 to the Engineering Agreement with Henderson and Bodwell, increasing Purchase Order # 46915. Vote: Unanimous
- 01-495 A resolution was adopted to approve a Release of Subdivision Public Improvement Performance and maintenance Security Bond Agreement for Hunter's Green, LLC., for completion of improvements in Hunter's Green, Section Five, Situated in Deerfield Township. Vote: Unanimous
- 01-496 A resolution was adopted to approve a Bond Release for Fenco Development Co., for completion of improvements in Shaker Ridge, Sect II, situated in Franklin Township. Vote: Unanimous
- 01-497 A resolution was adopted to enter into a Subdivision Public Improvement Performance and Maintenance Security Agreement with Links Land Company, LLC., to install certain water and/or sanitary sewer improvements in the Shoppes at River's Bend situated in Hamilton Township. Vote: Unanimous
- 01-498 A resolution was adopted to enter into an Erosion Control Bond Agreement with Links Land Company LLC., for improvements in the Shoppes at River's Bend,

- situated in Hamilton Township. Vote: Unanimous
- 01-499 A resolution was adopted to approve Various Final Plats. Vote: Unanimous
- 01-500 A resolution was adopted to enter into Agreement for Acquisition of a Permanent Right-of-way Easement and Temporary Construction Easement from Chester M. and Sue L. Strunk for the Fields Ertle and Snider Road Project. Vote: Unanimous
- 01-501 A resolution was adopted to reschedule Public Hearing concerning the petition for Annexation of 73.569 acres to the City of Mason. Vote: Unanimous
- 01-502 A resolution was adopted to approve Appropriation Adjustments within Commissioners Fund #101. Vote: Unanimous
- 01-503 A resolution was adopted to accept an Amended Certificate and approve Supplemental Appropriation within Pass Through Grants Fund #261. Vote: Unanimous
- 01-504 A resolution was adopted to approve Appropriation Adjustment within Clerk of Courts Fund #284. Vote: Unanimous
- 01-505 A resolution was adopted to authorize Payment of Bills. Vote: Unanimous

DISCUSSIONS

On motion, upon unanimous call of the roll, executive session was entered into at 4:15 p.m. to discuss personnel matters and pending litigation and exited at 5:00 p.m.

SITE PLAN REVIEW APPLICATION

AT&T WIRELESS INC.

The site plan review application of AT&T Wireless, Inc. (Bruce and Carol Goodwin, property owners, in Harlan Township was convened this 29th day of March 2001, in the Harlan Township Fire House.

Commissioner Kilburn reviewed the law stating that zoning cannot affect placement of telecommunications towers but a Board of Commissioners can adopt regulations, which a company must follow.

Ted Priest, Chief Zoning Official, reviewed the comments from the County Engineer, Ohio Department of Transportation, Soil and Water Conservation District, Warren County Water and Sewer Department, Western Water Company, Harlan Township Trustees and the Regional Planning Commission.

The Board discussed moving the tower back towards the tree line along the East Side.

There was much discussion relative to the need to relocate the tower to screen from adjacent homes.

The Board questions the property owner if he would be willing to relocate the tower.

Mr. Goodwin stated that there is a drainage swale to the east of the house and any movement of the tower east would place the tower within the drainage swale.

There were various property owners present, which spoke in opposition to the tower including Paul Cunningham, Paige Penoate, and George Postler.

Upon much discussion, the Board resolved to view the site on April 3, 2001, at 2:00 p.m. and continue the site plan review application on April 12, 2001, at 6:00 p.m. at the Harlan Township FireHouse.

Upon motion the meeting was adjourned.

C. Michael Kilburn, President

Larry Crisenbery

Pat Arnold South

I hereby certify that the foregoing is a true and correct copy of the minutes of the regular meeting of the Board of County Commissioners held on March 29, 2001, in compliance with Section 121.22 O.R.C.

Tina Davis, Clerk
Board of County Commissioners
Warren County, Ohio